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 10 Employees of the City of Stockton, Shelley Green,
 11 Patricia Hernandez, Reed Hogan, Glenn E.
 12 Matthews, Patrick L. Samsell, Alfred J. Siebel,
 13 Brenda Jo Tubbs, and Teri Williams on Behalf of
 14 Themselves and Others Similarly Situated

15 **UNITED STATES BANKRUPTCY COURT**
 16 **EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION**

17 In re:
 18 CITY OF STOCKTON, CALIFORNIA,
 19 Debtor.

20 Case No. 12-32118
 21 Chapter 9

22 ASSOCIATION OF RETIRED EMPLOYEES
 23 OF THE CITY OF STOCKTON, a nonprofit
 24 California corporation, SHELLEY GREEN,
 25 PATRICIA HERNANDEZ, REED HOGAN,
 26 GLENN E. MATTHEWS, PATRICK L.
 27 SAMSELL, ALFRED J. SIEBEL, BRENDA
 28 JO TUBBS, TERI WILLIAMS, on Behalf of
 Themselves and Others Similarly Situated,

Adv. No.
 DECLARATION OF BRENDA JO TUBBS
 IN SUPPORT OF APPLICATION FOR
 TEMPORARY RESTRAINING ORDER
 OR RELIEF FROM STAY

Plaintiffs,
 vs.
 CITY OF STOCKTON, CALIFORNIA,
 Defendant.

1 I, Brenda Jo Tubbs, declare:

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

4 2. I was born on June 13, 1954 and am 58 years old. I live at 127 E. Grove St.,
5 Stockton, CA 95204.

6 3. I was hired by the City of Stockton in March 1988 and retired in July 2009 as a
7 Circulation Assistant.

8 4. I have no dependents on the City's Health Plan. I have enough quarters to be
9 eligible for Medicare when I turn 65.

10 5. My CALPERS retirement check is \$1,869.70. My net annual income last year
11 after taxes was \$30,649.49, and I anticipate only \$24,186 net annual income this year.

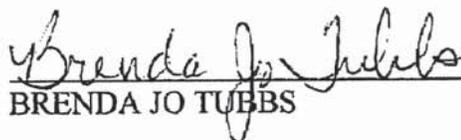
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1 6. I am informed and believe the City has adopted a monthly premium for retiree
 2 health benefits. If required to pay this premium to receive City Health Plan benefits, even with
 3 the City's \$300 per month subsidy for one year only, my monthly premium would be \$575.92
 4 monthly or \$6,911.04 annually. This represents almost 29% of my anticipated net annual
 5 income this year.

6 7. I currently suffer from chronic medical conditions which make me unable to
 7 work. I take 14 prescriptions for various illnesses. In April I had a total hip replacement for
 8 which I am still going to physical therapy 3 times a week and will see the surgeon in early July
 9 again. I also see a liver doctor, lung doctor and heart doctor regularly and they order lots of lab
 10 work, MRIs, cat scans, etc. I have a very old, very severely torn rotator cuff injury that cannot
 11 be repaired due to how long it's been an issue, making me unable to work. Cortisone shots are
 12 all they can do for me on that one. The co-pays for my Rx's (thru Medco) went up a lot recently.
 13 I have bills for more than \$5,000 for my recent stay in the hospital and surgery costs and all
 14 those bills will be going into Collections, as each provider requires the bill be paid in full within
 15 3 months, which I cannot do. With my medical history and pre-existing conditions it will be
 16 difficult, if not impossible, to find medical insurance on the open market.

17 I declare under penalty of perjury under the law of the United States of America that the
 18 foregoing is true and correct and that this declaration was executed in Stockton, CA on

19 6/23, 2012.

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 22
 23 
 24 BREND A JO TUBBS