



County of Sacramento

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Precincts
Registration
Vote By Mail
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RECEIVED
June 04, 2014
**Commission on
State Mandates**

June 3, 2014

Ms. Heather Halsey, Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814

RE: Request for Extension of Written Comments Deadline and Postponement of Hearing
12-TC-02 Top Two Candidates Open Primary Act Test Claim


Dear Ms. Halsey,

The Department of Voter Registration and Elections (Claimant) requests an extension of time to file written comments on the draft proposed decision on the above referenced test claim. Claimant requests this extension in accordance with California Code of Regulations section 1183.01 (c)(1)(B) which states "A request filed by the claimant, a state agency or interested party may be approved by the executive director for good cause." California Code of Regulations section 1181.1(h) defines "good cause" as "... (9) any other factor, which in the context of a particular claim constitutes good cause. Good cause may be established by a specific showing of other obligations involving deadlines that as a practical matter preclude filing the document by the due date without impairing quality."

The draft proposed decision was released on May 19, 2014, during the final preparations for the June 3, 2014 primary election. The deadline for written comments falls during the official canvass period for the June 3, 2014 primary election. The canvass period, by Election Code, continues through July 1, 2014. In order to complete the canvass of the vote obligations associated with the June 3, 2014 election and recognizing that July 4 is a holiday, Claimant is requesting the deadline for written comments be extended to July 14, 2014 and a postponement to the Commission's September 26, 2014 hearing date.

Pursuant to section 1181.2, subdivision (c)(1)(E) of the California Code of Regulations, "documents that are e-filed with the Commission need not be otherwise served on persons that have provided an e-mail address for the mailing list."

If you have any questions regarding this letter, please contact me at (916) 875-6255 or via e-mail at jarboea@saccounty.net.

Sincerely,

Alice Jarboe
Assistant Registrar of Voters

We proudly conduct elections with accuracy, integrity and dignity

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Yolo and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

On June 4, 2014, I served the:

Approval of Extension and Postponement of Hearing; and Claimant Request for Extension and Postponement of Hearing

Top Two Candidates Open Primary Act, 12-TC-02

Elections Code Sections 13 et al.,

Statutes 2009, Chapter 2 (SCA 4); Statutes 2009, Chapter 1 (SB 6);

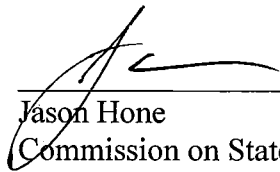
Statutes 2012, Chapter 3 (AB 1413)

Secretary of State's CC/ROV Memorandums #11005, #11125, #11126, and #12059

County of Sacramento, Claimant

by making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on June 4, 2014 at Sacramento, California.



Jason Hone
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814
(916) 323-3562

COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 5/21/14

Claim Number: 12-TC-02

Matter: Top Two Candidates Open Primary Act

Claimant: County of Sacramento

TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.2.)

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