

BEFORE THE  
COMMISSION ON STATE MANDATES  
STATE OF CALIFORNIA

IN RE TEST CLAIM:

Penal Code Section 273.75 as added or amended  
by Statutes 2001, Chapter 572 (SB 66)

Filed on December 23, 2004, by the County of  
San Bernardino, Claimant.

Case No.: 04-TC-04

*Domestic Violence Defendant Investigation*

PROPOSED DECISION TO DISMISS  
TEST CLAIM PURSUANT TO  
GOVERNMENT CODE SECTION 17500 ET  
SEQ.; CALIFORNIA CODE OF  
REGULATIONS, TITLE 2, DIVISION 2,  
CHAPTER 2.5, ARTICLE 3,  
SECTION 1183.08, and ARTICLE 7

*(Adopted on September 27, 2007)*

**DECISION TO DISMISS TEST CLAIM**

On July 11, 2007, the County of San Bernardino requested withdrawal of the test claim filing on *Domestic Violence Defendant Investigation* (04-TC-04). Claimant's request was served in writing, and a sixty-day notice of the withdrawal and dismissal was provided to all parties and interested parties on the mailing list pursuant to California Code of Regulations, title 2, section 1183.08.

No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties within the sixty (60)-day deadline of August 13, 2007.

**CONCLUSION**

IT IS HEREBY ORDERED that the test claim filing, *Domestic Violence Defendant Investigation* (04-TC-04), is dismissed without prejudice pursuant to California Code of Regulations, title 2, section 1183.08. Any eligible claimant may file a new test claim on the above-referenced statutes and alleged executive orders. Any new test claim, however, shall be subject to the statute of limitations in Government Code section 17551 and a new potential period of reimbursement pursuant to Government Code section 17557.

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Paula Higashi, Executive Director

Dated: September 27, 2007