

ALAMEDA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION BOARD OF RETIREMENT - Special Meeting MINUTES

Wednesday, September 10, 2014

Chair Annette Cain-Darnes called the Special Board meeting to order at 1:02 p.m.

Trustees Present: Dale Amaral

Ophelia Basgal

Annette Cain-Darnes

Keith Carson George Dewey Liz Koppenhaver Elizabeth Rogers Donald White George Wood

Darryl Walker (*Alternate*) David Safer (*Alternate*)

Staff Present: Victoria Arruda, Human Resources Officer

Angela Bradford, Administrative Specialist II Vincent Brown, Chief Executive Officer

Sharen Stanek-Lowe, Assistant Benefits Manager

Harsh Jadhav, Chief of Internal Audit Marguerite Malloy, Associate Counsel Betty Tse, Chief Investment Officer

Staff Excused: Kathy Foster, Assistant Chief Executive Officer

Margo Allen, Fiscal Services Officer Rose Kwong, Benefits Manager

Latrena Walker, Project and Information Services Manager

Annette Cain-Darnes, Board Chair, announced that due to the cancellation of the August 21, 2014 Board meeting because of the anticipated protest on that date, the July and August Committee and/or Board minutes were reviewed and approved at this Special meeting of the Board of Retirement.

14-93

The minutes of the regular meeting of July 17, 2014 were accepted on a motion by Elizabeth Rogers, seconded by Dale Amaral, and approved by a vote of 7 yes (Amaral, Basgal, Cain-Darnes, Dewey, Rogers, White Wood), 0 no, and 1 abstention (Koppenhaver).

CONSENT CALENDAR

REPORTS AND ACTION ITEMS

APPLICATION FOR SERVICE RETIREMENT

Appendix A

APPLICATION FOR RETIREMENT, DEFERRED

Appendix B

Appendix B-1

APPLICATION FOR DEFERRED TRANSFER

Appendix C

LIST OF DECEASED MEMBERS

Appendix D

REQUESTS FOR 130 BI-WEEKLY PAYMENTS TO RE-DEPOSIT CONTRIBUTIONS AND GAIN CREDIT

Appendix E

<u>APPLICATION FOR DISABILITY RETIREMENT – NON CONTESTED ITEMS:</u> *Appendix F*

<u>APPLICATION FOR DISABILITY RETIREMENT - HEARING OFFICER RECOMMENDATIONS</u>

Appendix G

It was moved by Elizabeth Rogers, seconded by Liz Koppenhaver, and approved by a vote of 7 yes (*Basgal, Cain-Darnes, Dewey, Koppenhaver, Rogers, White, Wood*), (*Amaral recused*), 0 no, 0 abstention, that the following resolution is adopted:

<u>14-94</u>

BE IT RESOLVED BY THIS BOARD that the Consent Calendar carried over from August 21, 2014 is approved as presented.

REGULAR CALENDAR – REPORTS AND ACTION ITEMS DISABILITIES, CURRENT AND CONTINUING RECOMMENDATIONS AND MOTIONS

None.

COMMITTEE REPORTS, RECOMMENDATIONS AND MOTIONS

Note: Per Committee Chairs, copies of the Committee meeting minutes were available for attendees. All **July and August** Committee meeting minutes are posted on the ACERA website (<u>www.acera.org</u>) after approval at the **September 10, 2014 Special** meeting of the Board of Retirement. July and August 2014 Committee reports were presented in the following order:

Budget:

Ophelia Basgal reported that the Budget Committee met on July 17, 2014 at approximately 9:30 a.m., and highlighted the following:

Kathy Foster, Assistant Chief Executive Officer, presented her July 17, 2014 memo describing the end of the *DSA* Litigation and appellate court <u>denial</u> of Petitioners' request for a Stay of the Superior Court's Judgment. Ms. Foster provided the number of retirement applications ACERA received as a result of the implementation of AB 197, reporting 119 retirements in total.

Ms. Foster informed the Committee that since receipt of the final Judgment, the Benefits Department has experienced an increase in workload (*i.e.*, a surge in retirement applications, additional member phone calls, walk-ins, estimate requests, and counseling appointments). Ms. Foster requested a contingency budget amount of \$165,200 for the Benefits Department and the Scanning Unit (PRISM Department) and provided details on how she arrived at the estimated amount. The Board took action on this item at the July 17, 2014 Board meeting.

Even with the addition of the proposed contingency amount, the total budget is within the overall amount approved by the Board. There was some discussion about whether such contingency requests are necessary and if so, when and how they should be made. The Committee proposed that this topic be considered at a future Budget Committee meeting.

Vince Brown, Chief Executive Officer, reported that ACERA's operating expenses are currently \$979,000 under budget. However, temporary staffing and overtime costs to date are \$274,000 over budget.

Mr. Brown reported that ACERA's operating expenses are approximately \$578,000 under budget. However, temporary staffing and overtime costs to date are \$594,000 over budget. Mr. Brown reported that investment expenses are estimated to increase by approximately \$5 million due to an increase in incentive fees, growth in ACERA's portfolio, and additional PEARLS investments.

Betty Tse, Chief Investment Officer, reported that ACERA brought in over 20% gross (or slightly over \$1 billion), which is the largest increase in ACERA's portfolio. As a result, the Asset Management Fees; specifically, in the International Equity Asset Class, is estimated to increase by \$1.5 million. Ms. Tse further reported that the PEARLS Asset Class is the largest increase, which is estimated at \$2 million, plus incentive fees.

Ophelia Basgal, Budget Committee Chair, requested that Staff set up a Dashboard to report back to the Board on its progress regarding the number of retirement applications received.

George Dewey, Board Trustee, thanked Staff for keeping the Committee abreast of the status regarding the number of additional retirement applications received and processed due to the implementation of AB 197.

14-95

It was moved by Ophelia Basgal and seconded by Dale Amaral that the Board approve the July 17, 2014 Budget Committee minutes. The motion carried 8 yes (*Amaral, Basgal, Cain-Darnes, Dewey, Koppenhaver, Rogers, White, Wood*), 0 no, and 0 abstentions.

Operations:

Dale Amaral reported that the Operations Committee met on August 6, 2014 at 9:34 a.m. and highlighted the following:

Margo Allen, Fiscal Services Officer, introduced Michael Machette, Area President, and Dennis Butler, Account Executive, Arthur J. Gallagher, ACERA's insurance broker, and Brian Kavanagh, Managing Director, and David Ritter, Account Executive Officer, Travelers Insurance. The representatives from Gallagher and Travelers discussed ACERA's fiduciary liability insurance and answered trustees' questions.

Margo Allen, Fiscal Services Officer, presented the quarterly financial statements. For the period ending June 30, 2014 the net assets held in trust for pension benefits total \$6,920,863,160. Ms. Cain-Darnes requested that information be included in the Operating Expenses – Budget vs Actual report on the investment expenses that are being paid outside the budget, including investment manager fees, custodial fees and consultant fees.

Margo Allen, Fiscal Services Officer, presented the year-to-date operating expenses – budget vs. actual. As of June 30, 2014 actual expenses are \$1,000,660 under budget.

Margo Allen, Fiscal Services Officer, presented the Board Member Conference Attendance Report for the 2^{nd} Quarter 2014.

Margo Allen, Fiscal Services Officer, presented the Senior Manager Travel Expense Report for the 2nd Quarter 2014.

Kathy Foster, Assistant CEO, presented the draft 2014 Board Offsite agenda. Captain Amaral asked staff to ensure that there was going to be sufficient time on the agenda to discuss strategic planning and the 2015 proposed budget.

Kathy Foster, Assistant CEO, provided an update on the Five Year Business Plan and discussed the Strategic Planning Readiness Assessment Project.

Margo Allen, Fiscal Services Officer, gave an update on the GASB 67 & 68 Implementation Project.

Latrena Walker, Project and Information Services Manager, gave an update on the Technology Improvement Project.

Kathy Foster, Assistant CEO, provided an update on the implementation of AB 197, which became effective July 12, 2014.

Kathy Foster, Assistant CEO, presented a spreadsheet template that will be used to report the status on the cost of labor and the amount of work in implementing AB 197. An additional spreadsheet was provided to report on the work completed and amount spent in overtime and temporary employees as of August 1, 2014.

Lori Schnall, Associate Counsel, presented an update on legislation of interest to ACERA.

Kathy Foster, Assistant CEO, presented the 2nd quarter report on the Call Center.

<u>14-96</u>

It was moved by Dale Amaral and seconded by Elizabeth Rogers that the Board approve the August 6, 2014 Operations Committee minutes. The motion carried 8 yes (*Amaral, Basgal, Cain-Darnes, Dewey, Koppenhaver, Rogers, White, Wood*), 0 no, and 0 abstentions.

Retirees:

Liz Koppenhaver reported that the Retirees Committee met on August 6, 2014 at 11:05 a.m. and highlighted the following:

Kathy Foster, Assistant Chief Executive Officer, provided information on Delta Dental's renewal contract and the proposed rates for 2015. Staff made a recommendation for the Delta Dental PPO plan to increase the annual maximum from \$1,200 to \$1,300 for innetwork only and to change crowns from every five years to every seven years, which resulted in a net increase to the negotiated rates of 0.4%.

After discussion at the meeting, the Trustees directed Staff to provide cost estimates on an additional option to exempt diagnostic and preventive procedures from the calendar year maximum. This item will be presented as an action item at the August 21st Board of Retirement meeting. Due to the cancelation of the August 21, 2014 Board meeting, this item was adopted by the Board at this Special meeting of the Board of Retirement.

Based on the discussion of the prior agenda topic, Adoption of Dental Plan Contract/Premiums for 2015, this item will also be presented as an action item at the August 21st Board of Retirement meeting. Due to the cancellation of the August 21, 2014 Board meeting, this item was adopted by the Board at this Special meeting of the Board of Retirement.

Kathy Foster, Assistant Chief Executive Officer, provided information on Vision Service Plan's renewal contract and the proposed rates for 2015.

14-97

It was moved by Liz Koppenhaver and seconded by Elizabeth Rogers that the Board adopt the Vision Service Plan contract renewal for retirees effective February 1, 2015, which includes a single-party monthly billed rate of \$4.24 for mandatory enrollment and \$4.70 for voluntary enrollment. The motion carried 8 yes (*Amaral, Basgal, Cain-Darnes, Dewey, Koppenhaver, Rogers, White, Wood*), 0 no, and 0 abstentions.

Kathy Foster, Assistant Chief Executive Officer, reported that the current projected annual cost to provide this non-vested benefit is \$326,497. Since the 2015 premiums will be the same as the current rates, and using the same enrollment numbers, the estimated 2015 annual cost is estimated to be \$326,497.

<u>14-98</u>

It was moved by Liz Koppenhaver and seconded by Elizabeth Rogers that the Board continue the vision plan contributions for plan year 2015, which provides a monthly subsidy equal to the single-party vision plan coverage premium of \$4.24 for retirees who are receiving ACERA allowances with ten or more years of ACERA service, are service connected disability retirees, or are non-service connected disability retirees as of January 31, 2014. This is a non-vested benefit funded by contributions from the ACERA employers to the 401(h) account. After contributions are made in accordance with the County Employee Retirement Law, ACERA treats an equal amount of Supplemental Retiree Benefit Reserve assets as employer contributions for pensions. The motion carried 9 yes (Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood), 0 no, and 0 abstentions.

Kathy Foster, Assistant Chief Executive Officer, provided a status report on the work progress and dollars spent on overtime and temporary employees as of August 1, 2014, due to implementing AB 197. Updated information will be provided at future meetings until the majority of the work is complete.

Kathy Foster, Assistant Chief Executive Officer, provided information on the planning for ACERA's annual Open Enrollment and Retiree Health Fair and Wellness Center.

Kathy Foster, Assistant Chief Executive Officer, provided a report on the leadership changes at the Center for Medicare and Medicaid Services and Covered California, the UnitedHealthcare and Tenet contract negotiations, the upcoming California Municipality Partnership meeting, and the Covered California subsidy usage.

<u>14-99</u>

It was moved by Liz Koppenhaver and seconded by Dale Amaral that the Board approve the August 6, 2014 Retiree Committee minutes. The motion carried 9 yes (Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood), 0 no, and 0 abstentions.

Governance:

George Wood reported that the Governance Committee met on August 6, 2014 at 12:21 p.m. and highlighted the following:

The Committee reviewed Staff's August 2, 2014, memorandum and its recommendation regarding the *Board of Retirement Charter*. Lori Schnall, Associate Counsel, advised the Committee that the Policy was revised to add language stating that the Board administer the pension plan in accordance California Public Employees' Pension Reform Act of 2012 and other relevant State and Federal law and to replace the term "Plan" with the "ACERA Retirement Plan."

<u>14-100</u>

It was moved by George Wood and seconded by Dale Amaral that the Board renew the *Board of Retirement Charter*, with revisions, as recommended by Staff. The motion carried 9 yes (*Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood*), 0 no, and 0 abstentions.

The Committee reviewed Staff's August 6, 2014 memo and its recommendation regarding the *Securities Litigation Policy*. Lori Schnall, Associate Counsel, advised the Committee that the Policy was revised to include foreign securities litigation cases and to clarify that the term Staff refers to Legal Staff. Trustees recommending changing the term ACERA to Legal Staff in sections II.A. and II.B. where appropriate.

<u>14-101</u>

It was moved by George Wood and seconded by Elizabeth Rogers that the Board renew the Securities Litigation Policy, with revisions, as recommended by Staff and the Committee. The motion carried 9 yes (Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood), 0 no, and 0 abstentions.

The Committee requested that Staff bring the *Fiduciary Counsel Retention Policy* back to the Governance Committee for review once the issues related to ACERA's fiduciary liability insurance are resolved. No action was taken.

14-102

It was moved by George Wood and seconded by Elizabeth Rogers that the Board approve the August 6, 2014 Governance Committee minutes. The motion carried 9 yes (Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood), 0 no, and 0 abstentions.

Investment:

George Wood reported that the Investment Committee met on August 13, 2014 at 9:30 a.m. and highlighted the following:

Staff reported that they have been working with Cortex Applied Research Inc. (Cortex) in the development of a Request for Proposal (RFP) for the Real Estate Consultant search. Investment Staff received comments from Trustees related to the search process for ACERA's Real Estate Consultant.

Upon completion of all due diligence procedures and in accordance with ACERA's PEARLS Policy and the 2014 - 2015 Investment Plan for ACERA's PEARLS Portfolio, SIS recommended and Staff approved a \$10.0 million commitment to Khosla Ventures (KV) V, L.P. as part of the Venture Capital allocation in ACERA's PEARLS portfolio, pending completion of legal due diligence, background checks, and successful contract negotiations. The KV's practice of holding some positions past their IPO dates was discussed. According to the Policy, a commitment of \$10 million is within Staff's delegated authority and within the investment plan. Khosla Ventures, LLC is a manager of four funds to which ACERA has committed and which continues in good standing.

ACERA has investments in Heitman America Real Estate Trust (HART) and Heitman Value Partners II, L.P. (HVP II.) Representatives from Heitman provided an overview of Heitman's organization, the investment strategies, and performance numbers for the trailing 12 months and since inception. Representatives disclosed that Old Mutual (OM), which owns 50% of Heitman Capital Management LLC, filed Form S-1 to sell a portion of its affiliates in OM Asset Management Company. As of 3/31/2014, HART returned 14.99% before fees for the one-year trailing; and 12.90% since ACERA inception (2013) into the fund. HVP II returned 26.37% before fees for the one-year trailing; and 10.4% before fees since ACERA inception (2007). The Committee asked questions and discussed key points; thanked Heitman for their presentation. The Committee directed Staff to closely monitor Heitman through this ownership change.

Representatives from JP Morgan Asset Management provided an overview of JP Morgan Strategic Property Fund, its organization, the investment strategy, and performance numbers for the trailing 12 months and since inception.

For the first quarter of 2014 JP Morgan SPF returned 14.75% before fees and 2.8% since inception (2007). JP Morgan APF returned 0.6% (no fees) and was down 1.3% since inception (2006) for the same respective periods.

The Committee asked questions and discussed key points; thanked JP Morgan for their presentation.

Stephen Scheinman President of REAC informed the Trustees that Betty Tse, CIO attended REAC's Board of Directors meeting last Monday, August 11, 2014. He expressed his appreciation on a very thorough and understandable presentation which she provided at the meeting.

Betty Tse gave kudos to The Townsend Group for the contribution to the portfolio.

14-103

It was moved by George Wood and seconded by Liz Koppenhaver that the Board approve the August 13, 2014 Investment Committee minutes. The motion carried 9 yes (Amaral, Basgal, Cain-Darnes, Carson Dewey, Koppenhaver, Rogers, White, Wood), 0 no, and 0 abstentions.

NEW BUSINESS

Per the Board's directive, Staff brought back additional information and Staff's recommendation regarding Delta Dental's renewal contract and the 2015 rates for various coverage options. Sharen Stanek-Lowe, Assistant Benefits Manager, referred to Kathy Foster's September 10, 2014 memo, which outlined the reasons for Staff's recommendation to change the crown duration from every five (5) years to every seven (7) years, and to increase the in-network maximum from \$1,200 to \$1,300 for Delta Dental's PPO plan (Option 1.)

Staff plans to begin a Request for Proposal (RFP) process in 2015 for other dental and vision providers, as well as explore other funding alternatives. Ophelia Basgal, Board Trustee, inquired about the Affordable Care Act (ACA) fees and Staff's knowledge of retirees with double-coverage.

14-104

It was moved by George Dewey and seconded by Liz Koppenhaver that the Board adopt the Delta Dental plan contract renewal for retirees effective February 1, 2015, which includes a single-party monthly billed rate of \$40.84 for mandatory enrollment and \$58.72 for voluntary enrollment for the PPO plan; and a single-party monthly rate for the DeltaCare USA plan of \$21.33 for mandatory enrollment and \$29.86 for voluntary enrollment. The motion carried 9 yes (*Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood*), 0 no, and 0 abstentions.

14-105

It was moved by Liz Koppenhaver and seconded by Dale Amaral that the Board continue the dental plan contributions for plan year 2015, which provides a monthly subsidy equal to the single-party dental plan coverage premium of \$40.84 for the PPO plan and \$21.33 for the DeltaCare USA plan for retirees who are receiving ACERA allowances with ten or more years of ACERA service, are service connected disability retirees, or are non-service connected disability retirees as of January 31, 2014. This is a non-vested benefit funded by contributions from the ACERA employers to the 401(h) account. After contributions are made in accordance with the County Employee Retirement Law, ACERA treats an equal amount of Supplemental Retiree Benefit Reserve assets as employer contributions for pensions. The motion carried 9 yes (Amaral, Basgal, Cain-Darnes, Carson, Dewey, Koppenhaver, Rogers, White, Wood), 0 no, and 0 abstentions.

Vince Brown, Chief Executive Officer's Oral Report

The CEO reported on the following items:

- The Draft Board Off-Site Agenda is complete and ready for the Board's review and approval at the September 18, 2014 Board meeting.
- Chief Counsel Interviews have been completed. The Board will meet with the finalist candidate, in Closed Executive Session, at the September 18, 2014 Board meeting.
- The Draft 2015 Operating Expense Budget will be reviewed by the Budget Committee at its October 1, 2014 meeting. Subsequently, the Draft 2015 Operating Expense Budget will be presented to the Board to seek approval at its Off-Site Retreat on October 17, 2014.
- The Joint Board of Supervisors/Board of Retirement (BOS/BOR) meeting was tentatively scheduled for September 16, 2014; however, Mr. Brown; Susan Muranishi, County Administrator; and Patrick O'Connell will be meeting to discuss The Segal Company's Experience Study; and Mr. Brown will meet with Ms. Muranishi and Mr. O'Connell on September 11, 2014 to discuss the Joint Board meeting agenda and a new date/time for the Joint BOS/BOR meeting.

TRUSTEE/PUBLIC INPUT

Steve Scheinman, REAC President, stated that REAC is in support of Staff's recommendation of the Delta Dental PPO plan design with the understanding that ACERA will conduct an RFP to obtain bids from other dental providers in the near future, which may allow for changes that will be equitable for all retirees.

Pete Albert, ACRE President, stated that the ACRE Board also supports ACERA Staff's recommendation.

ADJOURNMENT

The meeting	adjourned	at 1:40 p.m.
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Respectfully Submitted,

Union P. Drown	
	9/18/14
Vincent P. Brown Chief Executive Officer	Date Adopted

APPENDIX A APPLICATION FOR SERVICE RETIREMENT

(Carried over from 8/21/14)

BLAKE, Lenore R. Effective: 1/1/2014

Social Services Agency

BRASS-KING, Deborah Effective: 2/1/2014 Social Services Agency

BRAY, Dennis F. Effective: 3/29/2014

Community Development Agency

CAPPUCCIO, Judith Effective: 3/29/2014

Behavioral Health Care Services

CARUTHERS, William P.

Effective: 2/8/2014 Public Defender

FEE, Caren

Effective: 3/1/2014

LARPD

HARRIS, Linda J. Effective: 5/31/2014

Library

IRVING, Theresa M. Effective: 11/5/2013 Auditor-Controller

ISOLA, Noreen C. Effective: 3/29/2014 Adult & Aging Services

JENSEN, Frank E. Effective: 3/29/2014

Community Development Agency

LA BEAUX, Terri A. Effective: 7/3/2014 Public Defender - DEF MC CABE, Samuel Effective: 5/19/2014

Alameda Health System - DEF

MC COLLUMN, Yvette D. Effective: 3/29/2014
Probation - DEF

NEELEY, Rosalina Effective: 3/29/2014 Superior Court

NIEVES, A La Joy Effective: 5/6/2014

Health Care Services Agency - DEF

NOVOSEL, Carolyn G. Effective: 3/15/2014

Behavioral Health Care Services

OLIVER, Gary Effective: 3/29/2014

Public Health

PETERSON, Sherie A. Effective: 3/22/2014 Auditor-Controller

POON, Mildred K. Effective: 5/30/2014

Board of Supervisors - DEF

REYNOSO, JR., George G. Effective: 3/25/2014 Alameda Health System

SPIVEY, Beulah A. Effective: 3/29/2014

Public Health

SWANSON-THOMAS, Kathleen

Effective: 4/19/2014 Alameda Health System

APPENDIX A APPLICATION FOR SERVICE RETIREMENT

VEAZEY, Deborah L. Effective: 11/23/2013

Sheriff's Office

APPENDIX D LIST OF DECEASED MEMBERS

(Carried over from 8/21/14)

ALCEDO, Katherine J. FOSTER, Betty M.

6/25/2014 7/8/2014

Auditor-Controller Public Works Agency

BAKER, Orion S. GAINES, Margaret S.

7/9/2014 7/12/2014

Assesor - DEF Survivor of Duane J. Gaines

BAPTISTA, Marianne R. GRASSMAN, Jacqueline

7/5/2014 7/19/2014

Community Development Agency - DEF Survivor of Emil J. Grassman

BUDASH, Mary B. HAYES, Dorothy J.

6/19/2014 7/18/2014

Public Health - DEF Public Health

COATES, Clara A. JUENEMAN, Frederic

7/6/2014 7/29/2014

Survivor of Wayne B. Coates Survivor of Montyne A. Jueneman

EBBIGHAUSEN, Jean M. KERLIN, Helen T.

5/29/2014 7/26/2014

Social Services Agency Survivor of William A. Kerlin

ERVEN, Wayne P. LANDOLFI, Renato

7/20/2014 7/8/2014

General Services Agency Social Services Agency

FLINT, Grant A. MARTIN, Vernal V. 6/16/2014 10/4/2013

Assesor Probation

APPENDIX D LIST OF DECEASED MEMBERS

ROBEY, Leslye M. 6/29/2014 Survivor of James W. Robey

ROBEY, Leslye M. 6/29/2014 Superior Court

SELDEN, Marilyn R. 6/14/2014 Assesor - DEF

WEBER, Helene B. 7/21/2014 Alameda Health System

WONG, Frank Y. 7/2/2014 Social Services Agency

YATES, Burke A. 7/20/2014 Probation

APPENDIX F APPLICATION FOR DISABILITY RETIREMENT

Name: Estrellas-Lagatao, Juanita Type of Claim: Non-Service Connected Staff's Recommendation: Approve the recommendation contained in Dr. Wagner's report to grant Ms. Estrellas-Lagatao a non-service connected disability. Since Ms. Estrellas-Lagatao is over 55 years old, future medical examinations will not be required. Martinez, Ruben Name: Type of Claim: Service Connected Staff's Recommendation: Approve the recommendation contained in Dr. Wagner's report to grant Mr. Martinez a service connected disability and to not require future annual medical examinations at this time. Based on Dr. Wagner's and Staff's review and determination of Mr. Martinez's ability to determine the permanency of his incapacity, to deny Mr. Martinez's request for an earlier effective date. Shavies, Deborah Name: Type of Claim: Annual Review for SCD (Granted on 6/20/2013) Staff's Recommendation: Approve the recommendation contained in Dr. Wagner's report to continue

the allowance for service connected disability and to require future annual

medical examinations and questionnaires at this time.