

CalPERS Ethics Helpline

**SUMMARY OF CLOSED SUBSTANTIATED COMPLAINTS
7/1/2015 through 9/30/2015**

**Issue Type: Human Resources
2014-465**

Allegation: An unidentified reporting party made several allegations about a particular CalPERS unit regarding favoritism and unfair working conditions.

Finding: Allegations were substantiated; Human Resources reported that the case has been closed and disciplinary action was taken by management.

Action Taken: Disciplinary/Corrective Action

**Issue Type: Other – Member Criminal Activity
2014-428**

Allegation: An identified reporting party from a CalPERS covered agency notified CalPERS that a member was committing fraudulent actions with school funds.

Finding: Allegations were substantiated, and the member was convicted on felony charges in a court of law.

Action Taken: Forfeiture of Member Benefits

**Issue Type: Regulatory Compliance
2015-528**

Allegation: An identified reporting party alleges a CalPERS employee violated the Public Employees Medical and Hospital Care Act.

Finding: Allegations were substantiated; Human Resources reported that the employee was counseled by management.

Action Taken: Disciplinary/Corrective Action

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Issue Type: Retirement Benefits Fraud or Abuse – Pension Spiking
2015-514

Allegation: An identified reporting party alleges a CalPERS member may be involved in pension spiking activities.

Finding: Allegations were substantiated; member and employer notified that member benefits will be adjusted.

Action Taken: CalPERS Member Benefits Adjusted

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The following 3 cases reported in September 2015 have had their "Action Taken" clarified for enhanced transparency.

**Issue Type: Retirement Benefits Fraud or Abuse – Pension Spiking
2014-462**

Allegation: An unidentified reporting party alleges that a CalPERS member is defrauding CalPERS in order to wrongfully receive retirement benefits.

Finding: Allegations were substantiated; employee's membership for position denied due to hours worked not qualifying for membership, and the agency was told to immediately stop reporting on behalf of the employee and reverse all contributions previously reported on the employee's behalf.

Action Taken: CalPERS Member Benefits Adjusted

**Issue Type: Retirement Benefits Fraud or Abuse – Retired Annuitants
2015-488**

Allegation: An identified reporting party alleges that a CalPERS retiree may be working in violation of retirement laws and may be guilty of fraudulent payroll practices.

Finding: Allegations were substantiated; member and employer notified that member benefits will be adjusted.

Action Taken: CalPERS Member Benefits Adjusted

**Issue Type: Retirement Benefits Fraud or Abuse – Retired Annuitants
2015-505**

Allegation: An unidentified reporting party alleges a CalPERS retiree is working in violation of retirement laws.

Finding: Allegations were substantiated; the payrates reported were in excess of the amounts listed on publically available pay schedules. CalPERS worked with the agency to have the pay schedules updated to reflect their intent to pay these two employees the amounts reported.

Action Taken: Resolved by State or Public Agency