



**RESOLUTION NO. 03-169**

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF MARIPOSA**

Section 21156, Government Code

**WHEREAS**, the County of Mariposa (hereinafter referred to as Agency) is a contracting agency of the Public Employees' Retirement System;

**WHEREAS**, an application for disability retirement of Steven A. Jay employed by the Agency in the position of Deputy Sheriff has been filed with the Public Employees' Retirement System; and

**WHEREAS**, the Public Employee's Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which he is classified as a local safety member is disabled for purposes of the Public Employees' Retirement Law and whether such disability is "industrial" within the meaning of such Law; and

**WHEREAS**, the County of Mariposa has reviewed the medical and other evidence relevant to such alleged disability; and

**NOW, THEREFORE, BE IT RESOLVED**, that the County of Mariposa find and determine and it does hereby find and determine that Steven A. Jay is incapacitated within the meaning of the Public Employees' Retirement Law for performance of his duties in the position of Deputy Sheriff; and

**BE IT FURTHER RESOLVED**, that the County of Mariposa finds and determines and it does hereby find and determine that such disability is a result of injury or disease arising out of and in the course of employment. Neither said Steven A. Jay nor the agency County of Mariposa has applied to the Workers' Compensation Appeals Board for a determination pursuant to Section 21166 whether such disability is industrial.

**BE IT FURTHER RESOLVED** that the member was separated from his employment in the position of Deputy Sheriff after expiration of his leave rights under Section 21164, Government Code, effective February 28, 2003 and that no dispute as to the expiration of such leave rights is pending. His last day on pay status was February 28, 2003.

There is not a possibility of third party liability.

Advanced Disability Pension payments will not be made.

The primary disabling condition is lumbar/lumbosacral sprain/strain and disorder.

The effective date of the member's disability retirement is March 1, 2003.

**PASSED AND ADOPTED** by the Mariposa County Board of Supervisors this  
20th day of May 2003 by the following vote:

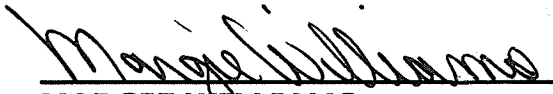
<b>AYES:</b>	STETSON, BALMAIN, BIBBY, PARKER, PICKARD
<b>NOES:</b>	NONE
<b>ABSENT:</b>	NONE
<b>ABSTAINED:</b>	NONE



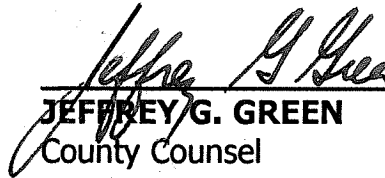
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**BOB PICKARD**, Chair  
Mariposa County Board of Supervisors

**ATTEST:**

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:**



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**MARGIE WILLIAMS**  
Clerk of the Board



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**JEFFREY G. GREEN**  
County Counsel