

MINUTES
RETIREMENT HEARING COMMISSION
REGULAR MEETING - May 27, 1987 - 9:30 A.M.

The Retirement Hearing Commission met in regular session in Conference Room 103, 801 - 9th Street, on May 27, 1987 at 9:35 a.m.

PRESENT: Hermocillo, Koutrouba, Mayberry, Russell, Sequeira, Smith, Stamper

ABSENT: None

MINUTES OF REGULAR MEETING HELD MARCH 25, 1987
APPROVED

The Commission received copies of the minutes of the regular meeting held March 25, 1987. Mr. Mayberry moved to approve the minutes. The motion was seconded by Mr. Koutrouba and was carried by the following vote:

AYES: Hermocillo, Koutrouba, Mayberry, Sequeira, Smith, Stamper

NOES: None

ABSTAINED: Russell

MINUTES OF SPECIAL MEETING HELD MAY 8, 1987
APPROVED

The Commission received copies of the minutes of the special meeting held May 8, 1987. Mr. Mayberry moved to approve the minutes. The motion was seconded by Mr. Koutrouba and was carried by the following vote:

AYES: Hermocillo, Koutrouba, Mayberry, Russell, Sequeira, Smith, Stamper

NOES: None

RECOMMENDED DECISION OF ADMINISTRATIVE LAW JUDGE REGARDING APPEAL OF AARON JENNINGS FOR INDUSTRIAL DISABILITY BENEFITS
REJECT DECISION/APPEAL GRANTED

Phillip Bruce, Attorney at Law, represented Aaron Jennings, who was present. Richard Antoine, Deputy City Attorney, represented the Retirement System Manager.

The Commission received copies of the exhibits submitted and the transcript of the hearing held before the administrative law judge.

With the approval of Mr. Antoine, Mr. Bruce submitted written final arguments to the Commission.

Mr. Bruce and Mr. Antoine presented final arguments and rebuttals and answered questions of the Commission.

With approval of the appellant, Mr. Mayberry moved the Commission adjourn to executive session. The motion was seconded by Mr. Hermocillo.

AYES: Hermocillo, Koutrouba, Mayberry, Russell, Sequeira, Smith, Stamper

NOES: None

Mr. Russell left during executive session.

The Commission reconvened. Mr. Mayberry moved that the proposed decision of the Administrative Law Judge be rejected and that Mr. Jennings be granted an industrial disability retirement. The motion was seconded by Mr. Hermocillo and carried by the following vote:

AYES: Hermocillo, Koutrouba, Mayberry, Smith

NOES: Sequeira, Stamper

The Chairwoman directed Mr. Bruce to prepare the decision, findings of fact, determination of issues for the Commission's review and adoption, with guidance that Mr. Jennings' injury was significant in causing the disability. Mr. Bruce was also instructed to correct the grammatical errors in the proposed decision.

There being no further business, the meeting was adjourned at 10:32 a.m. to meet again at the call of the chair.