ATTACHMENT C

RESPONDENT'S ARGUMENT(S)
August 6, 2019

Allan R. Salley

OAH Case No. 2019020080
Agency Case No. 2018-0966

Cheree Swedensky, Assistant to the Board
CalPERS Executive Office
P.O. Box 942701
Sacramento, CA 94229-2701

RE: Respondent’s Argument

Dear Ms. Cheree Swedensky,

It is funny that you can steal people money, falsified documents and lie and get rewarded for your action.

Well it is true, I was not enrolled in a CalPERs Kaiser medical plan because I did not know I had to do so to get reimbursement for Medicare Part B premiums when I got to the age of 65. No information was given to me when I retired at the age of 64.

The money I am requesting is the money that I would had received if I has known to enroll in this program when I reach the age of 65. This money is no extra money that is being paid out by CalPERs. If I had owe this money to CalPERs because they paid me by mistake, they will come after me for it when they found out the mistake was made, same principle apply to me.

When you falsified documents to get what you want and than when you are caught and ask for giveness and being granted you are rewarded for your action. This is not right. As you can see the in the CalPERs “Statement of Fact” report, falsified information was submitted.

Now this is the part, the witness that CalPERs presented, Mr. Jose Doria was not employed with CalPERs at the time I retired in Feb 2009. Yet, he lied to the Judge and was caught and than tried to cover it up. He did not know what they did in 2009.
(example: As man was not created until the sixth day, we could not have possibly known the events occurring prior to this until God gave the facts to Moses.)

At the Administrative Hearing, Judge Marcie Larson allowed heresay information that I presented in my defend that CalPERs did not notify me to enroll in a Kaiser medical plan when I retired and also that I will never been notified about Medical Part B reimbursement plan because I had TRICARE medical insurance as primary medical insurance when I retired as stated by CalPERs employee. I can see now this information was not taken into this consideration for this decision, The burden of prove was acknowledge and than got thrown into the trash.

Now, the Administrative Hearing Judge Marcie Larson in her decision have given false information on page 2, para 1, that I signed retirement paper on June 20, 2009, I retired in Feb 2009.

So, once again, telling lies and get rewarded. In my case, telling the truth, mean nothing, but stealing, falsifying document, and lie will win all the time.

I thank you for your time in this matter, and I pray that you have read this report with an open heart.

Be blessed,

Allan R. Salley