

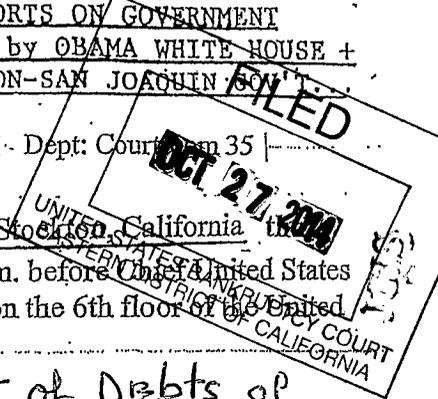


FOUNDER: NGUYEN, T TO CAN #44 ALDER St., STOCKTON, CA 95204 to be used as PUBLIC INFORMATION or COURT DOCUMENT

FROM: 84-year-old NGUYEN, T TO CAN; RAF+CRA FOUNDER and ONE OF MULTIMILLION CALIFORNIA-VICTIMS OF MENTAL HEALTH-HEALTHCARE & LAW-COURT-RELATED CRIMES/TORTURE/FAUSE IMPRISONMENT/ ABUSE OF WIC-5150, PENAL CODE PROCEEDING ... TO SUPPRESS "VALID REPORTS ON GOVERNMENT CORRUPTION + FUNDED TERRORISTS' TERRORISM" still funded, nurtured by OBAMA WHITE HOUSE + CABINET & CA BROWN REGIME & LOCAL AUTHORITIES, especially in STOCKTON-SAN JOAQUIN COV

TO: Judge: Hon. Christopher M. Klein | United States Bankruptcy Court Dept: Court Room 35 | Eastern District Of California

re: Opposition to First Amended Plan For The Adjustment Of Debts Of City Of Stockton, California has scheduled a confirmation hearing for March 5, 2014, at 9:30 a.m. before United States Bankruptcy Judge Christopher M. Klein in Courtroom 35, located on the 6th floor of the United States Courthouse, (Case No. 2012-32118 Chapter 9)



OCT 25, 2014  
RE-opposition to AMENDED PLAN for Adjustment of Debts of Stockton City scheduled for June 2014 HEARING before U.S. Bankruptcy Judge Christopher M. Klein

Justification: for OCTOBER 30, 2014 Court ruling 10 Can Nguyen

Valid evidences in the twelve-page attachment filed with STOCKTON city and SAN JOAQUIN County and made public show Stockton City elected & appointed officials with allies and well-paid ATTORNEYS-LEGAL firms by multidozen who have committed violation of Perjury Law before Court, publicly claimed by S-Mayor Anthony Silva in his State of City address, "We've made major progress in both FINANCE AND CRIME..." contradicting facts existing EX:

10/25  
2014

1. OVER \$500 million debt of S-city government ex-City Manager Bob Deis reported in Empire Theater forum.
2. Multihundred million \$ Sales Tax Increase of Measures A, B, K + Multihundred million \$ from Bonds + \$30 million Calpers being annual cost of retirees' pension (i.e. combined with costs of numerous funded services that impose on impoverished crime-inflicted residents and TAX-FEE INCREASE + NEW TAXES & FEES + MORE CORRUPTION with HEALTHCARE-OBAMACARE FRAUD-ABUSE... exploited by gov't officials and funded AGENCIES causing more socioeconomic deterioration & homelessness & poverty pauperism & terrorism I myself suffer until very day...
3. Claimants & perjury violators' & conspirators' felony offense is displayed in the 6-page attachment to be legally prosecuted and detailed later to uphold justice

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SEP 30 2014  
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Page 1 of 2

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Attorneys for Debtor  
City of Stockton

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

In re:  
CITY OF STOCKTON, CALIFORNIA,  
Debtor.

Case No. 2012-32118  
D.C. No. OHS-15  
Chapter 9

**CITY'S RESPONSE TO OPPOSITION  
OF T. TO CAN NGUYEN TO FIRST  
AMENDED PLAN**

Date: May 12, 2014  
Time: 9:30 a.m.  
Dept: Courtroom 35  
Judge: Hon. Christopher M. Klein

Page 2 of 2

T. To Can Nguyen, a resident of the City of Stockton, California ("City") who is not listed by the City in any of its filings as a creditor and who has not filed a proof of claim in this case, filed identical pleadings in opposition to the City's proposed plan of adjustment on March 3 and March 6, 2014 [Dkt. Nos. 1276 and 1277, respectively] (together, "Opposition"). The Opposition is little more than a rant, and City cannot discern in it any cognizable legal objection to the plan. X

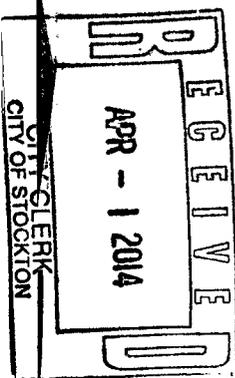
The City acknowledges that the Opposition states that "detailed testimony will be forwarded later," and will respond to such testimony if and when it is filed.

Dated: March 28, 2013  
**BOARD OF SUPERVISORS**

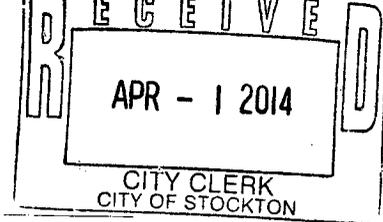
MARC A. LEVINSON  
NORMAN C. HILE  
PATRICK B. BOCASH  
Orrick, Herrington & Sutcliffe LLP

MAR 31 2014

By: /s/ Marc A. Levinson  
MARC A. LEVINSON



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PAGES 2 x 3 of 4

I am a citizen of the United States, more than eighteen years old and not a party to this action. My place of employment and business address is 400 Capitol Mall, Suite 3000, Sacramento, California 95814.

On March 28, 2014, I served the foregoing:

**CITY'S RESPONSE TO OPPOSITION OF T. TO CAN NGUYEN TO FIRST AMENDED PLAN**

by transmitting electronically to the email addresses set forth below pursuant to Fed. R.

Civ. P. 5(b)(2)(E)::

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MAR 31 2014

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INDO CHINESE CIVIL RIGHTS ACTION

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at 44 E. Alder St

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51

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UNITED STATES BANKRUPTCY COURT

APR 8 2014

EASTERN DISTRICT OF CALIFORNIA

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SACRAMENTO DIVISION

In re  
CITY OF STOCKTON, CALIFORNIA,  
Debtor.

Case No. 2012-32118

D.C. No. OHS-15

Chapter 9

**X CALPERS' RESPONSE TO FRANKLIN'S  
OBJECTION TO CONFIRMATION OF  
THE CITY OF STOCKTON'S FIRST  
AMENDED PLAN OF ADJUSTMENT X**

Date: May 12, 2014

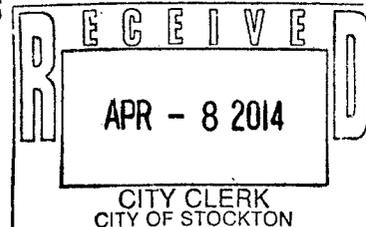
Time: 9:30 a.m.

Place: Robert T. Matsui U.S. Courthouse,  
501 I Street  
Department C, Fl. 6, Courtroom 35  
Sacramento, CA 95814

Judge: Hon. Christopher M. Klein

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Sara J. Russell, Esq.  
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STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is **K&L GATES LLP**, 10100 Santa Monica Boulevard, Seventh Floor, Los Angeles, California 90067.

On March 31, 2014, I served the foregoing document(s):

**CALPERS' RESPONSE TO FRANKLIN'S OBJECTION TO CONFIRMATION OF THE CITY OF STOCKTON'S FIRST AMENDED PLAN OF ADJUSTMENT**

by transmitting electronically to the email addresses set forth below pursuant to Fed. R. Civ. P. 5(b)(2)(E):

Marc A. Levinson (malevinson@orrick.com); Norman C. Hile (nhile@orrick.com); John W. Killeen

**Office of the U.S. Trustee**  
ustpreion17.sc.ecf@usdoj.gov

**Parties Requesting Special Notice:**

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Assistant U.S. Trustee  
U.S. Department of Justice  
Office of the U.S. Trustee  
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Page 5  
of 5

(VIA U.S. MAIL) I served the foregoing document(s) by U.S. Mail on April 1, 2014, as follows: I placed true copies of the document(s) in a sealed envelope addressed to each interested party as shown below. I placed each such envelope with postage thereon fully prepaid, for collection and mailing at K&L Gates LLP, Los Angeles, California. I am readily familiar with K&L Gates LLP's practice for collection and processing of correspondence for mailing with the United States Postal Service. Under that practice, the correspondence would be deposited in the United States Postal Service on that same day in the ordinary course of business.

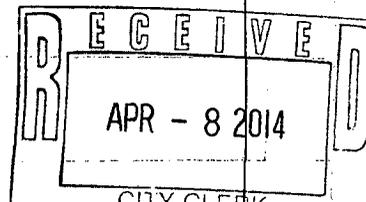
Hon. Christopher M. Klein  
US Bankruptcy Court  
501 I Street, Room 3-200  
Sacramento, CA 95814

T. To Can Nguyen  
44 East Alder Street  
Stockton, CA 95204

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APR 8 2014

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 1, 2014, at Los Angeles, California.

/s/ Brett D. Bissett  
Brett D. Bissett

# BANKRUPTCY JUDGE LETS STOCKTON TREAT FUND LIKE OTHER CREDITORS

By DALE KASLER Thursday, The Sacramento Bee October 2, 2014

A bankruptcy judge handed CalPERS and organized labor a decision they've long feared Wednesday, declaring the city of Stockton has the right to reduce pension payments and even sever ties with the powerful pension fund.

The verbal ruling from U.S. Bank-

ruptcy Judge Christopher Klein was groundbreaking. It pierced CalPERS' aura of invincibility and made clear, for the first time, that public employee pensions in California aren't sacred. Two years after Stockton filed for bankruptcy protection, buried under more than \$200 million in bond debt, a judge has declared that a municipality can walk away from

its obligations to the California Public Employees' Retirement System. Klein's ruling was prompted by a legal protest from Franklin Templeton Investments, which is due to be repaid just \$4 million on a \$36 million loan it made to the city during better economic times. Franklin wants a better deal from Stockton even if it comes at the expense of the pensions.

The practical effect of Klein's ruling is unclear. It depends in large part on whether Klein will accept Stockton's financial reorganization

plan - a plan under which the city promises to keep making its annual \$29 million pension payments in order to retain its relationship with CalPERS.

If Stockton gets Klein's approval and can resolve its bankruptcy without slashing pensions, the impact of Klein's ruling is blunted somewhat.

Klein won't rule on the city's plan until Oct. 30.

Because of Stockton's pledge, CalPERS attorney Michael Gearin downplayed the decision and said it CalPERS' Back page, A12

# Pension ruling jolts CalPERS

doesn't force the city to cut its pension payments. "It doesn't establish a precedent. Those were his comments about a hypothetical city" that wants to cut ties with the California Public Employees' Retirement System, he said.

Nonetheless, CalPERS was disappointed. It creates a ruling that undercuts CalPERS' contention that public pensions are ironclad and municipalities must make their contributions, no matter what. About 2,000 municipal agencies cover their employees through CalPERS.

Klein compared the Stockton-CalPERS relationship to a retailer using bankruptcy to opt out of a bad shopping-mall lease. "The city's contract with CalPERS could be rejected," the judge said to a courtroom packed with lawyers, city officials and retirees.

Until now, public pensions in California were believed to be off-limits, even if the government provider went bankrupt. Lawmakers could scale back benefits, but only for newly hired workers, as the Legislature did last year. A bankruptcy judge did rule in Detroit last year that pensions could be reduced for existing workers and retirees, but CalPERS argued that ruling wasn't relevant because there are additional protections in California law.

Dave Low, chairman of a union-backed coalition called Californians for Retirement Security, said "the judge has sided with Wall Street in a decision that has the potential of devastating citizens, employees, and making bad situations worse."

Stockton retirees called the decision a slap in the face. "Employees operated in good faith," said Anthony Delgado, a retired Stockton police officer who attended the hearing. "Retirees and active employees could be left holding the bag. It goes against every fiber of my being."

On the other hand, Dan Pellissier, a pension-reform advocate, welcomed the ruling. But he said Stockton, by sticking with CalPERS, is squandering an opportunity to reduce its pension costs and spend the savings on more police, firefighters and city services.

Franklin Templeton wants Stockton to reduce its CalPERS payments to free up more cash to repay the loan. It said the proposed repayment amounts to just 12 cents on the dollar, while other creditors are due to receive 50 cents to 100 cents on the dollar.

"That's discrimination, and it's unfair," said James Johnston, a lawyer for the San Mateo investment firm. He also said CalPERS was seeking "exalted status under California law."

City officials have said they have no choice but to stick with CalPERS. If it doesn't pay the pension fund in full, default would occur, and the city would either have to make a one-time payment of \$1.6 billion to keep pensions whole or let CalPERS slash benefits by 60 percent. The result

would be a mass exodus of employees, the city said, creating an enormous setback just as the troubled city, saddled with poverty and a high crime rate, is starting to get back on its feet.

Last fall, Stockton voters approved increasing the sales tax to 9 percent - expected to generate \$28 million annually - in order to beef up city staffing, particularly police officers.

"The city cannot impair pensions and continue to function as a city," said Stockton lawyer Marc Levinson in remarks to the judge.

As it is, even with the economy recovering and tax revenue rising, the city is "still operating at a barely ... solvent level," Levinson said.

Coming up with an alternative to CalPERS would be prohibitively expensive and cumbersome, he said.

He noted that the city has already laid off about one-fourth of its workforce and rolled back salaries. The approximately 2,400 municipal retirees have had their city-paid health insurance completely eliminated. The city's budget has been trimmed by \$90 million a year.

"The retirees and the city's employees have already given enough," said Jason Rios, a lawyer representing retirees in the case.

Noting that other creditors have signed off on the Stockton reorganization plan, he said: "As the holdout creditor, we don't think Franklin should torpedo the city's plan."

The average retiree gets a pension of \$24,000 a year, according to Rios.

But some employees, particularly police and firefighters, get considerably higher pensions. A "midlevel sergeant" in the police force can expect a \$68,000-a-year pension after putting in 25 years, according to city testimony.

In declining to rule right away on the city's plan, Klein said "I need to reflect more carefully." But he also signaled that he expects the city and Franklin to make another stab at settling their differences before he rules.

"It's still open season," the judge said.

Levinson said the city could offer Franklin a "contingent note" that would give the investment firm a 22 percent share of any tax revenue above a certain threshold.

CalPERS has always fought any attempt by a city to reduce its pension obligations. When Vallejo went bankrupt in 2008 and hinted it might try to lower its annual payments, CalPERS said it could take the city to court.

San Bernardino, the other California city in bankruptcy, actually suspended its payments to CalPERS for several months, and some city officials suggested they would fight CalPERS in court. But earlier this summer, San Bernardino worked out a settlement plan with the pension fund. The details haven't yet been disclosed.

Oct 8, 2014 - w/r - opposition to defendants violating Retirement law  
w/ Hon. Judge Klein's Court, including S-gov't officials + lawyers ...

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OCT - 8 2014

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CalPERS  
Judge Klein's ruling reverberated throughout the legal world and among public employee unions