

## **INFORMATION WITH ACERA NOTICE OF APPEARANCE**

### **Recommended Reading**

We encourage you to visit <https://www.acera.org/publications>, where you will find:

- A memorandum that explains how a community property interest in an ACERA account may be resolved and other related information.
- A “Separate Account” form Domestic Relations Order that can resolve a community property interest in an ACERA account before the ACERA member retires.
- A “Shared Account” form Domestic Relations Order that can resolve a community property interest in an ACERA account before or after the ACERA member retires.

### **Other Important Information**

**Withdrawals**: ACERA will **not** permit the member to withdraw his or her contributions and interest until a community property interest has been resolved. See *In re Marriage of Baker* (1988) 204 Cal.App.3d 206.

**Retirement**: ACERA **will** allow a member to retire if the member is eligible. If a current or former spouse or domestic partner wants to prevent a member from retiring while a community property interest is being resolved, he or she must obtain a court order directing ACERA to not allow the member to retire.

**Retirement Allowance Payments**: ACERA **will** pay 100% of the member’s monthly retirement allowance. If a current or former spouse or domestic partner wants to prevent ACERA from paying some or all of a member’s monthly allowance, he or she must obtain a court order directing ACERA to withhold the allowance or a specified portion thereof. Alternatively, if a member agrees in writing to receive less than all of the member’s monthly allowance, ACERA will withhold the amount the member requests.

**Information**: ACERA will provide all publicly available information (e.g., amount of a member’s monthly allowance) upon request. ACERA will provide confidential information (e.g., a member’s retirement application) only upon the member’s written authorization.

You may contact ACERA's Chief Counsel with questions at 510.628.3028.