



## Application

A paper version of the application may be requested by emailing [districtsecretary@actransit.org](mailto:districtsecretary@actransit.org).

The AC Transit Board of Directors is seeking members of the public who are interested in volunteering to serve on the AC Transit District Retirement Board. There is currently one vacancy for a public member representative.

Applications will be accepted until 12:00 Noon on Friday, January 31 2025. The appointment will be made by the District's Board of Directors.

### About the Retirement Board

The AC Transit Retirement Board oversees a non-contributory defined benefit plan with assets of over \$900 million. There are approximately 2,200 retirees or beneficiaries currently receiving benefits from the Plan, along with approximately 2,300 active participants.

There is no compensation for attendance at meetings or for time engaged in Retirement Board issues. Related expenses for conferences or education may be reimbursed upon approval of the Retirement Board.

The AC Transit Retirement Board consists of five members. Two are selected by ATU Local 192, the District's largest union. One additional employee member and two public members are appointed by the District's publicly-elected Board of Directors.

### Responsibilities of the Retirement Board

The AC Transit Retirement Board has the following responsibilities:

- Interprets the Retirement Plan on behalf of current employees and current and future beneficiaries;
- Selects legal counsel to provide guidance to the Retirement Board and staff and to handle legal matters;
- Retains and monitors investment consultant(s) and advisors;
- Retains and monitors fund managers to manage the Plan assets;
- Retains an actuary to help determine how much money needs to be contributed by the District annually to the Plan;
- Sets investment strategies, determines appropriate risk levels, and establishes asset allocation policies for Plan assets;
- Authorizes payments of approved expenses;
- Oversees auditing of the Plan funds;
- Contracts with a custodial bank(s) to hold the assets;
- Selects and evaluates staff to administer the Plan on a "day-to-day" basis;
- Terminates contracts when appropriate;
- Determines if applicants are qualified to receive benefits, including granting or denying applications for disability retirements;
- Reviews ongoing qualifications for retirees on disability status; and
- Advises the AC Transit District Board of Directors on issues relating to the Plan.

### Essential Qualifications for applicants include:

- No conflict of interest in any investments or issues facing the Retirement Board. In addition,

Retirement Board members are precluded from selling or providing any investment product that would be considered an asset of the fund to any public retirement system in California (GC 7513.95). NOTE: the successful candidate will be required to file a Statement of Economic Interest (FPPC Form 700) regarding potential conflicts-of-interest, within 30 days after assuming duties as a member of the Retirement Board, and annually thereafter, and upon leaving office).

- Understanding of fiduciary responsibilities of the Retirement Board;
- Ability to maintain strict confidentiality regarding certain matters brought before the Retirement Board, including medical and/or personnel records; and
- Ability to commit to attendance at a minimum of one Retirement Board meeting per month (generally 9:00 a.m. to 2:00 p.m. on the last Thursday of each month, except November and December) and occasional special meetings as necessary. This includes committing time to reviewing materials in advance of Board meetings.

**Other Desirable Qualifications for applicants include:**

Experience or knowledge in some or all of the following areas:

- Investments (especially institutional), accounting, finance or actuarial study, preferably related to public retirement systems;
- Defined benefit retirement plans;
- Public employee or other pension benefit plans administration;
- Disability benefits, administration, evaluation of qualifications;
- Comprehending and interpreting retirement plan documents;
- Understanding of the California Open Meeting Law;
- Ability to attend occasional conferences or other meetings, paid for by the Retirement Plan, to obtain/maintain training and education on retirement or fiduciary issues.

**Selection Process and Term of Office**

Completed and signed **application, including a resume and letter of interest**, must be received no later than 12:00 Noon on Friday, January 31, 2025. The deadline is firm; therefore, application materials that are incomplete or received after the deadline will not be submitted to the Board for consideration. Any information submitted to the Board of Directors will be a matter of public record. Applicants are sought from the five-county Bay Area Region, which consists of the Counties of Alameda, Contra Costa, San Francisco, San Mateo and Santa Clara.

Selection of members shall be made by the District’s Board of Directors as soon as possible after the close of the recruitment period. Once designated and appointed by resolution of the District Board of Directors, appointees shall serve for a two-year period commencing on April 1, 2025 and ending on March 31, 2027.

<b>First and Last Name</b>	R. Bradford Huss
<b>Home Address (city, state and zip)</b>	██████████ CA 94556
<b>Email Address</b>	████████████████████.com
<b>Daytime Phone Number</b>	██████████
<b>I reside in the AC Transit District service area of:</b>	Contra Costa County

**Please check the option that best describes you:**

I can attend monthly meetings which are usually held on the second Monday.

## **Please answer each of the following 3 questions as completely as possible.**

Additional documents may be uploaded at the end of the application.

### **1. Please describe the insights, knowledge and experience and/or education you would bring to the Retirement Board, including but not necessarily limited to any of the following: defined benefit pension plans; institutional or other investing; retirement plan administration; and retirement challenges.**

I am a senior partner in the San Francisco based law firm of Trucker Huss APC, which specializes in ERISA and employee benefits. I have lived in the East Bay since 1969 and I am a two time graduate of UC Berkeley. I resided in Berkeley for 6 years and resided in Oakland for 12 years and rode the AC Transit buses to my job in San Francisco. I currently reside in Moraga in Contra Costa County and commute on BART. For the past 47 years, I have practiced law in the area of retirement plans and other employee benefits. I have focused my practice on retirement plan fiduciary responsibilities and advising retirement plan committees and fiduciaries on retirement plan investments, including asset allocations and selecting and monitoring various investment vehicles and managers. I have for many years represented retirement plan fiduciaries in retirement plan based litigation governmental audits and investigations. I have also advised during that time on issues of retirement plan administration and operations, interpretation of retirement plan documents, issues of eligibility for retirement and other employee benefits, consulting with benefits staff on day to day operations and advising senior management on employee benefit issues. Over the years I have drafted, prepared and reviewed hundreds of retirement plan documents and amendments for all types of retirement plans, including defined benefit plans. I have advised on retirement plan compliance with Internal Revenue Code requirements and represented retirement plans in dealings with the IRS. I have negotiated and reviewed numerous recordkeeping agreements, investment management agreements, investment consultant agreements, trust agreements and custodial agreements and other retirement plan service provider agreements. I have attended numerous retirement plan Board and committee meetings as legal advisor on plan investments and administration, including working closely with the investment consultants. At the present time, I personally am a fiduciary committee member, and Chair, responsible for managing all aspects, including investments and administration, of a retirement fund with over \$7 billion in plan assets and with over 4,000 participating employers. Each year I attend numerous conferences and meetings on retirement plan issues and I frequently present at these conferences on issues of fiduciary responsibilities and retirement plan litigation. I have served on a pro bono basis as a mediator for the Alternative Dispute Resolution program for the United States District Court for the Northern District of California for over 80 cases, the majority of which have concerned eligibility for disability benefits.

### **2. Please list the specific areas of interest you would best represent on the Retirement Board and reasons why.**

Interpretation and application of retirement plan terms, selection and monitoring of plan investments, asset allocations, selection and monitoring of investment consultants and other advisors, actuarial issues, payment of proper plan expenses, consulting with plan auditors, determining eligibility for plan benefits, including disability benefits, advising senior management and Board members. Please see my answers to the previous questions.

### **3. Individuals currently involved in the community can bring special insights to the Board. In what ways are you active in the community? (List organizations or community activities with which you have been involved.)**

Past President, Moraga Educational Foundation; Member, Board of Directors, American Bar Association Retirement Fund; Past President, San Francisco Chapter of the Western Pension & Benefits Council; Charter Fellow, American College of Employee Benefits Counsel; Past Member, Board of Governors, American College of Employee Benefits Counsel; Past Chair, Employee Benefits Committee of the Section of Tort Trial & Insurance Practice, American Bar Association; Past Member, Board of Directors, American

Society of Pension Professionals and Actuaries; Past Co-Chairperson, Government Affairs Committee, American Society of Pension Professionals and Actuaries

**Please upload your Resume, Letter of Interest or other supporting documents.**



Brad Huss CV.pdf

## **Signature**

I understand that I am obligated to be complete and truthful in providing information on this application. I understand that all information provided on this application may be subject to public disclosure.

**Applicant's signature (first and last name)** /S/ R. Bradford Huss

TRUCKER ♦ HUSS  
A PROFESSIONAL CORPORATION  
ERISA AND EMPLOYEE BENEFITS ATTORNEYS



January 29, 2025

***BYE-MAIL ONLY***

Board of Directors  
Alameda-Contra Costa Transit District  
1600 Franklin Street  
Oakland, CA 94612  
[jharada@actransit.org](mailto:jharada@actransit.org)

***Re: AC Transit District Retirement Board***

Dear Madam or Sir:

I write in my individual capacity. I am interested in serving on the AC Transit District Retirement Board and I have filed an application online.

I am a long-time resident of Alameda and Contra Costa counties, and I have always commuted to my job by public transit, including the AC Transit Transbay buses. I have spent my professional legal career providing advice on retirement plan administration and plan investments. With this experience, I believe I can serve well as a member of the AC Transit District Retirement Board and help provide retirement income security to the thousands of hard-working employees of the District.

Thank you for consideration of my application.

Very truly yours,

R. Bradford Huss



# R. Bradford Huss

DIRECTOR



## EDUCATION

**J.D., 1976**

University of California at Berkeley  
School of Law

**B.A., 1973**

University of California at Berkeley

## PROFESSIONAL CAREER

**1989 – Present**

Director, Trucker Huss  
San Francisco, California

**1977 – 1989**

Hall, Henry, Oliver & McReavy  
San Francisco, California

## PROFESSIONAL LICENSES AND AFFILIATIONS

Member, Board of Directors, American Bar  
Association Retirement Fund

Past President, San Francisco Chapter of the  
Western Pension & Benefits Council

Charter Fellow, American College of Employee  
Benefits Counsel

Past Member, Board of Governors, American  
College of Employee Benefits Counsel

Past Chair, Employee Benefits Committee of  
the Section of Tort Trial & Insurance Practice,  
American Bar Association

Past Member, Board of Directors, American  
Society of Pension Professionals and Actuaries

Past Co-Chairperson, Government Affairs  
Committee, American Society of Pension  
Professionals and Actuaries

Member, American Bar Association

Member, Bar Association of San Francisco

Brad Huss has been practicing in the employee benefits field for over forty years and his practice is primarily in the areas of ERISA litigation, fiduciary responsibility matters, Department of Labor investigations, and qualified pension and profit sharing plans.

Brad serves as a private mediator in ERISA litigation matters and has been appointed as an Alternative Dispute Resolution Neutral in over eighty ERISA cases by the United States District Court for the Northern District of California. Brad has also been appointed as a Special Master in an ERISA case by the United States District Court for the District of Idaho.

Brad makes frequent presentations on ERISA litigation and fiduciary responsibility matters to groups including the American Bar Association, the Western Pension & Benefits Council, the American Society of Pension Professionals and Actuaries, and the National Institute of Pension Administrators. Brad has testified before the Senate Finance Committee of the United States Congress on retirement income security issues.

Brad is a Charter Fellow in the American College of Employee Benefits Counsel, the highest level of recognition for an ERISA attorney. Selection as a Fellow reflects the College's judgment that a nominee has made significant contributions to the advancement of the employee benefits field. Brad has also been ranked by Chambers and Partners continually since 2009 and by Best Lawyers in America® for Employee Benefits (ERISA) Law and ERISA Litigation continually since 1995. Brad has been listed as a Top Rated Employee Benefits Attorney in San Francisco by Super Lawyers since 2004. Brad has also been selected by Super Lawyers Magazine as one of the "Top 100 Attorneys" in Northern California since 2007.

## ABOUT TRUCKER HUSS

With more than 25 legal professionals practicing solely in employee benefits law, Trucker Huss is one of the largest employee benefits specialty law firms in the country. Our in-depth knowledge and breadth of experience on all issues confronting employee benefit plans, and their sponsors, fiduciaries and service providers, translate into real-world, practical solutions for our clients.

