

ATTACHMENT C
RESPONDENT ARGUMENT
(Submitted)



1 RICHARD E. ELDER, JR., SBN: 46685
 2 3107 Clayton Road
 3 Concord, CA 94519
 4 (925) 676-7991
 Attorneys for Petitioner

5 **BEFORE THE BOARD OF ADMINISTRATION**
 6 **CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

7 In the Matter of the Application for IDR,

OAH No.: 2014100813

8 BRYAN BOYLE

Agency No.: 2014-0024

9 Petitioner,

10 v.

Claimant's Acceptance of Proposed

11 CALIFORNIA PUBLIC EMPLOYEES'
 12 RETIREMENT SYSTEM,

Decision Granting IDR, No Precedent Here

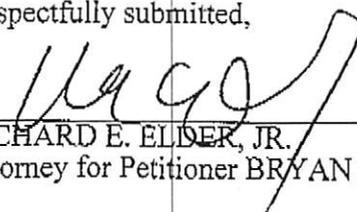
13 Respondent.

14 _____
 15 Bryan Boyle applied for Industrial Disability Retirement (IDR). The Administrative Law
 16 Judge recommends granting IDR. The caption on the proposed decision lists Mr. Boyle as
 17 respondent. Mr. Boyle, thru counsel, thinks that "Petitioner" ^{may} be proper for Mr. Boyle's status.
 18 But with this small "amendment" we believe the Proposed Decision is proper and that IDR should
 19 be granted.

20 We do not see precedential value to this Proposed Decision.

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 23 Dated: 05/31/2016

Respectfully submitted,

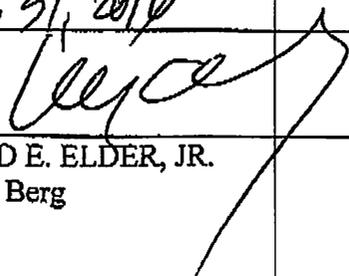
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 25 _____
 26 RICHARD E. ELDER, JR.
 27 Attorney for Petitioner BRYAN BOYLE
 28

1 STATE OF CALIFORNIA)
 2 COUNTY OF CONTRA COSTA) ss.
 3)

4 I am the attorney for BRYAN BOYLE in the above-entitled action; I have read the
 5 foregoing Claimant's Acceptance of Proposed Decision Granting IDR. No Precedent Here and
 6 know the contents thereof; and I certify that the same is true of my own knowledge, except to those
 7 matters which are therein stated upon my information or belief, and as to those matters I believe it
 8 to be true.

9 I declare under penalty of perjury that the foregoing is true and correct.

10 Executed on May 31, 2016 at Concord, California.

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 12 _____
 13 RICHARD E. ELDER, JR.
 14 Elder and Berg
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PROOF OF SERVICE BY MAIL (1013a, 2015.5 C.C.P.)
STATE OF CALIFORNIA, COUNTY OF CONTRA COSTA

I am a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is 3107 Clayton Road, Concord, California.

On 6/1/16, I served the within Claimant's Acceptance of Proposed Decision Granting IDR, No Precedent Here, on the interested parties in said action, by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States mail at Concord, California, addressed as follows:

Cheree Swedensky, Assistant to the Board
CalPERS Executive Office
P.O. Box 942701
Sacramento, CA 94229-2701
VIA FAX (916) 795-5972

Mr. Bryan J. Boyle

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 6/1/16, at Concord, California.

