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10 **BOARD OF ADMINISTRATION**  
11 **CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM**  
12 **STATE OF CALIFORNIA**

13 In the Matter of the Calculation of Final ) **CASE NO. 2012-0671**  
14 Compensation of: )  
15 ) **OAH NO. 2013080917**  
16 BRUCE MALKENHORST, SR., )  
17 Respondent, ) **CALPERS' RESPONSE AND**  
18 and. ) **OBJECTIONS TO MALKENHORST'S**  
19 CITY OF VERNON, ) **REQUEST FOR JUDICIAL NOTICE**  
20 )  
21 Respondent. ) **Hearing Dates: August 25-27, 2014**  
22 ) **September 3-4, 2014**  
23 ) **February 19, 2015**  
24 )  
25 )  
26 )  
27 )  
28 )

1 CalPERS responds as follows to Malkenhorst's Request for Judicial Notice filed  
2 May 22, 2015:

3 **Exhibit 4:**

4 No objection.  
5

6 **Exhibit 5:**

7 Objection: Malkenhorst has not shown the document is of the type for which judicial  
8 notice is appropriate; lacks relevance.  
9

10 **Exhibit 6:**

11 No objection.

12 **Exhibit 7:**

13 No objection.  
14

15 **Exhibit 8:**

16 No objection.

17 **Exhibit 9:**

18 No objection.  
19

20 **Exhibit 10:**

21 Objection: Malkenhorst has not shown the relevance of the document.  
22

23 **Exhibit 11:**

24 No objection.

25 **Exhibit 12:**

26 No objection.

27 **Exhibit 13:**

28 No objection.

1 **Exhibit 14:**

2           Objection: Malkenhorst has not shown the document is of the type for which judicial  
3 notice is appropriate; lacks relevance and foundation; failure to explain why the document  
4 was not previously marked as a potential exhibit or moved into evidence.  
5

6 **Exhibit 15:**

7           Objection: Malkenhorst has not shown the document is of the type for which judicial  
8 notice is appropriate; lacks relevance and foundation; failure to explain why the document  
9 was not previously marked as a potential exhibit or moved into evidence.  
10

11 **Exhibit 16:**

12           Objection: Malkenhorst has not shown the relevance of the document or explained  
13 why the document, if relevant, was not previously marked as a potential exhibit or moved  
14 into evidence.  
15

16  
17 DATED: June 15, 2015

STEPTOE & JOHNSON LLP

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20 By:  \_\_\_\_\_

Jason Levin

21 Attorneys for Complainant CalPERS  
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**PROOF OF SERVICE**  
F.R.C.P. 5 / C.C.P. 1013a(3)/ Rules of Court, Rule 2060

I am a resident of, or employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to this action. My business address is: Steptoe & Johnson LLP, 633 West Fifth Street, Suite 700, Los Angeles, California 90071.

On June 15, 2015, I served the following listed document(s), by method indicated below, on the parties in this action: **CALPERS' REPLY POST-HEARING BRIEF.**

**SEE ATTACHED SERVICE LIST**

**XX BY U.S. MAIL**

By placing  the original /**XX x a true copy** thereof enclosed in a sealed envelope(s), with postage fully prepaid, addressed as per the attached service list, for collection and mailing at Steptoe & Johnson in Los Angeles, California following ordinary business practices. I am readily familiar with the firm's practice for collection and processing of document for mailing. Under that practice, the document is deposited with the United States Postal Service on the same day in the ordinary course of business. I am aware that upon motion of any party served, service is presumed invalid if the postal cancellation date or postage meter date on the envelope is more than one day after date of deposit for mailing contained in this affidavit.


**XX BY ELECTRONIC SERVICE**

**(to individual persons)**

On June 15, 2015, I also served by electronically transmitting the document(s) listed above to the email address(es) of the person(s) set forth on the attached service list. The transmission was reported as complete and without error. See Rules of Court, rule 2060.

- XX STATE** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- FEDERAL** I declare under penalty of perjury under the laws of the United States that I am employed in the office of a member of the bar of this court at whose direction the service is made.

ELENA HERNANDEZ  
Type or Print Name

  
Signature

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