

CalPERS Legal Office
Monthly New Case Report
August 15, 2018

NEW CASE REPORT

Name of Case (full name):	United States v. California Public Employees' Retirement System
Date Received By Legal Office:	June 27, 2018
Attorney Contacts:	Christopher Phillips
Program Contact:	BNSD
Plaintiff:	United States
Defendant:	California Public Employees' Retirement System
Other Parties:	None

Issues/Status:	CalPERS received a civil Complaint to enforce a tax levy against CalPERS member Rachelle Robinson. The Complaint alleges the Internal Revenue Service (IRS) recorded nine federal tax liens against the member for assessments spanning from 1993 to 2003. In 2008, the IRS served a notice of levy on CalPERS. CalPERS acknowledged receipt of the notice and informed the IRS that because the member is "inactive," compliance with the levy is not possible until the benefits become payable. The Complaint seeks a judgment against CalPERS in the amount of the funds in member's account for which member could demand payment. The IRS liens against member total \$157,394.96.
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Potential Monetary Impact:	Unknown at this time
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Name of Case (full name):	Craig Petree, Patrick Chavez, Michael Clepper, Scott Ferlisi, Henry Gaskins, Gilbert Gonzalez, Joseph Greco, Daniel Hedge, Steven Jahnsen, James McElvain, Waytt McElvain, Timothy Morin, Michael Mutka, Vincent Scarpino, Vance Velardez, Carol Wenker, and William Wilson vs. California Public Employees' Retirement System, County of Riverside, and Does 1 to 40, inclusive
Date Received By Legal Office:	July 2, 2018
Attorney Contact:	Austa Wakily
Program Contact:	EAMD
Plaintiffs:	Craig Petree, Patrick Chavez, Michael Clepper, Scott Ferlisi, Henry Gaskins, Gilbert Gonzalez, Joseph Greco, Daniel Hedge, Steven Jahnsen, James McElvain, Wyatt, McElvain, Timothy Morin, Michael Mutka, Vincent Scarpino, Vance Velardez, Carol Wenker and William Wilson
Defendants:	California Public Employees' Retirement System; County of Riverside
Other Parties:	Related action involving Plaintiffs and the City of Perris

Issues/Status:	Plaintiffs are seeking retirement benefits that were allegedly promised to them by officials from the City of Perris and County of Riverside. CalPERS has been served, and anticipates filing a demurrer to the Complaint.
Potential Monetary Impact:	Unknown at this time

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NEW CASE REPORT

Name of Case (full name):	Nancy Michaels v. State Personnel Board
Date Received By Legal Office:	July 3, 2018
Attorney Contact:	Katie Mola
Program Contact:	HRSD
Petitioner:	Nancy Michaels
Respondent:	State Personnel Board
Other Party/Real Party in Interest:	California Public Employees' Retirement System
Issues/Status:	After the State Personnel Board (SPB) made a determination that Petitioner's appointment with CalPERS was unlawful. Petitioner appealed the decision to SPB, which denied the appeal. Petitioner now contends that SPB's denial of her appeal was an abuse of discretion.
Potential Monetary Impact:	Unknown at this time