

ITEM 6
TEST CLAIM
PROPOSED DECISION TO DISMISS WITHDRAWN TEST CLAIM

Education Code Sections 17070.755, 17584.3, and 35292.5
Statutes 2003, Chapter 358 (AB 1124); Statutes 2003, Chapter 909 (SB 892),
Office of Public School Construction, State Allocation Board, and State Department of General Services
Forms: SAB Forms 40-21, 50-04, 892, 892R
Clean School Restrooms
04-TC-01
Los Angeles Unified School District, Claimant

EXECUTIVE SUMMARY

On March 25, 2010, claimant requested withdrawal of the test claim filing *Clean School Restrooms* (04-TC-01)¹ Claimant's request was served in writing, and a sixty-day notice of this withdrawal and dismissal was provided pursuant to California Code of Regulations, title 2, section 1183.08.²

No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before May 24, 2010.

Therefore, the sole issue before the Commission on State Mandates (Commission) is whether the Commission adopts the proposed Decision, dismissing the above-named test claim.

Recommendation

Staff recommends that the Commission adopt the proposed Decision, dismissing the *Clean School Restrooms* test claim.

¹ Exhibit A. Claimant's withdrawal request letter.

² Exhibit B. Commission's notice of withdrawal and dismissal hearing.

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIM:

Education Code Sections 17070.755, 17584.3, and 35292.5; Statutes 2003, Chapter 358 (AB 1124); Statutes 2003, Chapter 909 (SB 892),

Office of Public School Construction, State Allocation Board, and State Department of General Services Forms: SAB Forms 40-21, 50-04, 892, 892R

Filed on December 22, 2004, and withdrawn on March 25, 2010,

By Los Angeles Unified District, Claimant.

Case No.: 04-TC-01

Clean School Restrooms

PROPOSED DECISION TO DISMISS
WITHDRAWN TEST CLAIM PURSUANT
TO GOVERNMENT CODE SECTION
17500 ET SEQ.; CALIFORNIA CODE OF
REGULATIONS, TITLE 2, DIVISION 2,
CHAPTER 2.5, ARTICLE 7, SECTION
1183.08

(Proposed for Adoption on May 27, 2010)

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No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before May 24, 2010.

CONCLUSION

IT IS HEREBY ORDERED that the test claim filing, *Clean School Restrooms* (04-TC-01), is dismissed, without prejudice, pursuant to California Code of Regulations, title 2, section 1183.08.

Any claimant may file a new test claim on the above-referenced test claim legislation. However, any such claim shall be subject to a new filing date and to the statute of limitations pursuant to Government Code section 17551.