

ATTACHMENT C  
RESPONDENT'S ARGUMENT

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8 Attorney for Respondent,  
 9 DEBBIE HUDSON

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

14 In the Matter of the Applicant for Service ) OAI No.: 2011110264  
 15 Connected Disability Retirement of: )  
 16 )  
 17 DEBBIE HUDSON, )  
 18 )  
 19 Respondent. )  
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 27 Debbie Hudson, by and through her attorney Ilija Cvetich submits the following argument  
 28 against adopting the proposed decision.

The Kaiser records, reports and recommendations and uncontroverted hearing testimony provide substantial medical evidence that Debbie Hudson was suffering from severe and incapacitating medical conditions that stopped her from performing her usual and customary job duties. Moreover, the evidence submitted at the hearing provide substantial evidence that the employer was unable to provide Debbie Hudson with a reasonable accommodation for her medical conditions.

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The reports relied upon to support the proposed denial do not meet the legal threshold necessary to support a denial because the findings in the related reports do not substantially rebut the substantial medical findings and opinions of the Kaiser doctors and or Respondents' credible testimony at the hearing.

RESPECTFULLY SUBMITTED,



Date: August 5, 2016

ILIA CVETICH, Attorney for Debbie Hudson

Hudson OAI No.: 2011110264

**PROOF OF SERVICE**

I am over the age of 18 and not a party to this case. I am a citizen of the United States of America. I am employed by the Offices of Ilija Cvetich my business address is: 3465 American River Drive, Suite B, Sacramento, CA 95684.

On August 5, 2016, I served the attached document(s):

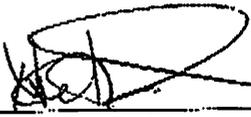
**DEBBIE HUDSON'S WRITTEN ARGUMENT AGAINST THE PROPOSED DECISION**

- I served the document BY MAIL enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.
- I served the document by ELECTRONIC TRANSMISSION by transmitting a PDF version of this document by electronic mail to the party(s) identified on the attached service list using the e-mail address(es) indicated.
- I served the document VIA FACSIMILE to the facsimile machine maintained by each person whose facsimile machine telephone number as last given by that person on any document, which that person filed in the case and served on the firm's office. Attached to this Proof of Service is a certificate of transmission, which contains the facsimile telephone number, date and time to which the document was transmitted.

Cheree Swedensky, Assistant to the Board  
CalPERS Executive Office  
P.O. BOX 942701  
Sacramento, CA 94229  
VIA FAX 916 795 3659

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

Executed on August 5, 2016

By:   
NIKOLAS CVETICH