

## Data Presented to Board by ALL Thornton on September 8, 2015

| FY      | ALL FTE's | Decisions | Budget       | Dec/ALL | \$/ALL    | \$/DEC |
|---------|-----------|-----------|--------------|---------|-----------|--------|
| 2007/08 | 172.1     | 315,788   | \$72,880,385 | 1835    | \$423,477 | \$231  |
| 2008/09 | 192.6     | 356,787   | \$74,434,271 | 1852    | \$386,471 | \$209  |
| 2009/10 | 257.4     | 489,422   | \$85,740,409 | 1901    | \$333,102 | \$175  |
| 2010/11 | 267.3     | 508,280   | \$93,677,349 | 1902    | \$350,458 | \$184  |
| 2011/12 | 261.4     | 484,476   | \$92,485,479 | 1853    | \$353,808 | \$191  |
| 2012/13 | 249.7     | 440,995   | \$90,172,164 | 1766    | \$361,122 | \$204  |
| 2013/14 | 228.8     | 371,114   | \$83,653,733 | 1622    | \$365,619 | \$225  |
| 2014/15 | 177.2     | 285,685   | \$79,478,152 | 1612    | \$448,522 | \$278  |
| 2015/16 | 140.0     | 270,000   | \$75,743,000 | 1929    | \$541,021 | \$281  |

## Data with Corrected 2015-16 AU FTE Projections and Budget Projections

| FY      | AU FTE's     | Decisions | Budget              | Dec/AU | \$/AU     | \$/DEC |
|---------|--------------|-----------|---------------------|--------|-----------|--------|
| 2007/08 | 172.1        | 315,788   | \$72,880,385        | 1835   | \$423,477 | \$231  |
| 2008/09 | 192.6        | 356,787   | \$74,434,271        | 1852   | \$386,471 | \$209  |
| 2009/10 | 257.4        | 489,422   | \$85,740,409        | 1901   | \$333,102 | \$175  |
| 2010/11 | 267.3        | 508,280   | \$93,677,349        | 1902   | \$350,458 | \$184  |
| 2011/12 | 261.4        | 484,476   | \$92,485,479        | 1853   | \$353,808 | \$191  |
| 2012/13 | 249.7        | 440,995   | \$90,172,164        | 1766   | \$361,122 | \$204  |
| 2013/14 | 228.8        | 371,114   | \$83,653,733        | 1622   | \$365,619 | \$225  |
| 2014/15 | 177.2        | 285,685   | \$79,478,152        | 1612   | \$448,522 | \$278  |
| 2015/16 | <b>145.0</b> | 270,000   | <b>\$75,131,548</b> | 1862   | \$518,149 | \$278  |

## Data with Benefits Removed

| FY      | ALL FTE's | Decisions | Budget       | Dec/ALL | \$/ALL    | \$/DEC |
|---------|-----------|-----------|--------------|---------|-----------|--------|
| 2007/08 | 172.1     | 315,788   | \$56,632,331 | 1835    | \$329,066 | \$179  |
| 2008/09 | 192.6     | 356,787   | \$58,191,584 | 1852    | \$302,137 | \$163  |
| 2009/10 | 257.4     | 489,422   | \$68,407,240 | 1901    | \$265,762 | \$140  |
| 2010/11 | 267.3     | 508,280   | \$73,550,300 | 1902    | \$275,160 | \$145  |
| 2011/12 | 261.4     | 484,476   | \$74,371,234 | 1853    | \$284,511 | \$154  |
| 2012/13 | 249.7     | 440,995   | \$65,585,329 | 1766    | \$262,657 | \$149  |
| 2013/14 | 228.8     | 371,114   | \$63,235,144 | 1622    | \$276,377 | \$170  |
| 2014/15 | 177.2     | 285,685   | \$56,978,647 | 1612    | \$321,550 | \$199  |
| 2015/16 | 145.0     | 270,000   | \$52,840,836 | 1862    | \$364,420 | \$196  |

## Data with With Benefits and SWCAP/Pro-Rata Removed

| FY      | ALL FTE's | Decisions | Budget       | Dec/ALL | \$/ALL    | \$/DEC |
|---------|-----------|-----------|--------------|---------|-----------|--------|
| 2007/08 | 172.1     | 315,788   | \$56,632,331 | 1835    | \$329,066 | \$179  |
| 2008/09 | 192.6     | 356,787   | \$58,191,584 | 1852    | \$302,137 | \$163  |
| 2009/10 | 257.4     | 489,422   | \$68,407,240 | 1901    | \$265,762 | \$140  |
| 2010/11 | 267.3     | 508,280   | \$73,550,300 | 1902    | \$275,160 | \$145  |
| 2011/12 | 261.4     | 484,476   | \$74,371,234 | 1853    | \$284,511 | \$154  |
| 2012/13 | 249.7     | 440,995   | \$65,585,329 | 1766    | \$262,657 | \$149  |
| 2013/14 | 228.8     | 371,114   | \$63,235,144 | 1622    | \$276,377 | \$170  |
| 2014/15 | 177.2     | 285,685   | \$56,978,647 | 1612    | \$321,550 | \$199  |
| 2015/16 | 145.0     | 270,000   | \$51,975,328 | 1862    | \$358,451 | \$193  |

**From:** Dresser, Robert@CUIAB  
**Sent:** Wednesday, September 09, 2015 9:45 AM  
**To:** Thornton, Cynthia@CUIAB  
**Cc:** Allen, Michael@CUIAB; Corbett, Ellen@CUIAB; Gonzales, Elena@CUIAB  
**Subject:** RE: Thank you!

Cynthia,

Thanks for your input. There are a number of factors to include and a number of approaches to take in deciding on how best to analyze the budget.

I appreciate your information.

Bob

**From:** Thornton, Cynthia@CUIAB  
**Sent:** Wednesday, September 09, 2015 8:17 AM  
**To:** Dresser, Robert@CUIAB  
**Subject:** Thank you!

Bob-

Thank you for taking ALJ's workload and budget concerns so seriously. I was impressed with the way you and the rest of the board handled a difficult topic at the meeting yesterday.

In order to find where the budget problem is, I would ask for a table with rows for the last ten fiscal years and the following columns: total budget, budget by each department, budget by OE&E, admin salaries, executive salaries, ALJ salaries, field staff salaries, AO salaries, IT salaries, etc. so that each employee is included in one of the groups in the columns. Each row should add up to the first column (total budget for each year).

I would then ask for those numbers (each department's salaries, OE&E etc.) as a percentage of total budget for that year. I would then look for increases in percentages from year to year. For admin, we transferred functions to EDD so we should see a decrease in percentage around that time – 2011? 2012? Executive started operating with less than a full complement of board members at about the same time so we should see a decrease in their salaries at about that time. We should see a percentage decrease in OE&E the year that we closed San Francisco and several outstations. If we don't see these expected decreases, we will need more detail on what is going into those numbers year over year.

For any item where we see an increase in percentage of total budget from one year to the next, I would look more closely at the detail: were people added? Did the workers in that department receive salary increases? Did rents increase?

It may well be that some of these department salaries and other expenses have stayed exactly the same or even reduced, but because of the drastic decrease in our budget over the last few years, they have assumed a much larger percentage of our budget.

When we were 100 ALJ's larger and were producing a higher number of decisions, we could afford luxuries like a large first class IT department and special projects and people who performed investigations. Without looking at the actual numbers that would be included in the chart suggested above, we can't say for sure, but we may be too small to afford some of these luxuries any longer.

Thank you again for taking such a clear headed and detailed approach to this and please don't hesitate to ask if there is anything I can do to help.

-Cynthia

**From:** "Hilton, Madlyn@CUIAB" <[Madlyn.Hilton@CUIAB.CA.GOV](mailto:Madlyn.Hilton@CUIAB.CA.GOV)>

**Date:** September 9, 2015 at 3:41:27 PM PDT

**To:** "Levy, Michael@CUIAB" <[Michael.Levy@CUIAB.CA.GOV](mailto:Michael.Levy@CUIAB.CA.GOV)>

**Subject:** Comment for Board Meeting on September 10th regarding Agenda Item 12

I wanted to respond to comments made by ALJ Susan Lee at the Board meeting on Tuesday, September 8th. It was apparent that her comments in general were directed toward the number of Presiding Judges who provide assistance to the Chief ALJ. However, she has provided incorrect and misleading information regarding tax cases and the work I perform as a Presiding Administrative Law Judge (PALJ) that should be addressed. It is unfortunate that ALJ Lee felt the need to single out the Office of Tax Petitions (OTP), and I am compelled to correct her misinformation both on behalf of myself and the Agency.

ALJ Lee stated that since there are no longer any judges in the Tax Office, all of the tax cases are now being sent to the field offices. She further implied that because of reduced tax workload, I am mainly working on reasonable accommodations.

Response: As of August 1, 2015 there were approximately 3,849 tax audit cases (Program 15). Only 1,163 of those were actually assigned out to the field offices. The remaining 2,686 are still in OTP. There can easily be upwards of 50 files a day which require review and action on the cases remaining in OTP, by the PALJ. In addition to the audit cases, there are over a thousand non-audit tax cases that remain in OTP (Programs 17, 19, 46, 47 and 48). I do not mean to imply that I am holding on to cases in OTP that could otherwise be heard in the field. After OTP registers a tax case, we make certain each case has the necessary documents and correspondence from the parties, we handle numerous inquiries from both parties, and we do a final review before it is sent to the field office for hearing. In other words, OTP does everything it can to minimize the work a field office needs to do before setting the case for hearing. In addition to audit cases, field offices have been sent tax ruling cases that OTP has assured are ready for hearing. These cases have been sent to offices where inventory of other cases has significantly declined.

On a personal note, during the period January 1, 2015, through July 31, 2015, OTP issued 1,130 decisions. I personally issued 914 (81%) of those decisions, the remaining cases were issued by the one remaining ALJ in OTP, ALJ Saciuk. (He retired September 7, 2015.) During the period January 1, 2014 through December 31, 2014, OTP issued 2,618 decisions. I issued 1,848 (71%) of those decisions. The remaining 770 decisions were issued by five former (retired or laid off) OTP ALJs; ALJ Johnson, ALJ Mann, ALJ Swenson, ALJ Shad and ALJ Saciuk. As you can see, although there are no longer ALJs working in OTP, the volume of work for the PALJ increased as the number of ALJs decreased.

As you know, I agreed to take over the duties of the Reasonable Accommodation's coordinator.

Fortunately, Ryann Day has also been a big part of this project, because I could not keep up with the volume of this work without her. We have worked together to make certain that any need for a reasonable accommodation is being addressed. This has not been easy, as there was no consistent policy or procedure used to handle past requests. I am happy to continue to help out in this area, but it is by no means something that has replaced my prior duties. It has simply added to an already full plate.

submitted by email  
9/10 10:28 AM

September 10, 2015.

Questions from Mark Cwern to the CUIAB Board

Why is the agency hiring additional IT personnel at the time that it is laying off ALJs?

In these economically difficult times, what is the justification for hiring more non-revenue producers and laying off the only job classification that produces revenue for the agency?

Rob Silva's report concluded that personnel cuts are required, but there was no analysis of which personnel should be cut. What analysis has been done to determine which personnel should be cut to meet any budgetary shortfalls?

Between last year's layoffs, the additional separations which have occurred since that time, and the proposed new ALJ layoffs, the ALJ workforce will have been reduced in the neighborhood of 50%. What has the attrition been in other job classifications? If the attrition has been less than the rate of attrition of ALJs, what analysis has been done to determine that the agency needs a higher percentage of personnel in those classifications than we needed before? Shouldn't this analysis be done if the layoff is not to be arbitrary? If the analysis has not been done, why not?

I believe Mr. Silva's report indicated that the current anticipated budget shortfall is \$2.8 Million. What is the savings from each ALJ laid off? Assuming that each ALJ salary plus benefits comes to about \$180,000, which I believe was the figure that was provided by management in the last round of layoff meet and confers, this would equate to 15.5 ALJ positions. Why are more than that being laid off?

Has the Board now disclosed everything that was considered, written or oral, before authorizing the layoff plan filed with Cal HR?

In order for any layoff decision to not be an arbitrary one, shouldn't the board have provide to these questions before proceeding with a layoff?

I have emailed these questions to Mr. Levy and respectfully request that they be included in the record of today's proceedings.

Thank you.

Received 9/10/15 M.F.J.  
from Greg Windheim

## 11.4 Age Discrimination—Disparate Impact—Elements

### 11.4 AGE DISCRIMINATION—DISPARATE IMPACT—ELEMENTS

The plaintiff seeks damages based on age discrimination in violation of federal law. The plaintiff has the burden of proving each of the following elements by a preponderance of the evidence:

1. the plaintiff was 40 years of age or older at the time the plaintiff was [[discharged] [not hired] [not promoted] [demoted] [state other adverse action]];
2. the defendant used a specific [test] [requirement] [practice] [selection criterion] that had a significantly adverse or disproportionate impact on employees 40 years of age or older; and
3. the defendant's [test] [requirement] [practice] [selection criterion] resulted in the plaintiff being [[discharged] [not hired] [not promoted] [demoted] [state other adverse action]].

#### Comment

"A disparate impact claim challenges employment practices that are facially neutral in their treatment of different groups but that in fact fall more harshly on one group than another . . ." *Pottenger v. Potlatch Corp.*, 329 F.3d 740, 749 (9th Cir.2003). In *Smith v. City of Jackson*, 544 U.S. 228, 232 (2005), the Supreme Court affirmed the availability of a disparate impact claim under the ADEA.

The first element states the age threshold necessary to fall within the ADEA. See 29 U.S.C. § 631(a).

The second element reflects *Smith's* holding that "it is not enough to simply allege that there is a disparate impact on workers, or point to a generalized policy that leads to such an impact. Rather, the employee is responsible for isolating and identifying the *specific* employment practices that are allegedly responsible for any observed statistical disparities." *Smith*, 544 U.S. at 232. (internal quotation omitted) (emphasis in original) (holding that the heightened disparate impact standard of *Wards Cove Packing Co. v. Atonio*, 490 U.S. 642, 656 (1989), applies in ADEA cases because the Civil Rights Act of 1991, which abrogated *Wards Cove* in Title VII cases, did not amend the ADEA). Thus, the plaintiff must establish that the employer uses a "specific test, requirement, or practice . . . that has an adverse impact on older workers." *Smith*, 544 U.S. at 232.

The third element states the requirement that the plaintiff "must show that he was subject to the particular employment practice with the alleged disparate impact." *Pottenger*, 329 F.3d at 750.

When appropriate, this instruction should be given in conjunction with Instruction 11.6E (Age Discrimination—Defenses—Reasonable Factor Other than Age).

#### File:

 11.04\_civil.wpd [1]

**Source URL:** <http://www3.ce9.uscourts.gov/jury-instructions/node/197>

#### Links:

[1] [http://www3.ce9.uscourts.gov/jury-instructions/sites/default/files/WPD/11.04\\_civil\\_0.wpd](http://www3.ce9.uscourts.gov/jury-instructions/sites/default/files/WPD/11.04_civil_0.wpd)



CALIFORNIA UNEMPLOYMENT INSURANCE APPEALS BOARD  
OAKLAND OFFICE OF APPEALS

Concord Hearing Facility  
1450 Enea Circle  
Bldg. B, Ste., 300  
Concord, CA. 94520  
(925) 602-7700

FAX TRANSMITTAL

To: Michael Levy Fax: (916) 263-6842  
 From: Susan Lee Date: 9/9/15  
 Re: 9/8/15 & 9/10/15 <sup>additional</sup> comments Pages: 4  
 CC: Agenda Item 12

- Urgent     For Review     Please Comment     Please Reply     Please Recycle

September 9, 2015

Chair Dresser, Vice Chair Allen and Board Member Corbett,

This correspondence is an indirect response to Vice Chair Allen's request that the Budget Advisory Committee (BAC) provide all proposals which were rejected by BAC, with an explanation.

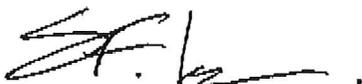
Since we do not know what information was forwarded to BAC through the PALJs, I provide you with two proposals which were given to the PALJs to present at the June 2015 PALJ meeting. Both proposals were to close a projected \$8.8 million deficit.

The first Budget Proposal included ALJ attrition, office/facilities closure, and *no layoffs*. The deficit balance would be made up through generating additional revenue by creating more splits, suspending a failed Automated Calendaring system (which would only further eliminate staff) and rolling over a 14/15 surplus.

The second Budget Proposal was in the alternative. In the event of a layoff, that BAC should look at other positions to eliminate besides the Field. Various organizational charts were attached, which seem unnecessary to include here if the proposals weren't presented to BAC. However, I am happy to provide them at the Board's request. If CUIAB currently estimates a \$2.8 million deficit, then we have cleared that threshold by a wide margin with the 34.4 ALJ separations through 10/1/15 (date ALJ Kane reduces to .6 time) and continuing separations throughout 2015-2016.

Thank you again for allowing rank and file input. I am most appreciative.

Respectfully submitted,



Susan F. Lee,  
ALJ, Oakland Office of Appeals

Revised 6/11/15

BUDGET PROPOSAL

|                                                                         |                         |
|-------------------------------------------------------------------------|-------------------------|
| COST SAVINGS TO DATE                                                    |                         |
| 37.5 <sup>1</sup> ALL separations since 9/1/14 x \$180,000 <sup>2</sup> | \$6,750,000             |
| Savings from SFOA Closure                                               | \$1,100,000             |
| Closure Santa Ana, W. Covina, Van Nuys, Inglewood Tax Office            | \$ 460,000 <sup>3</sup> |
| Subtotal                                                                | <b>\$8,310,000</b>      |

OTHER IDEAS

- Carry over 2014-2015 surplus
- Suspend Automated Calendaring and all related staff
- Generate more income with 5033, 5067/5068, and 1328 splits

---

<sup>1</sup> Ahuja (SAC), Alexander (OAK), Bestwick (SF), Bockwinkel (AO), Carter (AO), Chavez (OAK), Chakur (OX), Contreras (AO), Cooper (LA), Crawford (PAS), Dinosario (PAS), Erwin (PAS), Flores (SF), Gilmore (SD), Haug (SD), Hernandez (SI), Jacobowitz (.5/SF) Kane (.4/OAK), G Kelly (SF), N Kelly (FRES), Krowech (.6/OAK), Larsen (OAK), Leonard (SAC), Martin (SAC), McInery (LA), Moreland (AO), Navarette (LA), Rambo (SAC), Rucker (SD), Sacuik (ING), Sampogna (OAK), Sorenson (INLD), Tomlin (AOK), Van Wye (OAK), Waters (AO), Walton, Webb, Yee (SD), Zackery (LA)

<sup>2</sup> Figure given by CUIAB at Meet and Confer for ALL li, salary plus benefits

<sup>3</sup> Santa Ana: \$114,175.08; Van Nuys: \$120,808.20; W. Covina: \$148,080; Inglewood Tax: \$75,114.60

Revised 6/11/15

BUDGET PROPOSAL

37.5<sup>1</sup> ALJ separations since 9/1/14 x \$180,000<sup>2</sup> \$6,750,000  
 Savings from SFOA Closure \$1,100,000  
 Closure Santa Ana, W. Covina, Van Nuys, Inglewood Tax Office \$ 460,000<sup>3</sup>  
 Subtotal **\$8,310,000**

Eliminate all RA's<sup>4</sup> and other positions  
 Administrative Services: 2 \$ 170,660  
 Chief's Office: 5 plus 16 RA ALJs<sup>5</sup> \$ 559,160+  
 Executive: 2 \$ 240,450  
 Information Technology: 14 \$1,604,000

Salary Elimination **\$2,574,270**

**MINIMUM TOTAL SAVINGS \$10,704,270**

OTHER IDEAS

Carry over 2014-2015 surplus  
 Suspend Automated calendaring and all staff  
 Generate more income with 5033, 5067/5068, and 1328 splits

<sup>1</sup> Ahuja (SAC), Alexander (OAK), Bestwick (SF), Bockwinkel (AO), Carter (AO), Chavez (OAK), Chakur (OX), Contreras (AO), Cooper (LA), Crawford (PAS), Dinosario (PAS), Erwin (PAS), Flores (SF), Gilmore (SD), Haug (SD), Hernandez (SJ), Jacobowitz (.5/SF), Kane (.4/OAK), G Kelly (SF), N Kelly (FRES), Krowech (.6/OAK), Larsen (OAK), Leonard (SAC), Martin (SAC), McNery (LA), Moreland (AO), Navarette (IA), Rambo (SAC), Rucker (SD), Sacuk (MNG), Sampogna (OAK), Sorenson (INLD), Tomlin (AO), Van Wye (OAK), Waters (AO), Walton, Webb, Yee (SD), Zackery (LA)

<sup>2</sup> Figure given by CUIAB at Meet and Confer for ALJ II, salary plus benefits

<sup>3</sup> Santa Ana: \$114,175.08; Van Nuys: \$120,808.20; W. Covina: \$148,080; Inglewood Tax: \$75,114.60

<sup>4</sup> Boston, Hilton, Ortiz, Vega, 4 ALJs, 12 ALJ IIs

<sup>5</sup> + Allocation RA ALJs is unknown



CALIFORNIA UNEMPLOYMENT INSURANCE APPEALS BOARD  
OAKLAND OFFICE OF APPEALS

Concord Hearing Facility  
1450 Enea Circle  
Bldg. B, Ste., 300  
Concord, CA. 94520  
(925) 602-7700

FAX TRANSMITTAL

To: Michael Levy Fax: (916) 263-6837  
 From: Susan Lee Date: 9/9/15  
 Re: 9/8/15 & 9/10/15 comments Pages: 12  
 CC:

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Mr. Levy,  
 Please forward my further comments to the  
 Board for the 9/10/15 board meeting.  
 Thank you.

September 9, 2015

Chair Dresser, Vice Chair Allen, Board Member Corbett,

Thank you for your attention at the September 8 board meeting and allowing the public a chance to address the Board. Since the ALJs have been excluded from the budget process, we are grateful to present our comments.

Please permit me to follow up on some questions.

1. Since the Lay Off Plan calls for the elimination of 34 ALJs, can the Lay Off Plan now be cancelled since CUIAB has experienced 34.4 ALJ separations after 9/1/14? If not, why not?
2. What is the revenue lost by laying off one ALJ I?
3. What is the revenue lost by laying off one ALJ II?
4. Why does the Chief ALJ/Executive Director need 3 PALJs, and 2 Assistants, all earning \$100K plus per year?
5. Why do the budgets reports only include UI Caseload when 1/3 of CUIAB's current inventory involve other programs? (See Case Aging Report, 9/8/2015: ALL Cases-27,975, UI ALL-17,403 Attachment A1-A2)
6. Why is the Executive Office employing a Retired Annuitant ALJ II? Why does the Organizational Chart show him working in the Chief's office as an Attorney III? Why isn't he part of Chief Counsel's office? (Attachment B1-B3)
7. Why is the Executive Office employing a Retired Annuitant Senior Security Investigator? What does he do? (Attachment C)
8. Does CUIAB still need a contact, Lori Kurosaka (aka Fujimoto), to deal with DOL when CUIAB is now out of corrective action? Perhaps those duties should revert to the Chief ALJ. (Attachment D)
9. Why does CUIAB continue to employ EDD workers who were transferred to CUIAB for a paperless project which failed, granting them promotions and steep raises? (See Attachment E1-E3, Excerpt from Chief Gonzales' testimony at 2014 Cal HR hearing)
10. Why does AO continue to use so many Retired Annuitant ALJs? (Attachment B1)
11. Why would CUIAB work so closely with EDD on the budget when there is an obvious conflict of interest?
12. Is Automated Calendaring a failed and expensive system that CUIAB can no longer afford?

Respectfully submitted,



Susan F. Lee, ALJ, Oakland Office of Appeals

California Unemployment Insurance Appeals Board

Lower Authority Appeals Case Aging - UI ALL

Office: all

|                   | Number of Cases by Aging Category |              |              |              |              |              |            |            |            |            |            |            |            | Total         |
|-------------------|-----------------------------------|--------------|--------------|--------------|--------------|--------------|------------|------------|------------|------------|------------|------------|------------|---------------|
|                   | 0-5 Days                          | 6-10 Days    | 11-15 Days   | 16-20 Days   | 21-30 Days   | 31-40 Days   | 40-45 Days | 46-50 Days | 51-60 Days | 61-70 Days | 71-80 Days | 81-90 Days | 91+ Days   |               |
| Case Created      | 37                                | 795          | 411          | 17           | 29           | 12           | 0          | 0          | 0          | 0          | 0          | 0          | 0          | 1,301         |
| Case Verified     | 64                                | 700          | 2,154        | 1,024        | 1,286        | 706          | 182        | 355        | 332        | 133        | 36         | 5          | 6          | 6,983         |
| Hearing Scheduled | 2                                 | 49           | 1,104        | 1,489        | 3,781        | 1,043        | 236        | 202        | 328        | 194        | 76         | 58         | 31         | 8,593         |
| Hearing Completed | 0                                 | 0            | 0            | 2            | 128          | 88           | 36         | 17         | 52         | 64         | 25         | 20         | 94         | 526           |
| <b>Total</b>      | <b>103</b>                        | <b>1,544</b> | <b>3,669</b> | <b>2,532</b> | <b>5,224</b> | <b>1,849</b> | <b>454</b> | <b>574</b> | <b>712</b> | <b>391</b> | <b>137</b> | <b>83</b>  | <b>131</b> | <b>17,403</b> |

Note:

- By Aging Category means by "Days" Range (Age = Days between Appeal Date and Today)
- Case Created = Case has not verified.
- Case Verified = Case has not scheduled for hearing.
- Hearing Scheduled = Case has scheduled for today or in the future.
- Hearing Completed = Hearing date is in the past and has not closed.

**California Unemployment Insurance Appeals Board  
Lower Authority Appeals Case Aging - ALL**

Office: all

|                   | Number of Cases by Aging Category |              |              |              |              |              |            |            |              |            |            |            |              | Total         |
|-------------------|-----------------------------------|--------------|--------------|--------------|--------------|--------------|------------|------------|--------------|------------|------------|------------|--------------|---------------|
|                   | 0-5 Days                          | 6-10 Days    | 11-15 Days   | 16-20 Days   | 21-30 Days   | 31-40 Days   | 40-45 Days | 46-50 Days | 51-60 Days   | 61-70 Days | 71-80 Days | 81-90 Days | 91+ Days     |               |
| Case Created      | 43                                | 822          | 504          | 63           | 54           | 22           | 4          | 9          | 4            | 1          | 2          | 6          | 62           | 1,596         |
| Case Verified     | 68                                | 732          | 2,288        | 1,143        | 1,608        | 1,060        | 339        | 587        | 635          | 372        | 217        | 153        | 7,315        | 16,517        |
| Hearing Scheduled | 2                                 | 50           | 1,107        | 1,493        | 3,809        | 1,075        | 260        | 243        | 420          | 330        | 139        | 91         | 214          | 9,233         |
| Hearing Completed | 0                                 | 0            | 0            | 2            | 129          | 89           | 41         | 23         | 57           | 80         | 39         | 36         | 133          | 629           |
| <b>Total</b>      | <b>113</b>                        | <b>1,604</b> | <b>3,899</b> | <b>2,701</b> | <b>5,600</b> | <b>2,246</b> | <b>644</b> | <b>862</b> | <b>1,116</b> | <b>763</b> | <b>397</b> | <b>286</b> | <b>7,724</b> | <b>27,975</b> |

Note:

- By Aging Category means by "Days" Range (Age = Days between Appeal Date and Today)
- Case Created = Case has not verified.
- Case Verified = Case has not scheduled for hearing.
- Hearing Scheduled = Case has scheduled for today or in the future.
- Hearing Completed = Hearing date is in the past and has not closed.

Report Run Date - 9/8/2015 8:08:11 PM, Server: SAC-SQL01 Database: eCATS\_Reporting

A2

| RETIRED ANNUITANT HOURS SFY 2014-15 |         |       |               |
|-------------------------------------|---------|-------|---------------|
| Appellate Operations                | Dollars | Rate  | Hours Per SFY |
| <b>Retired Annuitant ALJ</b>        |         |       |               |
| Jorge Carrillo, ALJII               | 2,074   | 54.87 | 38            |
| Judith Harper, ALJI                 | 988     | 52.30 | 19            |
| Susana Halfon, ALJII                | 1,555   | 54.87 | 28            |
| Lillian Shek, ALJII                 | 1,555   | 54.87 | 28            |
| Kevin Toole, ALJ II                 | 2,074   | 54.87 | 38            |
| Roi Goi, ALJ II                     | 1,037   | 54.87 | 19            |
| Randy Petersen, ALJ II              | 2,074   | 54.87 | 38            |
| Thomas Sobel, ALJII                 | 1,037   | 54.87 | 19            |
| <b>Total</b>                        |         |       | <b>227</b>    |
| <b>Retired Annuitant Non-ALJ</b>    |         |       |               |
| Olga Brown, OT                      | 711.88  | 18.83 | 38            |
| Dixie Colwell, LHT                  | 767     | 20.29 | 38            |
| Karen Grossman, SLT                 | 767     | 20.29 | 38            |
| Priscilla Peluso, SLT               | 767     | 20.29 | 38            |
| Sharon Petersen, AGPA               | 1,166   | 30.86 | 38            |
| <b>Total</b>                        |         |       | <b>189</b>    |
| <b>Information Technology</b>       |         |       |               |
| Phyllis Ortiz, Staff/ISA            | 1,108   | 57.33 | 38            |
| <b>Total</b>                        |         |       | <b>38</b>     |
| <b>Executive</b>                    |         |       |               |
| Robert Dresser                      | 134,802 | 63.55 | 2,088         |
| Ralph Hilton, ALJII                 | 59,322  | 57.05 | 960           |
| Carl Vega, Sr Special Investigator  | 1,287   | 34.06 | 38            |
| <b>Total</b>                        |         |       | <b>3,086</b>  |
| <b>Field Operations</b>             |         |       |               |
| <b>Retired Annuitant ALJ</b>        |         |       |               |
| 25 Adm Law Judge II                 | 2,074   | 54.87 | 38            |
| 10 Adm Law Judge I                  | 1,868   | 52.30 | 22            |
| <b>Total</b>                        |         |       | <b>756</b>    |
| <b>Retired Annuitant Non-ALJ</b>    |         |       |               |
| Pam Boston, AGPA                    | 1,201   | 31.73 | 38            |
| Luz Cona, MST                       | 777     | 19.77 | 38            |
| Sharon Peters, MST                  | 777     | 19.77 | 38            |
| Barbara Emerson, SLT                | 767     | 20.29 | 38            |
| Patsy Carpenter, MST                | 777     | 19.77 | 38            |
| Bery Fukuhaga, OT                   | 777     | 18.83 | 38            |
| Rosalee Capallos, MST               | 777     | 19.77 | 38            |
| Kathy Cella, SLT                    | 767     | 20.29 | 38            |
| Sonia Mantalban, OT                 | 777     | 18.83 | 38            |
| Victorita Paraguya, MST             | 777     | 19.77 | 38            |
| Sharon Walter, OT                   | 777     | 18.83 | 38            |
| Linda Warren, MST                   | 777     | 19.77 | 38            |



STATE WORKER SALARY DATABASE OCTOBER 9, 2014

# State worker salary database

Updated July 29, 2015 -- Now includes: 2014 University of California pay, 2014 CSU pay, 2014 civil service pay, and 2014 state legislative pay.

This database allows you to search the salaries of California's 300,000-plus state workers and view up to eight years of their pay history.

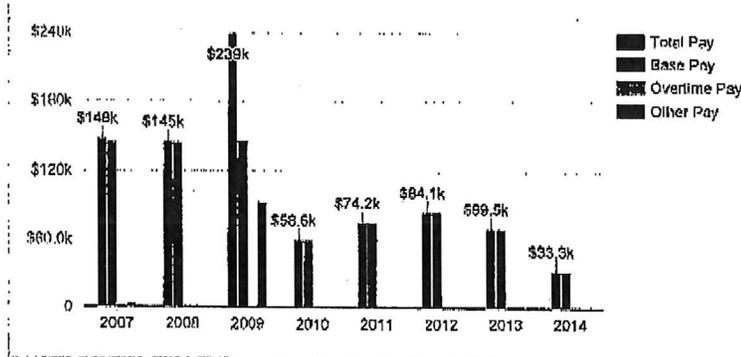
Search by name or department. For quicker searches, use a first and last name.

Sources: University of California President's Office, California State Controller's Office, California Legislature

Search employees

Hilton Employment Development Dept   
2014  search

**Ralph Hilton II**  
Title: Attorney III  
Department: Employment Development Dept



Explore departments

Afro-american Museum  2014  explore

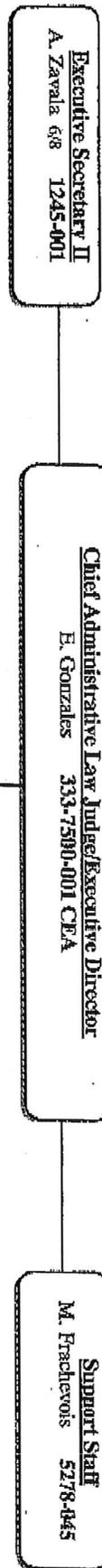
Top salaries

2014  show

Top Salaries of 2014

B2

**CALIFORNIA UNEMPLOYMENT INSURANCE APPEALS BOARD**  
**OFFICE OF THE CHIEF ADMINISTRATIVE LAW JUDGE/EXECUTIVE DIRECTOR COST CENTER #333**



- ALL III**
- F. Ashby RA 6067-966
  - T. Fee RA 6067-966
  - A. Grunberg RA 6067-966
  - E. Hahn RA 6067-966
  - M. Hanson RA 6067-966
  - A. Oppenheimer RA 6067-966
  - G. Roehr RA 6067-966
  - D. Soviero RA 6067-966
  - S. Thayer RA 6067-966
  - P. Thomas RA 6067-966
  - D. Valles RA 6067-966
  - J. White RA 6067-966
  - B. Yagi RA 6067-966
- ALL I**
- D. Datz RA 6091-966
  - D. Geller RA 6091-966
  - J. Saunders RA 6091-966

- Staff Services Manager I (Supt)**
- R. Eichner 4800-100
- Training & Program Support**
- A. Garcia 4-10-40 5393-102
  - M. Aguirre 4-10-40 5393-104

- Staff Services Manager II (Supt)**
- Management Support - Southern CA 4801-002  
R. Ervin
  - Management Support - Northern CA 4801-003  
M. Silva

- Staff Services Manager II (Mgr)**
- I. Maglione 4969-001
- Staff Services Manager I (Supt)**
- M. Diaz 4800-002
- Program Support**
- J. Zinto 5393-001
  - J. Bernatke 5393-002
  - P. Boston RA 5393-966

| Code         | Class                                   | Count     |
|--------------|-----------------------------------------|-----------|
| 7500         | Career Executive Assignment             | 2         |
| 6088         | Presiding Administrative Law Judge      | 2         |
| 5393         | Associate Governmental Program Analyst  | 4         |
| 5278         | Management Services Technician          | 1         |
| 4969         | Staff Services Manager II (Managerial)  | 1         |
| 4801         | Staff Services Manager II (Supervisory) | 2         |
| 4800         | Staff Services Manager I (Supervisory)  | 2         |
| 1245         | Executive Secretary I                   | 1         |
| <b>TOTAL</b> |                                         | <b>15</b> |

**Retired Annuitants**

|      |                                        |    |
|------|----------------------------------------|----|
| 6091 | Administrative Law Judge I             | 4  |
| 6088 | Administrative Law Judge II            | 12 |
| 5393 | Associate Governmental Program Analyst | 1  |
| 5795 | Attorney III                           | 1  |

\* These positions will be reassessed upon separation of the incumbents.

X *Ulferson* *grange*  
 Chief Administrative Director

Purple: Alternate Work Schedule

Blue: Vacancy

Green: Temp

# STATE WORKER SALARY DATABASE OCTOBER 9, 2014

## State worker salary database

*Updated July 29, 2015 -- Now includes: 2014 University of California pay, 2014 CSU pay, 2014 civil service pay, and 2014 state legislative pay.*

This database allows you to search the salaries of California's 300,000-plus state workers and view up to eight years of their pay history.

Search by name or department. For quicker searches, use a first and last name.

Sources: University of California President's Office, California State Controller's Office, California Legislature

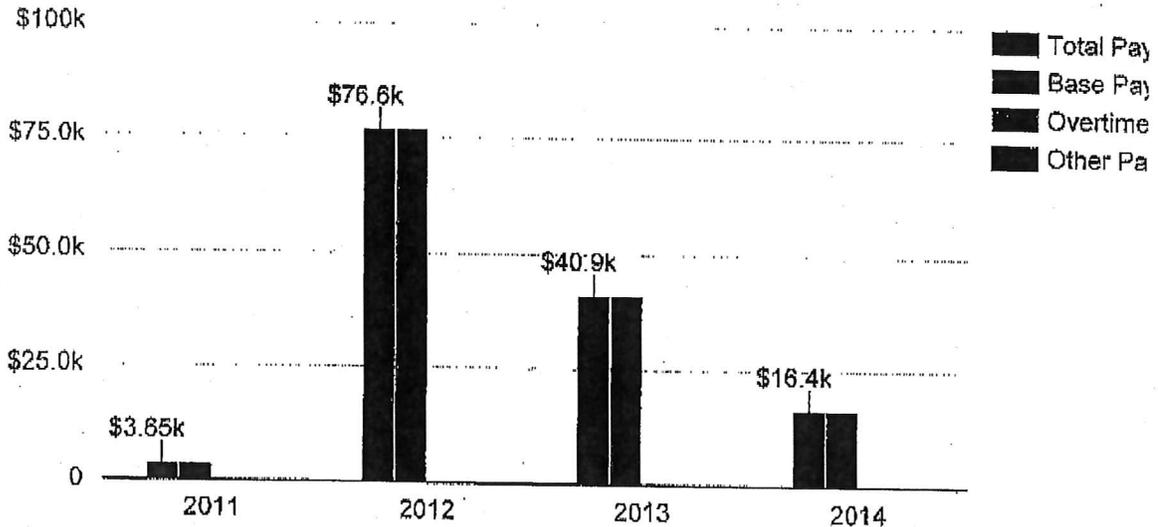
### Search employees

Vega Employment Development Dept 2014 search

**Carl Vega**

**Title: Special Investigator**

**Department: Employment Development Dept**



### Explore departments

Docket No. 5592  
June 9, 2015

Chair Dresser thanked Hugh Harrison, Lori Kurosaka and Janet Maglinte for their help with regard to the DOL review.

Chief ALJ/Executive Director Gonzales echoed Chair Dressers thanks and stated that Lori Kurosaka had been CUIAB's contact with the Department of Labor when the CUIAB was in Corrective Action, and it has continued to be very helpful to have someone like Lori to maintain our relationships with DOL.

Chair Dresser also thanked Michael Levy because he originated and coordinated, with Chief ALJ Gonzales, the response to the DOL complaint filed by CASE.

**8. Chief ALJ of Appellate Operations, Elise Rose Report:**

Chief ALJ of Appellate Operations Rose reported AO's registrations were down a bit from last month but close to the average. The dispositions have remained stable, and the open balance has gone up slightly. AO's case aging did not quite meet the criteria of 40 days, at 40.9 days, but they are working on getting that number down. Because they are focusing on case aging their time lapse is not meeting the criteria at this time either, but they are continuing to work on that.

Chief ALJ of Appellate Operations Rose reported she has a meeting the Precedent Decision Committee that afternoon. They are reviewing a number of issues, and will be sending to the AO ALJs a list of issues the committee has identified as ripe for precedent. The letter actually has a link to the form that the ALJs can submit that makes it easier for them to provide input. One of things that they want to do is to get more people involved in looking at what is out there and where the ALJs need guidance. They have tweaked the process for precedents so that the chief counsel and board members can have input.

Chief ALJ of Appellate Operations Rose reported that AO is scheduled to have an AO quarterly meeting on June 24. They will be discussing a variety of topics including the new standard paragraphs that came out as a result of the review while Member Adkisson was here, and to make sure everyone is aware of them and also some of the new laws.

Member Allen requested that the new standard paragraphs be sent to the board member electronically. Chief Rose indicated she will get that done.

**9. IT Report:**

Faye Saunders, IT Manger, reported that there will be a new release of eCATS on

attended sporadically some of those CalHR meetings, but they were mostly attended by staff.

BY MR. WHALEN:

Q. Who else from CUIAB was on the layoff team?

A. The team consisted of -- as I said, occasionally I went. Kim Steiner, a former Chief Counsel, occasionally went. We would usually just join at the very beginning and ask a few questions we might have, and then we would leave while the nuts and bolts of it were worked out. Rob Silva from Budget would be there. Laurie Kurasaka [phonetic] and Janet Maglente, our staff people at --

ADMINISTRATIVE LAW JUDGE BROUSSARD-BOYD: When you say staff people, what do you mean?

THE WITNESS: Here's why it's a little confusing. We had a team of people that were working on a paperless project. The paperless project never went forward because we didn't get funding for it. So we had staff -- on staff people that were working on a team, it was called a project team, that they did projects. So we then gave them this project.

ADMINISTRATIVE LAW JUDGE BROUSSARD-BOYD: And you call them staff people.

THE WITNESS: Yeah.

ADMINISTRATIVE LAW JUDGE BROUSSARD-BOYD: That's what I'm wondering.

THE WITNESS: I'm sorry.

E1

STATE WORKER SALARY DATABASE OCTOBER 9, 2014

# State worker salary database

Updated July 29, 2015 -- Now includes: 2014 University of California pay, 2014 CSU pay, 2014 civil service pay, and 2014 state legislative pay.

This database allows you to search the salaries of California's 300,000-plus state workers and view up to eight years of their pay history.

Search by name or department. For quicker searches, use a first and last name.

Sources: University of California President's Office, California State Controller's Office, California Legislature

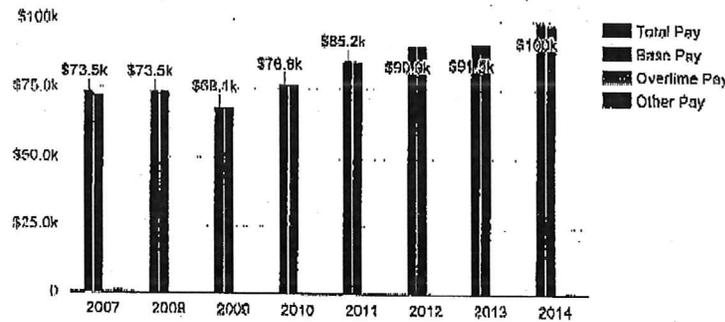
Search employees

Fujimoto Employment Development Dept   
2014  search

**Lori Fujimoto**

**Title: C.E.A.**

**Department: Employment Development Dept**



Explore departments

Afro-american Museum  2014  explore

Top salaries

2014  show

Top Salaries of 2014

E2



STATE WORKER SALARY DATABASE OCTOBER 9, 2014

# State worker salary database

Updated July 29, 2015 -- Now includes: 2014 University of California pay, 2014 CSU pay, 2014 civil service pay, and 2014 state legislative pay.

This database allows you to search the salaries of California's 300,000-plus state workers and view up to eight years of their pay history.

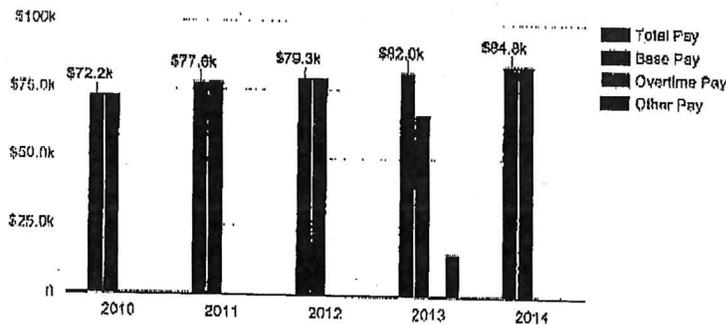
Search by name or department. For quicker searches, use a first and last name.

Sources: University of California President's Office, California State Controller's Office, California Legislature

### Search employees

maglInte Employment Development Dept  search

**Janet MaglInte**  
Title: Staff Services Manager II (managerial)  
Department: Employment Development Dept



### Explore departments

Afro-american Museum  2014  explore

### Top salaries

2014  show

### Top Salaries of 2014

E3