


RESPONDENT'S EXHIBIT H
SEALED BY COURT ORDER DATED OCTOBER 20, 2016

	<p style="font-size: small;">OAH 88 PROTECTIVE ORDER SEALING CONFIDENTIAL RECORDS (Rev. 07/13)</p> <p style="text-align: center;">OFFICE OF ADMINISTRATIVE HEARINGS State of California</p>
<p>PROTECTIVE ORDER SEALING CONFIDENTIAL RECORDS (Cal. Code Regs., tit. 1, § 1030)</p>	
<p>CASE TITLE In Re the Cancellation of the Application for IDR of Sheldon K. Scarber</p>	<p>OAH CASE NO. 2016050434</p>
<p>NAME OF AGENCY Board of Administration, California Public Employees' Retirement System</p>	<p>AGENCY CASE NO. 2015-0243</p>
<p>AGENCY ATTORNEY/REPRESENTATIVE Elizabeth Yelland</p>	<p>RESPONDENT/APPELLANT/PETITIONER Sheldon K. Scarber</p>
<p>RESPONDENT ATTORNEY/REPRESENTATIVE Self-Represented</p>	
<p>FINDINGS: Motion to seal records made by <input checked="" type="checkbox"/> (moving party) <u>Respondent</u> <input type="checkbox"/> OAH Administrative Law Judge's own motion, on (date) <u>October 17, 2016</u> <input type="checkbox"/> Motion was unopposed. <input checked="" type="checkbox"/> Motion was opposed by (name) <u>CalPERS</u></p>	
<p>The administrative record, including the <input checked="" type="checkbox"/> EXHIBITS <input type="checkbox"/> TRANSCRIPTS <input type="checkbox"/> RECORDINGS <input type="checkbox"/> OTHER DOCUMENTS FILED WITH OAH in this matter contain confidential personal information including <input checked="" type="checkbox"/> medical information/records; <input type="checkbox"/> personal financial information; <input type="checkbox"/> investigative records; <input type="checkbox"/> names of minor(s); <input type="checkbox"/> alleged crime victim(s)/complaining witness(es); <input type="checkbox"/> other (describe) _____</p> <p>This information is protected from disclosure to the public. Redaction of portions of the documents to delete this information is not practicable or will not provide adequate privacy protection. To protect privacy and confidential personal information from inappropriate disclosure, and good cause appearing, the following ORDERS are issued.</p>	
<p>PROTECTIVE SEALING ORDERS:</p> <p>ORDERS REGARDING DOCUMENTS: THE FOLLOWING DOCUMENTS AND RECORDS IN THIS MATTER ARE HEREBY SEALED AND ORDERED TO BE PROTECTED FROM PUBLIC DISCLOSURE WITHOUT FURTHER ORDER:</p> <p><input checked="" type="checkbox"/> EXHIBITS NUMBERED (indicate Exhibit page numbers) <u>Exhibits G and H only</u> <input type="checkbox"/> ALL EXHIBITS</p> <p><input type="checkbox"/> WITNESS NAMES ON CONFIDENTIAL NAMES LIST <input type="checkbox"/> TRANSCRIPTS <input type="checkbox"/> RECORDINGS</p> <p><input type="checkbox"/> OTHER DOCUMENTS FILED WITH OAH (Specify) _____</p>	
<p>ORDERS REGARDING TRANSCRIPTS/RECORDINGS: NO PERSON SHALL RELEASE A TRANSCRIPT OR RECORDING OF THIS MATTER CONTAINING CONFIDENTIAL WITNESS NAMES OR OTHER IDENTIFYING INFORMATION TO THE PUBLIC. EVERY COURT REPORTER OR TRANSCRIBER IS HEREBY ORDERED TO REFER TO INDIVIDUALS WHOSE NAMES APPEAR ON THE CONFIDENTIAL NAMES LIST BY THE PERSON'S INITIALS OR AN ASSIGNED NUMBER ONLY. ANY CONFIDENTIAL NAMES LIST IS SEALED AND SUBJECT TO THIS ORDER.</p> <p><input checked="" type="checkbox"/> ADDITIONAL TERMS OF THIS ORDER SET FORTH IN ATTACHMENT.</p> <p>All documents subject to this order shall be marked as an exhibit, made part of the administrative record, sealed and shall not be released without further order. Documents subject to this order will be placed in a sealed envelope with a copy of this order attached to the outside. A copy of this order will be placed in the OAH file and the OAH case management system and given to each party and court reporter.</p> <p>This order governs the release of documents to the public. A reviewing court, parties to this matter, their attorneys, and a government agency decision maker or designee under Government Code section 11517 may review the documents subject to this order provided that such documents are protected from release to the public.</p> <p><input type="checkbox"/> A COPY OF THIS ORDER HAS BEEN GIVEN TO ALL PARTIES ON THE RECORD. <input checked="" type="checkbox"/> PROOF OF SERVICE OF THIS ORDER IS ATTACHED.</p>	
<p>DATED: October 20, 2016</p>	<p>ADMINISTRATIVE LAW JUDGE (Print Name and Sign): Coren D. Wong</p> <div style="border: 1px solid black; padding: 5px; width: fit-content;"> <p style="font-size: x-small;">DocuSigned by:</p> <p style="font-family: cursive;">Coren D. Wong</p> <p style="font-size: x-small;">P420P0P0E000401</p> </div>

PROTECTIVE ORDER SEALING CONFIDENTIAL RECORDS

DECLARATION OF SERVICE

Case Name: Scarber, Sheldon

OAH No.: 2016050434

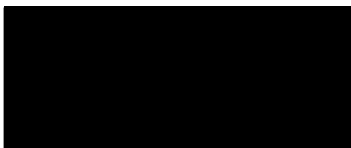
I, Aaron Seawell, declare as follows: I am over 18 years of age and am not a party to this action. I am employed by the Office of Administrative Hearings. My business address is 2349 Gateway Oaks Drive, Suite 200, Sacramento, CA 95833. On October 21, 2016, I served a copy of the following document(s) in the action entitled above:

PROTECTIVE ORDER SEALING CONFIDENTIAL RECORDS

to each of the person(s) named below at the addresses listed after each name by the following method(s):

Tim Castle
CHP - Disability & Retirement Section
California Highway Patrol
Disability and Retirement Section
P O Box 942898
Sacramento, CA 94298
Sent Via Fax 916-843-3164

Sheldon Scarber



Elizabeth Yelland
Senior Staff Attorney
CalPERS
P.O. Box 942707
Sacramento, CA 94229-2707
Sent Via Email & Fax 916-795-3659
Elizabeth_Yelland@CalPERS.ca.gov

☒ **United States Mail.** I enclosed the document(s) in a sealed envelope or package addressed to the person(s) at the address(es) listed above, and placed the envelope or package for collection and mailing, in accordance with the Office of Administrative Hearings' ordinary business practices, in Sacramento, California. I am readily familiar with the Office of Administrative Hearings' practice for collecting and processing documents for mailing. Correspondences are deposited in the ordinary course of business with the United States Postal Service in a sealed envelope or package with postage fully prepaid. [☐ by certified mail].

☒ **Fax Transmission.** Based upon agreement of the parties to accept service by fax transmission, I personally transmitted the above-described document(s) to the person(s) at the fax number(s) listed above, from fax machine number (916) 376-6349, pursuant to Government Code section 11440.20 and California Code of Regulations, title 1, section 1008, subdivision (d).

☒ **Email or Electronic Transmission.** Based on a court order or the agreement of the parties to accept service by Email or electronic transmission, I caused the document(s) to be sent to the person(s) at the Email address(es) listed above

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. This declaration was executed at Sacramento, California on October 21, 2016.

DocuSigned by:
Aaron Seawell
B0A83302EFA3458...

Aaron Seawell, Declarant