



DISTRICT OF COLUMBIA JUDGES'
RETIREMENT PLAN

2013

**Summary Plan
Description**



Summary Plan Description

2013

This booklet is a Summary Plan Description (SPD) of the benefits provided to you under the District of Columbia Judges' Retirement Plan (Plan) and relevant procedural information. The full text of the Plan is contained in plan Title 11 (section 11-1561 et seq.) of the District of Columbia Official Code (D.C. Code). The U.S. Department of the Treasury (Treasury Department) has also issued regulations pertaining to this Plan in the Code of Federal Regulations (C.F.R.) at 31 C.F.R. Part 29. If there are any conflicts between the information in this booklet and the D.C. Code or the C.F.R., the Plan's underlying statutes will always govern. This booklet replaces all previously provided summaries of your plan benefits.

District of Columbia Judges' Retirement Plan

District of Columbia Judges' Retirement Plan

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Fast Facts About Your Retirement Plan

The amount of your **retirement benefit** is based on:

- your **final basic salary**, which is the salary you receive as a **judge** immediately before you **retire**; and
- the years of **total service** you have accumulated. (See page 7.)

Each year you contribute 3.5% of your **basic salary** to the retirement plan. Your contribution is automatically deducted from your pay. (See page 8.)

If you leave the District of Columbia Judges' Retirement Plan before you are eligible to retire, you may apply for a **lump sum refund** of the contributions you have made, or you may elect to receive a **deferred retirement** benefit. (See page 9.)

You are eligible to retire with a **regular retirement** benefit:

- anytime after reaching age 50 if you have at least 20 years of **judicial service**;
- when you reach age 60 if you have at least 10 years of judicial service; or
- when you reach the mandatory **retirement** age of 74 regardless of how many years of judicial service you have. (See page 9.)

If you have between 10 and 19 years of judicial service, you may be eligible to retire between ages 55 and 60 and receive an early retirement benefit. Note that benefits are reduced under the **early retirement** benefit. (See page 9.)

If you become disabled and you have five or more years of service, you may be eligible for a **disability retirement** benefit. If you retire involuntarily because of a disability, you are eligible for a retirement benefit regardless of your years of service. For more information on **involuntary disability retirement**, (see page 15.)

You may elect an optional survivor benefit, which is a monthly benefit to be paid after your death to your **spouse** and/or eligible **child(ren)**. You must elect a survivor benefit within six months from the date you marry or within six months after you take office or you are reappointed or recommissioned. (See page 15.)

To elect the survivor benefit, you must contribute an additional 3.5% of your basic salary while you are working and 3.5% of your retirement benefits after you retire. (See page 8.)

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If you elect the survivor benefit after you start your judicial service or after you retire, you must also contribute an additional 3.5% of the basic salary you earned plus interest and if applicable, 3.5% of retirement benefits you received plus interest, back to the starting date of your judicial service. If you purchase creditable civilian service, you must also contribute an additional 3.5% of the basic salary you earned in civilian service, plus interest. If you do not make such contributions, your survivor's benefit will be reduced. (See page 15.)

NOTE: Bold words or phrases [underlined in blue](#) can be found in the Glossary of Terms, beginning on page 39.

How the Retirement Plan Works

The District of Columbia Judges' Retirement Plan has been designed to provide eligible judges with a monthly benefit during retirement. The amount of your benefit depends on your years of service, your basic salary and your age when you retire.

Plan Participation

You are automatically a participant in the retirement plan if you are:

- a judge in the District of Columbia Court of Appeals;
- a judge in the District of Columbia Superior Court; or
- the Executive Officer for the District of Columbia Courts.

If you leave the District of Columbia Courts after contributing to the retirement plan and you are later rehired, you become a participant on the day you are re-employed.

Your Retirement Plan At-A-Glance

Regular Retirement	Age 50 if you have at least 20 years of judicial service; Age 60 if you have at least 10 years of judicial service; or Age 74 when retirement is mandatory.
Early Retirement Benefit Eligibility	Age 55 if you have between 10 and 19 years of judicial service. The judicial service component of the benefit is reduced by 1/12 of 1% for each month or fraction of a month you are under age 60 at the time benefits begin. The credited service component is not reduced.
Deferred Retirement Benefit Eligibility	The eligibility requirements to begin receiving a deferred retirement benefit are the same age and service requirements as for the regular and early retirement benefits.

Your retirement plan also offers disability retirement benefits (See pages 10 and 25) and survivor benefits (see pages 15 and 25).

Your retirement benefit may not exceed 80% of final basic salary. Your final basic salary is the salary you earned immediately before you retired.

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Your Contributions

You must make contributions to your retirement plan. Your contributions are:

- mandatory—3.5% of your annual basic salary while you are working.
- voluntary—an additional 3.5% of your annual basic salary if you elect a survivor benefit for your spouse and/or eligible dependent child(ren). Once you retire, you must continue to contribute 3.5% of your retirement benefit for your survivor benefit election.

Contributions are automatically withheld from your basic salary. Voluntary contributions that are made after you retire are paid from your retirement benefit. Mandatory and voluntary contributions are deducted from your pay each pay period and are deposited into the District of Columbia Judicial Retirement and Survivors' Annuity Fund ("Retirement Fund"). These contributions are always yours, and you can receive them as a lump sum refund if you leave office prior to retirement.

How Benefits are Paid

When you retire, you will receive your retirement benefit in monthly installments. Your payment is deposited into your account (if you elect the direct deposit option) on the first business day of the first month after the benefit accrues. Benefit payments stop on the day of your death.

NOTE: If the first of the month falls on a weekend or a holiday, the benefit is paid on the first business day of the month. For example, if January is the month in which your benefit begins and the first of February is a Sunday, your monthly benefit for January will be paid on Monday, February 2nd.

If you elected a survivor benefit, payments to your survivor(s) are effective on the day after your death and continue until your spouse remarries (if prior to age 55) or dies.

If your child(ren) is eligible for a survivor benefit, payments will continue until he or she reaches age 18 (or 22 if the child(ren) is a full-time student), marries, or dies—whichever occurs first. Payments to an unmarried child(ren) who is incapable of self-support because of a mental or physical disability that occurred before age 18 end when he or she marries, recovers from the disability, or dies—whichever occurs first.

When You Are Eligible to Receive Benefits

The retirement plan offers a regular retirement benefit, an early retirement benefit, a deferred retirement benefit, a disability retirement benefit and a benefit for your survivors in the event of your death. For information about how to calculate your retirement benefit, see page 19.

Regular Retirement Benefit

You are eligible for a regular retirement benefit:

- at age 50 if you have 20 or more years of judicial service;
- anytime after age 60 if you have at least 10 years of judicial service; or
- when you reach age 74, the mandatory retirement age for judges in the District of Columbia, regardless of how many years of judicial service you have.

Eligibility for Executive Officers of the District of Columbia Courts

If you are the Executive Officer of the District of Columbia Courts, you are eligible for retirement when you have completed seven years of service as an Executive Officer, whether continuous or not. The Executive Officer will receive the same retirement compensation under this plan as an associate judge of the Superior Court, with the only difference being the service requirement of seven years as the Executive Officer.

Early Retirement Benefit

If you have between 10 and 19 years of judicial service, you may elect to receive an early retirement benefit at any time between ages 55 and 60. Your retirement benefit is reduced by 1/12 of 1% for each month or fraction of a month that you are under age 60 when your retirement benefit is scheduled to begin.

Deferred Retirement Benefit

If you have separated from service with the District of Columbia Courts with at least 10 years of judicial service, but before you are eligible to retire and do not take a lump sum refund and are entitled to a deferred retirement benefit, you must begin to receive that benefit no later than April 1st of the calendar year following the year you become age 70 1/2. The eligibility requirements

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to begin receiving a deferred retirement benefit are the same age and service requirements as for the regular and early retirement benefits.

If you are rehired, you may retain credit for service previously earned if you did not receive a lump sum refund for your judicial service. Judicial service for which you received a lump sum refund cannot be repurchased.

Disability Retirement Benefit

If you become mentally or physically disabled, you may voluntarily retire with five or more years of service, including creditable civilian service.

Voluntary Retirement Due to Disability

To be eligible for a voluntary disability retirement, you must have a mental or physical disability that is likely to become permanent and that prevents or seriously interferes with the performance of your judicial duties.

You must provide the [Benefits Administrator](#) with a certificate of disability signed by a doctor that is duly licensed and approved by the Surgeon General of the United States. You may be asked to provide supporting evidence before your claim is approved.

If you voluntarily stop working because you are disabled and you have fewer than five years of judicial or creditable civilian service, you will receive a lump sum refund of your retirement and survivor benefit contributions, if any.

Involuntary Disability Retirement

You may be retired involuntarily if the Commission on Judicial Disabilities and Tenure determines that your disability is likely to become permanent and will prevent or seriously interfere with your judicial duties. If you are retired involuntarily, you may receive a retirement benefit without meeting any service requirements. The minimum disability benefit is 50% of your final basic salary and the maximum is 80% of your final basic salary.

Maximum Retirement Benefit

There is a [maximum retirement benefit](#) you can earn as a retired judge, regardless of the type of retirement benefit you are receiving. Your retirement benefit may not exceed 80% of your final basic salary, which is the salary you received immediately before you retired.

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Life Events

This section discusses certain life events, such as marriage, divorce, disability, incurring a break in service, returning to work after retirement, leaving work, or death, that may affect your retirement benefit.

If You Marry

If you marry while in service as an **active judge**, contact the D.C. Courts Office of Human Resources if you wish to name your spouse as your beneficiary for this retirement plan. If you marry after retirement, contact the Benefits Administrator to name your spouse as the beneficiary for this plan. Phone numbers and addresses for the D.C. Courts Office of Human Resources and the Benefits Administrator are on page 37. If you name your spouse as your beneficiary, this does not entitle him or her to a survivor benefit. That is a separate election. See page 15 for more information.

You may elect a survivor benefit for your spouse and your eligible dependents. You must elect survivor benefits within six months from the date you marry or within six months after you take office or you are reappointed or recommissioned. For information about survivor benefits, see page 15.

If You Divorce

If you divorce after having elected the survivor benefit, you will be refunded the amount you contributed toward the survivor benefit provided you do not have eligible child(ren) or a **Qualified Domestic Relations Order (QDRO)**. Your **former spouse** may receive a QDRO, which, if granted, may affect your retirement benefit.

Qualified Domestic Relations Order (QDRO)

If you divorce, in some cases the plan may have to pay benefits to your former spouse. This will depend on the terms of your divorce and what instructions are contained in an applicable QDRO issued on or after March 16, 1989. Your former spouse may be awarded all or a portion of your retirement benefit, a payment from your retirement benefit, or a survivor benefit if the plan receives a qualifying court order. To be acceptable, the QDRO must state:

- Whether former spouse is entitled to a survivor benefit or whether you must provide a survivor benefit for your former spouse;
- your former spouse's share of your benefit as a fixed-dollar amount or a percentage or fraction of a retirement benefit; and
- whether your former spouse should receive payment directly from the Treasury Department.

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A QDRO can be accepted after you retire if it is based on the type of benefit payment you chose. For example, if you are married at the time you retire and you chose to receive a reduced retirement benefit in order to provide a survivor benefit—and then you get divorced—a QDRO to continue the survivor benefit for your former spouse is acceptable. However, if you did not elect a survivor benefit when you retired, the QDRO cannot require the plan to provide a survivor benefit for your former spouse.

If the former spouse is receiving benefit payments from this plan but remarries before age 55, payment will stop. Your payments will be restored to the amount they would have been if there had not been a court order.

If the court order grants your former spouse full benefits, any beneficiary who may have otherwise received a benefit under the plan may not receive one.

If You Become Disabled

If you become disabled after you have earned five or more years of total service, you may be eligible to receive a disability retirement benefit. You must provide the Benefits Administrator with proof of your disability signed by a doctor that is duly licensed and approved by the Surgeon General of the United States. The Benefits Administrator may ask for additional evidence before approving your claim for a disability retirement benefit.

If you become disabled and resign before completing five years of service, you will receive a lump sum refund for retirement contributions that you made and any amount that you deposited or transferred into the retirement fund.

If you retire involuntarily due to your disability, you will be eligible for a disability retirement benefit regardless of the years of service you have earned. The minimum disability benefit is 50% of your final basic salary and the maximum benefit is 80%.

For information on how to calculate a disability retirement benefit, see page 25.

If You Have a Break in Service

You will incur a break in service if you resign or leave the District of Columbia Courts for reasons other than normal or disability retirement. When you have a break in service, your plan membership stops. At that time, you may receive a lump sum refund as described below.

Receiving a Refund of Contributions

When you separate from service, you may elect to receive a lump sum refund of the retirement contributions you made, any voluntary survivor benefit

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contributions, and the amount that you deposited or transferred to receive civilian credited service. You must make this election at least 31 days before you are eligible for a regular retirement benefit.

If you are rehired as a judge, you may retain the credit for judicial service you earned before and during that break, provided you did not receive a lump sum refund. **Once you take a lump sum refund for judicial service, the judicial service cannot be repurchased.**

Rollover

If you are eligible for a lump sum refund, you may choose to roll it over to another qualified plan or an IRA. For more information, ask your Benefits Administrator for the Rollover Information Sheet. See page 37 for contact information.

If You Work as a Senior Judge After Retirement

You may receive compensation for work as a [senior judge](#) for a limited number of days each year while you are receiving a retirement benefit. Your work as a senior judge does not count toward calculating a retirement benefit. The number of days you will be paid per year is based on the following formula:

$$\text{Annual Salary of an Active Judge} - \text{Your Retirement Benefit} = \text{Amount of compensation you can earn as a Senior Judge}$$

For example, if the annual salary of an active judge is \$150,000 and your retirement benefit is \$90,000, you may receive up to \$60,000 in compensation as a senior judge.

If You Leave Work

If you separate from service with the District of Columbia Courts and do not take a lump sum refund, you may be eligible to elect to receive a deferred retirement benefit at a later date. The eligibility requirements to begin a deferred retirement benefit are the same age and service requirements as for the regular retirement benefits. See discussion of deferred retirement benefit on page 9.

If You Die

If you die, your survivor should contact both the D.C. Courts Office of Human Resources and the Benefits Administrator. If you have elected the survivor

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benefit (see page 15), your survivor will need to complete an application and provide the D.C. Courts Office of Human Resources with certain documentation (such as marriage and death certificates). Your surviving spouse will receive 55% of your retirement benefit as a monthly benefit for the rest of his or her life unless he or she remarries before age 55. If applicable, your surviving child(ren) will also receive a monthly benefit until he or she is no longer eligible. If you die without a surviving spouse or surviving children, a lump sum credit of your contributions will be paid out following the order of precedence. (see page 16.)

Survivor Benefits

The survivor benefit is an optional benefit that you must elect if you want to provide a monthly benefit for your spouse and/or your eligible child(ren). Your share of the cost for a survivor benefit is an additional 3.5% of your basic salary while you are working and 3.5% of your retirement benefit during your retirement.

You must make a survivor benefit election in writing within six months of the date that you take office, become reappointed or recommissioned, or within six months of the date you marry. The written election should be submitted to the D.C. Courts Office of Human Resources while in active service as a judge, or the Benefits Administrator if you marry after you retire. See page 37 for contact information.

If you elect the survivor benefit after you start your judicial service or after you retire, you must make a deposit of an additional 3.5% of your basic salary plus interest, and if applicable, 3.5% of retirement benefits you received plus interest, back to the starting date of your judicial service. In addition, if you purchased creditable civilian service, you must also contribute an additional 3.5% of the basic salary you earned in civilian service, plus interest.

If you purchase or had purchased credit for civilian service toward your retirement benefit, you must deposit an additional 3.5% of the basic salary you received in that service, plus interest to pay for the survivor benefit. However, if you transfer civilian service creditable under Title 5 of the United States Code §8332 for which full contributions were made to the retirement system, you do not need to make additional contributions for a survivor benefit.

In order for survivor benefits to be paid, the judge must have elected such benefits and must have at least five years of creditable service during which contributions were withheld or deposits made. Five years of creditable service is required whether the judge dies in active service or after retirement. See page 16 for information on the lump sum credit for survivor benefits.

Survivor benefit payments are effective on the day after your death.

Eligibility

Survivor benefits can be paid to your eligible spouse and your eligible child(ren). Your spouse must have been married to you for at least two years prior to your death, or be the natural father or mother of a child(ren) by your marriage.

Your spouse is eligible to receive the survivor benefit for his or her lifetime unless he or she remarries before reaching age 55. If this happens, the

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survivor benefit will terminate and he or she will be paid the portion of the benefit that has accrued through the date of remarriage. If your spouse marries after age 55, survivor benefit payments will continue for your spouse's lifetime.

Your child(ren) is eligible for the survivor benefit until he or she reaches age 18 (or 22 if the child(ren) is a full time student), marries or dies—whichever occurs first. Payments to an unmarried child(ren) who is incapable of self-support because of a mental or physical disability that occurred before age 18 end when he or she remarries, recovers from disability, or dies—whichever occurs first.

Paying for the Survivor Benefit

If you elect the survivor benefit, you may make your required deposits in a lump sum or in installments. If you do not make the required deposits after you elect this benefit, your spouse's annual benefit will be reduced by 10% of the total deposits you did not make unless your spouse elects to pay the remaining deposit or to eliminate the service not covered by the deposit.

Lump Sum Credit for Survivor Benefits

A [lump sum credit for survivor annuity](#) equal to the amount you contributed and/or deposited for the survivor benefit will be paid if you elected the survivor benefit and you die:

- while in regular active service before completing five years of judicial or credited service; or
- after retirement and you have no eligible survivors; or
- after completing five years of judicial or credited service and you have no eligible survivors; or
- if you or your survivor's rights to a benefit have terminated before a valid claim for benefits has been established.

The lump sum credit will be paid to the first person who survives you in the following order of precedence:

- the beneficiaries you name in writing and who are on file with the Benefits Administrator prior to your death;
- your spouse;
- your child or children and the descendants of any deceased child(ren) by representation;

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- your parents or the survivors of them;
- your estate;
- your next of kin as determined by the Benefits Administrator to be entitled to the payment under laws of your domicile at the time of your death.

If you and your spouse divorce and you do not have an eligible dependent child(ren), you may elect a lump sum refund for the amount you contributed toward a survivor benefit, provided there is no QDRO requiring that a survivor benefit be paid to your former spouse.

If Your Spouse Dies

If your spouse dies before you and you do not have an eligible dependent child(ren), you may elect a lump sum refund for the amount you contributed toward a survivor benefit. Your retirement benefit annuity payments will be increased (for future payments) after your spouse's death (if you do not have an eligible child(ren)) to the amount they would have been if you had not elected a survivor benefit. You must notify the Benefits Administrator and provide your spouse's death certificate to claim your full annuity and a refund of your survivor's contributions.

If your spouse dies while receiving a survivor benefit and is survived by an eligible dependent child or children, the benefit to the surviving child(ren) will be calculated as described on page 25.

If your spouse dies while receiving the survivor benefit and there is no surviving dependent child(ren), any remaining **unexpended contributions** will be paid to the executor or administrator of the spouse's estate, or if there is no such person, the Benefits Administrator will name a person to be legally entitled to the unexpended contributions.

If You Have Not Elected the Survivor Benefit

If you have not elected the survivor benefit and you die while in regular active service, the lump sum credit for your contributions toward your retirement benefit will be paid to your beneficiary, then to other persons following the order of precedence shown on page 16.

If Your Benefits Terminate

If retirement benefits for you or your dependents terminate before the aggregate amount of benefits paid (including your retirement benefit) equals the total amount of retirement contributions credited to your account, the difference will be paid following the order of precedence shown on page 16.

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How Your Retirement Benefit is Calculated

You can determine the benefit you will receive at retirement by using the formulas described in this section. The calculations used to determine your benefit are based on your:

- final basic salary, which is the pay you are receiving immediately before you retire as a judge; and
- total service, which is your judicial service and your credited service combined.

Your Total Service

Total service consists of years, months and days of judicial service (your service as a judge) and years and months of credited service (civilian or military service for the Federal government).

Judicial Service

The amount of judicial service you have determines if and when you are eligible for retirement. Judicial service means service as the Executive Officer of the District of Columbia Courts or as a judge in the:

- District of Columbia Court of Appeals; or
- District of Columbia Superior Court.

Judicial service with certain courts that no longer exist also constitutes judicial service under this plan. These courts include:

- Juvenile Court of the District of Columbia;
- District of Columbia Tax Court;
- Police Court;
- Municipal Court;
- Municipal Court of Appeals; or
- District of Columbia Court of General Sessions.

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Credited Service

Credited service refers to military or civilian service that you performed (other than judicial service) that is considered “creditable” under §8332 of Title 5 of the United States Code. Your credited service is used in calculating the amount of your retirement benefit through this retirement plan. If you have a question about whether or not your Federal service is creditable, contact the D.C. Courts Office of Human Resources. (See page 37.) Service under the Federal Employees Retirement System (FERS) does not count as credited service under this plan.

You may elect to receive credit for your civilian or military service, but the election must be made while you are earning judicial service or at the time you retire. The method by which you receive credit for your service depends on whether or not you accrued (but did not receive) a retirement benefit through another plan or you received a lump sum payout of contributions to the retirement plan.

If You Accrued Retirement Benefits Through Another Retirement System

Civilian Service Credit Transfer

If you have made contributions for retirement under the Civil Service Retirement System (CSRS), including CSRS Offset, you may transfer those contributions from the Civil Service Retirement and Disability Fund into the Plan to receive credit for the service. With the transfer of contributions, your CSRS service will become part of the creditable service used to calculate your retirement benefit. If you do not elect a survivor benefit, you may be eligible to receive a partial refund of the contributions. You do not need to make any deposits in addition to the transferred amount if you made the required contributions under the other retirement system. However, if CSRS Offset service is credited, if and when you become eligible to receive Social Security benefits, your Plan benefit will be reduced by an amount equal to the portion of your Social Security benefit attributable to the CSRS Offset service.

If You Received a Lump Sum Payout of Retirement Contributions

Civilian Service Credit Purchase

If you received a lump sum payout of your contributions from another retirement plan for which the service may be creditable under this plan, to receive credit you must make a deposit equal to 3.5% of the basic salary you earned for each year of creditable civilian service, plus interest on the deposit.

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FOR EXAMPLE:

Judge Jones left employment after 15 years of credited service and received a lump sum payout of his retirement contributions from the Civil Service Retirement System. His basic salary was \$50,000 for his first five years, \$60,000 for his second five years and \$75,000 for his final five years. After he received his payout, he became a judge in the District of Columbia. Judge Jones must deposit 3.5% of his basic salary for each of the 15 years he worked under the Civil Service Retirement System if he wants to include those years in calculating the amount of his retirement benefit through the District of Columbia Judges' Retirement Plan. Judge Jones contributes \$32,375 (plus interest) to the Fund for his 15 years of credited service.

$$\begin{aligned} 3.5\% \times \$50,000 &= \$1,750 \times 5 \text{ years} = \$8,750 \\ 3.5\% \times \$60,000 &= \$2,100 \times 5 \text{ years} = \$10,500 \\ 3.5\% \times \$75,000 &= \$2,625 \times 5 \text{ years} = \$13,125 \\ \$8,750 + \$10,500 + \$13,125 &= \$32,375 \end{aligned}$$

If you separated from civilian service prior to October 1, 1990, in lieu of making a full deposit, you may complete your purchase of civilian service credit by accepting an actuarial reduction of your retirement benefit. The amount of the reduction is such that if you live your average life expectancy, the total reduction would be equal to the deposit balance

You may make your deposit as a lump sum or in installments while you are earning judicial service. You may make installment payments on a purchase of service up until the time you retire. If you are making your deposit in installments, you may request to pay the balance as a lump sum at any time. Contact the D.C. Courts Office of Human Resources. See page 37 for more information.

Paying Interest on Civilian Service Credit Purchase

You will have to pay interest on a civilian service credit purchase. Interest is due for the period beginning on the first day of the first month after the end of the service period for which the deposit is made, and ending on either:

- the last day of the month preceding the month during which the deposit is made if you make a lump sum deposit; or
- the last day of the month during which you make your first payment, if you are paying in installments. If you are paying the deposit in installments, interest is due on the unpaid balance, but it is calculated at a different interest rate.

For the period prior to January 1, 1948, the interest rate is 4% per year.

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For the period from January 1, 1948 through February 14, 1980, the interest rate is 3% per year. For the period from February 15, 1980 through September 30, 1980, the interest rate is based on the average rate of interest on interest-bearing obligations of the United States forming a part of the public debt.

For the period from October 1, 1980 through April 30, 1999, the interest rate is based on the average rate of return on investment for the District of Columbia Judges' Retirement Fund. For the period beginning May 1, 1999, the interest rate is based on the average rate of return on investment for the District of Columbia Judicial Retirement and Survivors' Annuity Fund.

If you transfer funds from the Civil Service Retirement and Disability Fund or the retirement fund of any other Federal (except FERS) or D.C. retirement plan for civilian employees in excess of the required amount, you will be granted a refund of the excess amount if you have not elected the survivor benefit.

Military Service Credit

If you elect to receive credit for military service that is creditable under Title 5 United States Code §8332, you do not have to transfer or deposit funds to receive credit. However, if you are receiving military retirement pay you cannot also receive a retirement benefit from this plan based on that credit.

Participation in Other Retirement Plans

If you elect to remain in another civilian or military retirement plan of the Federal or D.C. government, you may receive a retirement benefit from this plan and those other retirement plans. But your service under another plan will not be used to calculate your retirement benefit under this plan. However, it may be used to determine your eligibility for a voluntary disability retirement.

Calculating the Regular Retirement Benefit

To calculate your regular retirement benefit, you will need to know the following:

1. Your years of judicial service: _____
2. Your years of credited service: _____
3. Your final basic salary (the pay that you receive immediately before you retire as a judge): _____

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Step 1. Multiply your basic salary by your years of judicial service and divide by 30.

$$\text{basic salary} \times \text{judicial service} \div 30 = \$$$

Step 2. Multiply your basic salary by 1.5% (0.015) and then multiply by the number of years of credited service you have, up to five. If you have more than five years of credited service, you will also complete step 3.

$$\text{basic salary} \times 1.5\% \times \text{years of service (1 through 5)} = \$$$

Step 3. Multiply your basic salary by 1.75% (0.0175) and then multiply by the number of years of credited service you have between five and ten years. If you have more than ten years of credited service, you will also complete step 4.

$$\text{basic salary} \times 1.75\% \times \text{years of service (6 through 10)} = \$$$

Step 4. Multiply your basic salary by 2% (0.02) and then multiply by the number of years of credited service you have beyond ten.

$$\text{basic salary} \times 2\% \times \text{years of service over 10} = \$$$

Step 5. Add together the totals from steps one through four to determine the amount of your annual retirement benefit.

$$\text{Total} = \text{Step 1} + \text{Step 2} + \text{Step 3} + \text{Step 4} = \$$$

FOR EXAMPLE:

Judge Cochran decides to retire at age 60 when he will have 20 years of judicial service and 7 years of civilian service. His final basic salary is \$150,000.

FORMULA:

$$\begin{aligned}
 & \$150,000 \times 20/30 = \$100,000 \\
 & \text{(his judicial service)} \\
 & \quad + \\
 & \$150,000 \times 1.5\% \times 5 = \$11,250 \\
 & \text{(his first five years of creditable civilian service)} \\
 & \quad + \\
 & \$150,000 \times 1.75\% \times 2 = \$5,250 \\
 & \text{(his next two years of creditable civilian service)} \\
 & \quad = \\
 & \text{Total annual regular retirement benefit} = \\
 & (\$100,000 + \$11,250 + \$5,250) = \$116,500 \\
 & \text{(77.6\% of Judge Cochran's basic salary)}
 \end{aligned}$$

District of Columbia Judges' Retirement Plan

NOTE: The portion of your retirement benefit that is related to civilian service is calculated under the civil service formula (CSRS credit formula) provided in Title 5 United States Code §8339 rather than the formula in D.C. Code §11-1564(a), except that “average pay” for the purpose of calculating your retirement benefit is your final basic salary.

Your retirement benefit cannot equal more than 80% of your final basic salary. If your benefit is actuarially reduced, the reduced retirement benefit cannot equal more than 80% of your final basic salary. If it happens that you received credit for more service than you needed to receive a maximum retirement benefit, you may not receive a partial refund of amounts you contributed to the plan, including amounts contributed to purchase civilian service.

Calculating the Early Retirement Benefit

You are eligible for an early retirement benefit if you are at least age 55 and have more than 10 (but fewer than 20) years of judicial service. Your early retirement benefit is calculated the same way that a regular retirement benefit is calculated, however, the amount of your judicial service component of the benefit will be reduced by 1/12 of 1% for each month or fraction of a month that you are under age 60 when you retire.

FOR EXAMPLE:

Judge Bell decides to retire at age 57 with 16 years of judicial service and 4 years of creditable civilian service. Her basic salary is \$150,000. For the purposes of this example, let's assume she is exactly 36 months younger than 60. Her early retirement benefit will be calculated as follows:

FORMULA:

$$\$150,000 \times 16/30 = \$80,000 \text{ (her judicial service)}$$

$$\text{Reduction for early retirement is } 3\% \text{ of } \$80,000 = \$2,400$$

$$(\$80,000 - \$2,400) \text{ Judicial service benefit portion} = \$77,600$$

+

$$\$150,000 \times 1.5\% \times 4 = \$9,000 \text{ (her creditable civilian service)}$$

=

$$\text{Total annual early retirement benefit} = (\$77,600 + \$9,000) = \$86,600$$

District of Columbia Judges' Retirement Plan

Calculating the Deferred Retirement Benefit

The deferred retirement benefit is calculated in the same way as a regular retirement benefit and early retirement benefit.

Calculating the Disability Retirement Benefit

Your disability retirement benefit is based on your basic salary and your years of service at the time you retire.

Your disability retirement benefit is calculated the same way as a regular retirement benefit. There is no reduction to your benefit if you are younger than age 60 and you retire due to a disability. If you become disabled and resign before completing five years of service, you will receive a lump sum refund that includes your retirement contributions deducted from your basic salary, plus any amount that you have deposited or transferred into the retirement fund. For more information about the disability retirement benefit, see "If You Become Disabled" on page 12.

Calculating the Involuntary Disability Benefit

You may be retired involuntarily if the Commission on Judicial Disabilities and Tenure determines that your disability is likely to become permanent and will prevent or seriously interfere with your judicial duties. If you retire involuntarily, you may receive a retirement benefit without meeting any service requirements. The minimum disability benefit is 50% of your final basic salary and the maximum is 80% of your final basic salary.

Calculating the Survivor Benefit

If you have elected the survivor benefit prior to your retirement, or within six months of marriage after retirement, your spouse and eligible dependents may receive a benefit in the event of your death. The survivor benefit is payable to your spouse and eligible dependent child(ren).

Your child(ren) is eligible for the survivor benefit until he or she reaches age 18 (or 22 if the child(ren) is a full-time student), marries or dies—whichever occurs first. Payments to an unmarried child(ren) who is incapable of self-support because of a mental or physical disability that occurred before age 18 end when he or she marries, recovers from the disability, or dies—whichever occurs first.

District of Columbia Judges' Retirement Plan

The survivor benefit is calculated as follows:

Surviving Spouse Only		
If your spouse is your only survivor, and you die before you retire, your spouse will receive the greater of:		
55% of the retirement benefit that you would be entitled to receive if you had retired on the day before your death.	OR	55% of the retirement benefit that you would be entitled to receive if you had 15 years of judicial service and had retired on the day before your death.
If you die after you retire, your spouse will receive 55% of your retirement benefit payable to you on the day before the date of death.		
Surviving Spouse and Child(ren)		
If your spouse and eligible child(ren) are your survivors, your spouse's benefit is calculated using the formula above. Then, each year, each dependent child(ren) receives one-half of the spouse's annual benefit up to the lesser of:		
\$5,949 per year (as of January 2014)	OR	\$17,847 per year (as of January 2014) Divided by the number of eligible child(ren).
Surviving Child(ren) Only		
If you do not have a surviving spouse, each eligible child(ren) receives a benefit calculated the same way as the spouse's benefit if the spouse had survived. However, the maximum annual benefit for each child(ren) is the lesser of:		
\$7,140 per year (as of January 2014)	OR	\$21,420 per year (as of January 2014) Divided by the number of eligible child(ren).

District of Columbia Judges' Retirement Plan

FOR EXAMPLE:

Judge Marcus wants to provide a survivor benefit for his spouse. His basic salary is \$150,000 and he has earned 20 years of judicial service and seven years of civilian service.

FORMULA:

$\$150,000 \times 20/30 = \$100,000$
(his judicial service)

+

$\$150,000 \times 1.5\% \times 5 = \$11,250$
(his first five years of creditable civilian service)

+

$\$150,000 \times 1.75\% \times 2 = \$5,250$
(his next two years of creditable civilian service)

=

Total annual retirement benefit = $(\$100,000 + \$11,250 + \$5,250) =$
 $\$116,500$

Then, his total retirement benefit is multiplied by 55%:

$\$116,500 \times .55 = \$64,075$

When Judge Marcus dies, his spouse would receive an annual survivor benefit of \$64,075 for the rest of her life, unless she remarries before age 55.

All survivor benefit amounts are subject to cost of living adjustments, as described below.

Cost of Living Adjustments

Your retirement benefits are adjusted on December 1st of each year to reflect changes in the cost of living for the past year based on the Consumer Price Index (CPI) adjustments provided under §8340 of Title 5 of the United States Code. Your adjustment is reflected in your January payment.

Your first adjustment is prorated by multiplying the CPI adjustment by 1/12, then multiplying this figure by the number of months you have been receiving your retirement benefit.

For example, assume the cost of living increase is 3% and you retired on January 15. Your first adjustment, payable in January of the following year, would be increased by 2.8%, because it would be based on 11 months rather than a full year.

After the first year, you and your survivors would be entitled to the full amount of all future cost of living adjustments.

District of Columbia Judges' Retirement Plan

District of Columbia Judges' Retirement Plan

Applying for a Retirement Benefit

You or your survivor must apply to receive retirement, disability or survivor benefits under the plan.

You should contact the D.C. Courts Office of Human Resources as early as six months before you wish to retire to meet with a retirement counselor and review your personnel folder to ensure that your service is properly documented and verified. The D.C. Courts Office of Human Resources can provide you with an estimate of your retirement benefit.

Timetable to Apply for Benefits

What You Should Do:	Your Time Frame:
Contact the D.C. Courts Office of Human Resources with an approximate date of your retirement to make an appointment	Six months before your anticipated retirement date
Request a retirement benefit estimate	Three to six months before your anticipated retirement date
Submit your application	30 days before your anticipated retirement date
Receive your first benefit payment	30 to 60 calendar days from your retirement date

Filing Your Application

You must file your application for a retirement benefit in writing with the Benefits Administrator. If you are filing an application for a voluntary disability retirement benefit, you must include a certificate of disability to be filed with the Benefits Administrator that is signed by doctor that is duly licensed and approved by the Surgeon General of the United States.

For an application for an involuntary disability retirement, the Benefits Administrator requires a determination by the District of Columbia Commission on Judicial Disabilities and Tenure and an order of involuntary retirement filed in the District of Columbia Court of Appeals.

District of Columbia Judges' Retirement Plan

If Your Application is Denied

If your application for retirement benefits is denied in whole or in part, the Benefits Administrator will notify you in writing. The notice must advise you of your right to request reconsideration of the denial and the time limits for doing so. You must submit your request for reconsideration to the Benefits Administrator in writing within 30 days from the date of the denial. Your request must include:

- your name;
- your address;
- your date of birth;
- the claim number (if applicable); and
- a statement of the basis for the request.

If your reconsideration request is denied, you will receive written notice from the Benefits Administrator with the specific reason for the denial and your right to appeal to the Treasury Department and how to do so.

If you submit an appeal to the Treasury Department, your appeal must include the same information as your original request for reconsideration and state the basis for your appeal. The Treasury must receive the appeal within 30 days from the date of the reconsideration decision.

The Treasury Department's final decision on the appeal must be in writing and must fully set forth the Department's findings and conclusions on the appeal, and must contain notice of your right to judicial review of the decision.

Judicial Review

An individual whose claim has been denied (in whole or in part) by the Treasury Department in a final decision may file a civil action in the United States District Court for the District of Columbia. The action must be filed within 180 days of the date of the final decision from the Treasury Department.

District of Columbia Judges' Retirement Plan

Continuing Your Health and Life Insurance Benefits

Generally, you must have at least five years of continuous health* and/or life insurance* coverage immediately prior to your retirement date in order to continue your coverage into retirement. The five year requirement for health insurance coverage will not apply if you retire on a disability whether voluntary or involuntary. In addition, OPM has the sole discretion to waive the health coverage requirements for annuitants in exceptional circumstances. Under certain circumstances, your former spouse who is party to a QDRO and your surviving spouse may also be eligible to continue receiving health insurance coverage. For more information on QDROs, see page 11.

For information regarding health and/or life insurance please refer to contact information on page 37.

* **The U.S. Office of Personnel Management negotiates and administers the health and life insurance programs. The Benefits Administrator only provides forms and information on the programs.**

Receiving Your Benefit

Once your application for regular or disability retirement benefit is approved/granted by the Benefits Administrator, the Benefits Administrator will begin processing your application. Provided the Benefits Administrator has all of the required documents, it usually takes between 30 and 60 calendar days from your approved retirement date for you to receive your first monthly benefit payment. Your annuity is payable to you on the first business day of each month.

The above information also applies to when and how your eligible survivor(s) receives his/her regular survivor benefit payment. The timing and distribution of a lump-sum survivor benefit payment will vary. The above information also applies to plan members who are eligible to receive a deferred retirement benefit (including their survivor(s)).

NOTE: It is important that you contact the Benefits Administrator if you move or change your designated financial institution. Your annuity may be delayed if you fail to update your records.

District of Columbia Judges' Retirement Plan

Receiving a Retirement or Survivor Benefit Involving a Qualified Domestic Relations Order

Retirement Benefit

If a QDRO is issued awarding your former spouse all, or a portion of, your retirement benefit, his/her benefit payments will stop if your retirement benefit payments stop or if he/she predeceases you. If benefit payments to a former spouse stop due to his/her death, your future retirement benefit payments will be restored to the amount it would have been had a QDRO not been issued.

Survivor Benefit

If a QDRO awards all, or a portion of, your regular survivor benefit to your former spouse, he/she will begin receiving the benefit upon your death. A survivor benefit paid to a former spouse will stop if he/she remarries prior to reaching age 55 or when he/she dies. If payments to a former spouse stop (or never begin), your eligible surviving spouse will begin receiving a survivor benefit payment as if a QDRO had not been issued.

Refunds

In certain situations you, your survivor, or your designated beneficiary may be entitled to a refund of contributions made to the Retirement Plan. Certain refunds are defined in the Glossary of Terms under: Lump Sum Credit for Retirement and Lump Sum Credit for Survivor Benefit. For information regarding refunds, please see the following sections in this booklet: If You Die on page 13; If You Leave Work on page 13; Lump Sum Credit for Survivor Benefits on page 16; and If You Have Not Elected the Survivor Benefit on page 17.

Rollovers

If you are eligible for a lump sum refund, you may choose to roll it over to another qualified plan or an IRA. For more information, ask your Benefits Administrator for the Rollover Information Sheet.

Frequently Asked Questions

1. Who should I call if I have a question about my retirement plan?

If you are an active judge, you should contact the D.C. Courts Office of Human Resources. Retirees should contact the Benefits Administrator. See page 37 for contact information.

2. How much do I have to pay for my retirement benefit?

You must deposit 3.5% of your basic salary. These contributions are deducted from your pay (after tax).

3. How much do I have to pay if I want a survivor benefit for my spouse and/or eligible child(ren)?

You must make contributions of 3.5% of your basic salary while an active judge, as well as 3.5% of your retirement benefits. This is in addition to the mandatory 3.5% contributions you make toward your retirement benefit while an active judge. The additional contributions for a survivor benefit begin the date of your appointment.

4. How is my retirement benefit calculated?

Your retirement benefit is calculated using a formula consisting of your years of total service and your basic salary immediately before you retire. See page 19 for details.

5. Will federal taxes be taken out of my retirement benefit?

You will be asked to complete a W-4 tax withholding form before you retire. The amount of tax withheld from your monthly benefit will depend on the number of allowances you elect on the W-4 form.

6. If my service is divided between civilian service and judicial service, do I receive credit for my civilian service?

Yes. If your military or civilian service is creditable under §8332 of Title 5 of the United States Code, you can choose to have this service used to calculate the amount of your retirement benefit. If you made contributions to another pension plan, you must transfer the contributions from that plan to this one. If you received a payout of contributions from another plan, you must make a deposit to this plan based on the number of years of civilian service for which you want to receive credit plus interest. You do not need to transfer or make a deposit for creditable military service. See page 22 for more information.

7. Am I eligible to retire?

To discuss your eligibility for retirement, you should contact the D.C. Courts Office of Human Resources to make an appointment.

District of Columbia Judges' Retirement Plan

8. Can I get an estimate of my retirement benefit?

Yes. Contact the D.C. Courts Office of Human Resources to receive an estimate of your retirement benefit.

9. Can I have my annuity payments directly deposited into my bank account?

Yes. Contact the Benefits Administrator for a direct deposit form. Complete and sign the form, and return it to the Benefits Administrator.

10. When will I receive my first benefit payment?

It usually takes between 30 and 60 days calendar after the Benefits Administrator receives your retirement package from the D.C. Courts Office of Human Resources before you receive your first payment.

11. Can I continue my health and life insurance benefits when I retire?

Generally, you must have at least five years of continuous health and/or life insurance coverage immediately prior to your retirement date in order to continue your coverage into retirement. The five year requirement for health insurance coverage will not apply if you retire on a disability whether voluntary or involuntary. In addition, OPM has the sole discretion to waive the health coverage requirements for annuitants in exceptional circumstances. Under certain circumstances, your former spouse who is party to a QDRO and your surviving spouse may also be eligible to continue receiving health insurance coverage. For more information on QDROs, see page 11.

12. Can I change my health plan?

Yes. Each year during open season, which is usually in November and December, you will receive information about available health plans. Contact the Benefits Administrator for an application to change your health plan.

13. Will I receive a cost of living increase?

Yes. You will receive a cost of living increase every December. Increases are reflected in your January benefit payment.

District of Columbia Judges' Retirement Plan

14. Who is my beneficiary for my life insurance?

For information regarding life insurance coverage, your life insurance beneficiary designation or to change your beneficiary designation, you must contact one of the following offices:

- if you are an active judge, you must contact the Office of Human Resources
- if you are retired, you must contact the Benefits Administrator

Please see page 37 for contact information.

15. If I move, whom should I notify with my new address?

If you move to a new address, write or fax the Benefits Administrator to update the address where your retirement benefit, earnings statement and other important information is sent.

16. If I marry after I retire, can I elect a survivor benefit?

Yes. You must elect a survivor benefit within six months of your marriage. You will need to make a deposit to the retirement fund. Contact the Benefits Administrator for more information.

Frequently Asked Questions for Survivors

17. Where do I report a death?

You must contact both the D.C. Courts Office of Human Resources and the Benefits Administrator.

18. How do I receive my survivor benefit?

You must complete an application for the survivor benefit and provide your marriage and a death certificate to your Benefits Administrator. If you receive any retiree benefit payments after the retiree's date of death, you must return them before you can receive the survivor benefit.

19. How long can a surviving spouse receive the survivor benefit?

A surviving spouse is eligible to receive the survivor benefit for his or her lifetime unless he or she remarries before reaching age 55.

20. How long can a child(ren) survivor receive a survivor benefit?

A child(ren) survivor will receive a survivor benefit until the earliest of the following occurs:

- the child(ren) dies;
- the child(ren) marries; or
- the child(ren) turns 18, or if a full-time student, age 22.

District of Columbia Judges' Retirement Plan

If the child(ren) is a full-time student, the child(ren) and the academic institution must complete a Student Certification Form every semester. If the student remains in school, he or she can continue to receive a benefit up to the age of 22.

Payments to an unmarried child(ren) who is incapable of self-support because of a mental or physical disability that occurred before age 18 when he or she marries, recovers from the disability, or dies—whichever occurs first.

District of Columbia Judges' Retirement Plan

Contact Information

The Benefits Administrator is available to answer your questions concerning your retirement benefits and other related retirement matters.

Contact	Area	Address/Phone
Department of the Treasury Office of D.C. Pensions	Benefit Administrator makes findings of fact, conclusions of law and decisions regarding eligibility for normal and voluntary disability retirement benefits To file an appeal if your request for reconsideration is denied	Department of the Treasury Office of D.C. Pensions Metropolitan Square, Room 6G507 1500 Pennsylvania Ave., N.W. Washington, D.C. 20220 202-622-0800

Below are other phone numbers and addresses for more specific information.

Contact	Area	Address/Phone
D.C. Courts Office of Human Resources	<ul style="list-style-type: none"> To request an estimate of your retirement benefit To change your beneficiary designation To report a death To request an application for a lump sum credit payment To discuss your eligibility for retirement To elect a survivor benefit For information about health insurance or life insurance (active judges) To find out if your Federal service is creditable 	D.C. Superior Court or D.C. Court of Appeals Human Resources Division 500 Indiana Ave, N.W. Washington, D.C. 20001 202-879-4205
Office of Personnel Management (OPM)	For information about health and life insurance	U.S. Office of Personnel Management, Retirement Operations Center (OPM) P.O. Box 45 Boyers, PA 16017-0001 724-794-2005

District of Columbia Judges' Retirement Plan

Contact	Area	Address/Phone
Executive Office of the Courts	For information about the administration and management of the District of Columbia Courts. Oversees all Court System divisions, while providing support generally to the District's judicial system and the two courts specifically.	D.C. Superior Court 500 Indiana Ave., N.W. Washington, D.C. 20001 202-879-1700
D.C. Commission on Disabilities and Tenure	Makes findings of facts, conclusions of law and decisions regarding involuntary disability retirement benefits	D.C. Superior Court 515 5 th Street, N.W. Building A Room 312 Washington, D.C. 20001 202-727-1363

Glossary of Terms

Active Judge means a judge employed by D.C. Courts receiving a salary that is not retired.

Basic salary means the annual salary you received as an active judge.

Benefits Administrator means the Benefits Administrator of the Treasury Department or his or her designee.

Child(ren) means:

- an unmarried child(ren) under 18 years of age, including an adopted child(ren), a stepchild(ren) or a recognized natural child(ren).
- an unmarried child(ren) regardless of age who is incapable of self-support because of a mental or physical disability that occurred before he or she reached age 18.
- an unmarried child(ren) between 18 and 22 years of age who is a student regularly pursuing a full-time course of study or training in residence in a high school, trade school, technical or vocational institute, junior college, college, university or comparable recognized educational institution.

For purposes of this plan, a child(ren) who is a student (as defined above) whose 22nd birthday occurs before July 1 or after August 31 of a calendar year, is considered 22 years of age on the first day of July after his or her 22nd birthday.

A child(ren) will continue to be considered a student during a school term (of five or fewer months) provided the child(ren) shows—to the satisfaction of the Secretary of the Treasury—that the child(ren) fully intends to continue his or her education at the same or different school during the school semester immediately after the break.

Credited Service means military and civilian service performed by the judge that is otherwise creditable under §8332 of Title 5 of the United States Code (Civil Service Retirement System, including most service with the D.C. Government commencing before October 1, 1987, but does not include service under the Federal Employees Retirement System). Each month of credited service equals 1/12 of a year.

Deferred Retirement is the benefit a judge may elect to receive at a later date if he or she leaves the bench after at least 10 years of judicial service but before reaching the age at which he or she may begin receiving a retirement benefit. The eligibility requirements for a deferred retirement benefit are the same as those listed for regular and early retirement benefits.

District of Columbia Judges' Retirement Plan

Disability Retirement is the retirement benefit a judge may voluntarily elect if he or she has at least five years of service (including civilian service performed by the judge that is creditable under 5 U.S.C. §8332), if he or she has a mental or physical disability that is or is likely to become permanent and that prevents or seriously interferes with the performance of his or her judicial duties.

Early Retirement is the reduced benefit a judge with fewer than 20 years of judicial service may elect to receive at any time between ages 55 and 60. The retirement salary that is based on judicial service is reduced by 1/12 of 1% for each month or a fraction of each month that the judge is under age 60 at the time the reduced retirement benefit payments begin.

Final Basic Salary means the salary you received as a judge immediately before your retirement date.

Former Spouse means a person whose marriage to an employee or retiree has been subject to a divorce, annulment, or legal separation resulting in a court order, except that with respect to an award of a survivor annuity, the term additionally means a living person:

- who was married for at least nine months to an employee or retiree who performed at least 18 months of credited service in a position covered by the District of Columbia Judges', Teachers', or Police and Firefighters Retirement Plans (D.C. Code § 1-529.03 (a);) and
- whose marriage to the employee or retiree was terminated prior to the death of the employee or retiree.

Judge means any judge (except Magistrate Judges) in the District of Columbia Court of Appeals or the Superior Court or any person with judicial service, including the Executive Officer of the Courts. (See page 19).

Judicial Service means service as a judge in the District of Columbia Court of Appeals, the Superior Court, or the former Juvenile Court of the District of Columbia, District of Columbia Tax Court, Police Court, Municipal Court, Municipal Court of Appeals, District of Columbia Court of General Sessions or as the Executive Officer of the Courts. Months and days of judicial service are included as a fractional part of a year.

Involuntary Disability Retirement is the retirement benefit you may receive if determined by the Commission on Judicial Disabilities and Tenure that your disability is likely to become permanent and prevent or interfere with your judicial duties. There are no service requirements for this type of retirement benefit.

District of Columbia Judges' Retirement Plan

Lump Sum Credit for Retirement means the unrefunded amount consisting of:

- retirement deductions made from the basic salary of a judge; and
- amounts deposited covering earlier judicial and other creditable service.

Lump Sum Credit for Survivor Annuity means the unrefunded amount consisting of:

- survivor benefit deductions made from the salary of an active or retired judge; and
- amounts deposited for survivor benefit covering earlier judicial and other creditable service.

Lump Sum Refund is the payout of contributions you have made from your account.

Maximum Retirement Benefit is the cap on a retirement benefit of a judge. The maximum benefit cannot exceed 80% of the judge's basic salary immediately prior to his or her date of retirement.

Qualified Domestic Relations Order (QDRO) means a qualifying court order issued by a court on or after March 16, 1989 that must state:

- whether your former spouse is entitled to a survivor benefit or whether you must provide a survivor benefit for your former spouse;
- your former spouse's share of your benefit as a fixed-dollar amount or a percentage or a fraction of a retirement benefit; and
- whether your former spouse should receive a payment directly from the Treasury Department.

Regular Retirement is the retirement benefit that is available to all judges with 20 or more years of judicial service at age 50, or to judges with 10 or more years of judicial service at age 60.

Retire and **Retirement** includes retirement, resignation, or failure to be recommissioned or reappointed upon the expiration of a commission.

Retirement Benefit means the monthly sum to which a retired judge is entitled by law.

Senior Judge means a retired judge employed as an active judge.

Spouse is the husband or wife of a judge who has been married to the judge for at least two years or the parent of child(ren) by the marriage.

Total Service means the total of years, months and days of judicial service and the years and months of credited service.

Unexpended Contribution is the difference between the aggregate amount of retirement and survivor benefits paid and the total amount of retirement and survivor contributions.