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11 UNITED STATES BANKRUPTCY COURT
12 EASTERN DISTRICT OF CALIFORNIA
13 SACRAMENTO DIVISION

14 In re:
15 CITY OF STOCKTON, CALIFORNIA,
16 Debtor.

CASE NO.: 12-32118-C-9
DCN: JD-1

**DECLARATION OF JEANETTE N.
SCHENCK IN SUPPORT OF RETIREE
COMMITTEE'S OPPOSITION TO
FRANKLIN'S MOTION FOR STAY
PENDING APPEAL OF
CONFIRMATION ORDER**

Date: December 10, 2014
Time: 11:00 a.m.
Judge: Hon. Christopher M. Klein
Courtroom: 35, Department C

17 I, Jeanette N. Schenck, declare:

18 1. I have personal knowledge of the facts set forth in this declaration and, if called as
19 a witness, I could and would testify competently to these facts under oath.

20 2. I was born on August 28, 1952 and am 62 years old. I live at 9718 Fountain
21 Valley Drive, Stockton, CA 95209.

22 3. I was hired by the City of Stockton on February 4, 1986 and retired on August 29,
23 2007 as a Community Service Officer.

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1 4. My spouse is my dependent on the City's Health Plan and is 62 years old. I have
2 enough quarters to qualify for Medicare when I reach 65. He would also qualify because he is my
3 spouse.

4 5. My CalPERS retirement check after tax withholdings is \$2,134.95. My net annual
5 income is approximately \$25,619.

6 6. The City terminated my health benefits for me and my husband during its
7 bankruptcy case. I have since obtained replacement insurance through an Anthem Blue Cross
8 self-insured plan. My monthly premiums under that plan are \$1,869.00, which totals \$22,428 per
9 year. The plan has no deductible but I had to pay \$10,000 out-of-pocket for deductibles under the
10 plan that my husband and I initially had to provide coverage after the City's termination of our
11 health insurance. The monthly premiums total approximately 88% of my annual pension income.
12 Since my entire annual net pension income is only \$25,619, paying these new health care
13 expenses leaves me with only \$3,191 from my annual pension income after paying for health
14 insurance. Divided up into monthly installments, that leaves me approximately \$266 from my
15 monthly pension income for living expenses after paying for my health care benefits.

16 7. My husband has leukemia and chronic kidney disease and requires ongoing
17 medical care. While the City's one-time payment will only cover a small amount of my new
18 health care expenses, it will provide me with some much needed funds to pay for my health
19 benefits and other necessary expenses. When I voted in favor of the City's Plan I did so with the
20 expectation that the payments for retiree health benefit would be made within a reasonable time
21 and not after a long appeal process." At my age and economic circumstances prompt payment of
22 this

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1 distribution is very important to me, and requiring me to wait for resolution of an appeal before
2 receiving this distribution would impose a substantial hardship on me.

3 I declare under penalty of perjury under the law of the United States of America that the
4 foregoing is true and correct and that this declaration was executed in Stockton, California on
5 Nov 21st, 2014.

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7 Jeanette N Schenck
8 JEANETTE N. SCHENCK
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