

ATTACHMENT A

RESPONDENT'S PETITION FOR RECONSIDERATION

March 18, 2016

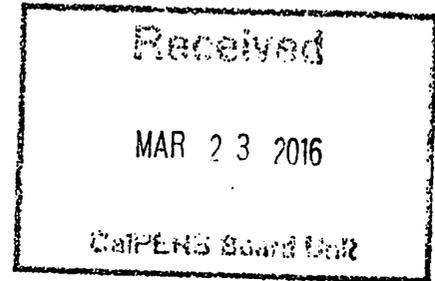
Cheree Swendensky, Assistant to the Board Executive Office

California Public Employees' Retirement System

P. O. Box 942701

Sacramento, CA 94229-2701

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RE: Petition for Reconsideration

Ref. No 2015-0121

Dear Cheree Swendensky,

Please accept my "Petition for Reconsideration" on the matter of my 1.005 hours of Service Credit Prior to Membership (SPM). I have no additional evidence to add, however, I will continue to reiterate had CalPERS completed this SPM work (when it was due) at the same time I received my Redeposit of Withdrawn Contributions Package in January 2013 we wouldn't be here today with this mess. CalPERS did nothing even remotely timely with my SPM but yet continues to refuse to acknowledge their very real role they played with placing my SPM on the path to failure. I have looked into Writs of Mandates which appears to only clog California courts and for the most part are a waste of time. I have further looked into legal action against CalPERS but not to increase my years of State Service by the 1.005 hours of SPM but for the lost future revenue with my retirement which appears to be a sum total of approximately \$61,000 if calculated by 40 years and this is totally and completely for FAILURE BY CalPERS TO DO THE TIMELY JOB REQUIRED. Since my proceedings with CalPERS has become a public matter I have considered contacting the media (locally and nationally) about this travesty of justice if only to alert others about CalPERS' inexcusable failure to do their job timely; I'm curious to see how many other victims at the hands of CalPERS (or PERS) are out there for the very same or similar reasons that caused my SPM to fail. Along with my name on the February 18, 2016 CalPERS Board meeting are 35 additional names of others who appear to also need their proposed ALJ decisions overturned but like me unfortunately did not receive that justice. The word justice is hardly applicable in this regard. A CalPERS associate explained to me the day before this board meeting that my case would be heard at the meeting. It was my choice to physically attend the board meeting and when it came to #8 on the agenda "Proposed Decisions of Administration Law Judges" I hunkered down in my seat to await the hours of long discussions on all these cases; discussions or anything even remotely like it never occurred. A CalPERS associate, Mr. Shaw(sp), sat down at the microphone and in under 30 seconds systematically dismissed "8a-hh" names by proposing to the board to accept the ALJ's proposed decisions-DONE-the board agreed. He then proposed to deny the names on 9 a-b "Petitions for Reconsideration" -DONE- the board agreed. In a matter of a few seconds all these names, lives and future incomes were lumped together and with one breath were tossed out like trash.

I do have options, just like this one, but will take each matter one decision at a time. I continue to pray for CalPERS to honorably and honestly step up and acknowledge their failure to complete my SPM timely causing it to be placed on the path to failure and with justice make the necessary but needed concessions to right the wrongs they created.

Please respond to me in writing with the date of the board meeting where my Petition for Reconsideration will be determined. Also if you need to speak to me directly, please contact me at your convenience.

Sincerely,

Diane D Euer