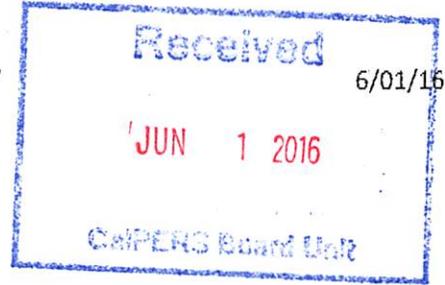


ATTACHMENT C
RESPONDENT(S) ARGUMENT(S)

"Respondents Argument"



To Whom It May Concern,

I Glen W. Sebring would like to respond to this matter of my IDR application.

In 2010 a nightmare began, I was extorted to bring contraband into the prison by a prison gang. My safety and my family's was at risk, under great duress and psychological pain I complied, During the 10 months of fear and intimidation, I was unable to think properly especially after I reported the threats to a Lieutenant, soon after I reported to the Lieutenant I received a call on the cell phone provided by the extortionists that they were not playing and this would be my one and only warning, the Lieutenant and other CDCR employees were part of the extortionist group, I had no one to trust. I suffered physical and psychological injuries during the ordeal, I was too afraid to deal with them at that time for fear of harm to my family.

In February 2011 the Nightmare started to lessen, I was able to breath and focus a little better, I began the Psychological and physical healing process, I was put on Prozac, pain reducers, and continued therapies to heal both.

I have since seen Dr. Patel who was at the hearing on 4/12/16, and he recalls testifying that my Knees and lower back were injured as stated in My IDR application by him. He also testified that when someone is on Prozac per a Psychologists order they are suffering psychological issues.

I was unable to perform my duties as a correction officer so I did not seek employment reinstatement hearings with the CCPOA provided attorney.

I called PERS in August of 2010 as phone records show to find out about IDR and time buy back, I personally visited Cal PERS Sacramento office in June with my wife to get an IDR book and spoke to a PERS representative and was told there was no hurry on applying, even after service retirement was fine. My first application in October 2011 was not accepted, I still had issues with the extortionist threats to keep quiet so it was still hard to focus on anything.

I relied on PERS to guide me and I feel misled, the extortion is over, but the stress and pain continue, I read the case laws, but each situation is different, I believe mine is different from those cases. I may not have lost a limb as stated in one of the cases, but I am losing my belief in Justice for all.

I ask that the CalPERS board allow me to continue my IDR application, I was not guided properly by anyone through this ordeal, and I was not psychologically capable at the time to comprehend the task at hand.

Sincerely,

Handwritten signature of Glen W. Sebring.

Glen W. Sebring

These are notes from Cal pers employees on Later attempts to file IDR never once did they say I was late in fact they always said time was not an issue even after service retirement.

Ext 5550
Civil/Personnel
AH Personnel
+ 707-454
Member 3204
* Copy of Job Duty
Statement

State Comp
Insurance
Fund
Claims Adjuster
Completes

Human
Resources
OR
Personnel
Completes

Member
+
Director
Completes

Member
Completes

Back Date
Retirement date
9 months from
approval Date
for Industrial
Disability Retirement

Doctors form
Signature date
must be dated
within 30 days
of your signature
date.

DIAGNOSIS :

same

Plan / Recommendations : Risks, benefits and alternatives of treatment and medications were discussed with the patient. benefits of treatment outweigh risks. pt agrees with current treatment plan. Psychoeducation provided. discussed importance of full compliance with recommended tx. risks of noncompliance the tx

Return to office in 2 week(s) _____ month(s)

→ (1) Prozac to 30 by po qd, pt states, (1) sedation x 1 week after started Prozac in 4/11, target sleep 80%, improving, no SE, some delayed orgasm; pt pleaked w/ med

→ schedule keep steady / cont PCP tx, discuss need for ARA

→ cont @ 2 weeks psychotherapy Dr Ross, bring info for Kai

→ bring all meds / etc

→ check labs / @ next dx

one of the Prozac orders


MIRCEA TRUTA, M.D.

Skelly notes – September 8, 2011

CSP-Solano – G. Sebring

- Even the most cursory read of Officer Sebring's investigatory interview summary would tell the reader that Officer Sebring was scared, stressed, and nervous about bringing in contraband.
- He felt that he was alone and no one could protect him.
- Officer Sebring did not make any money off of his admitted actions, and estimated spending close to \$1,000 of his own money on tobacco – receiving no money in return.
- Officer Sebring was a good first watch officer before he was threatened, and absent his misconduct regarding the contraband, he was a reliable employee. *No Sick leave used until after the extortion*
- Officer Sebring has come to understand that a simple transfer to another institution would not solve the problems evidenced by his admitted misconduct.
- Officer Sebring does intend to resign from the department before the effective date.

Print member/patient name and Social Security number.

Glen Sebring
Name of Member/Patient

Social Security Number

Section 5

Member Incapacity

Review the attached duty statement and physical requirements of the member's position prior to answering these questions.

To qualify for a disability retirement, the CalPERS member must be substantially incapacitated from the performance of the usual duties of his/her position with the current employer. This "substantial incapacity" must be due to a medical condition of permanent or extended and uncertain duration. Disability is not necessarily an inability to perform fully every function of a given position. Rather, the courts have concluded that the test is whether the member has a substantial inability to perform the usual and customary duties of the position. **Prophylactic restrictions are not a basis for a disability retirement.**

1. Is the member currently, substantially incapacitated from performance of the usual duties of the position for their current employer? Yes No

If yes, you must describe specific job duties/work activities that the member is unable to perform due to incapacity. Refer to member's job duty statement and *Physical Requirements of Position/Occupational Title* form.

Unable to walk and stand for prolonged periods.
Unable to run and climb

Dr Patel

2. Will the incapacity be permanent? Yes No

If not, probable duration < 6 months 6 months - 1 year 1 - 2 years Other

If other, please describe

3. Was the job duty statement/job description reviewed to make your medical opinion? Yes No

4. Was the *Physical Requirements of Position/Occupational Title* form reviewed to make your medical opinion? Yes No

5. Was information reviewed that the member provided? Yes No

If so, please attach the information provided by the member.

Section 6

Member Mental Status

Is the member mentally able to handle financial affairs and enter into legally binding contracts?

Yes No

Date of Onset (mm/dd/yyyy)

Is the member competent to endorse checks with the realization of nature and consequence of the act?

Yes No

Date of Onset (mm/dd/yyyy)

Section 7

Physician's Signature

Mail completed report directly to CalPERS. Do not give to member.

All questions on this form must be answered or application will be incomplete, which will delay processing.

CalPERS has my permission to release a photocopy of report to member, upon written request. Yes No

Jayesh J Patel, M.D.
Print Physician Name

(707) 444-5970
Phone Number

Fax Number

171 Butcher Road,
Address

Vacaville
City

CA 95687
State ZIP

MM/AA/YY
Signature of Physician/Title

Internal Medicine 6/25/2012
Medical Specialty Date (mm/dd/yyyy)

5

Mail to:

CalPERS Benefit Services Division - P.O. Box 2796, Sacramento, California 95812-2796

Applied Psychology Systems

2012

Penelope McAlmond-Ross, Psy. D.

Lic. #PSY20020

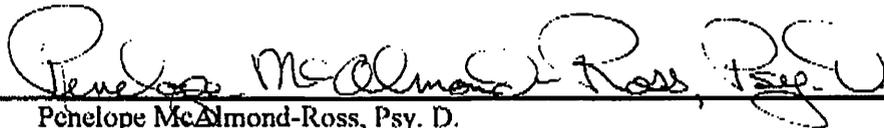
To: Dr. Truta

Dear Sir:

Mr. Sebring scored 23 on the Yale-Brown Obsessive-Compulsive Scale. If his score exceeded 16, OCD SXS fall in the clinical severity range. His score was 12 on obsessions, and 11 on compulsions. Would you consider treating his depression and OCD simultaneously?

He is trying to manage them behaviorally and having difficulty.

Sincerely,



Penelope McAlmond-Ross, Psy. D.
Clinical Psychologist

The extortion had severe
mental effect on me

<p>Billing Address:</p> <p>Dr McAlmond-Ross 755 West A Street Dixon, CA 95620 Fax: 707-451-3092</p>	<p>Clinical Office Address:</p> <p>313 Kendal, Ste. 1B Vacaville, CA 95688 Ph: 707-330-5535</p>
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