

COMMISSION ON STATE MANDATES

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July 26, 2007

Mr. Anthony Mischel, Attorney at Law
 Department of Industrial Relations
 320 W. Fourth Street, Suite 600
 Los Angeles, CA 90013

And Affected State Agencies and Interested Parties (See Enclosed Mailing List)

RE: **Denial of Request to Postpone Hearing**

Prevailing Wage Rate, 01-TC-28

Clovis Unified School District

Labor Code Sections 1720,1720.2,1720.3,1726,1727,1733,1735,1741,1742,
 1742.1,1743,1750,1770,1771,1771.5,1771.6,1772,1773,1773.1,1773.2,1773.3,
 1773.5,1773.6,1775,1776,1777.1,1777.5,1777.6,1777.7,1812,1813,1861;
 Public Contract Code, Section 22002;
 Statutes 1976, Ch. 281; Statutes 1976, Ch. 538; Statutes 1976, Ch. 599;
 Statutes 1976, Ch. 861; Statutes 1976, Ch. 1174; Statutes 1976, Ch. 1179;
 Statutes 1977, Ch. 423; Statutes 1978, Ch. 1249; Statutes 1979, Ch. 373;
 Statutes 1980, Ch 962; Statutes 1980, Ch. 992; Statutes 1981, Ch 449;
 Statutes 1983, Ch. 681; Statutes 1983, Ch. 1054; Statutes 1988, Ch. 160;
 Statutes 1989, Ch. 278; Statutes 1989, Ch. 1224; Statutes 1992, Ch. 913;
 Statutes 1992, Ch. 1342; Statutes 1993, Ch.589; Statutes 1997, Ch. 17;
 Statutes 1997, Ch. 757; Statutes 1998, Ch. 443; Statutes 1998, Ch. 485;
 Statutes 1999, Ch. 30; Statutes 1999, Ch. 83; Statutes 1999, Ch. 220;
 Statutes 1999, Ch. 903; Statutes 2000, Ch. 135; Statutes 2000, Ch. 875;
 Statutes 2000, Ch. 881; Statutes 2000, Ch. 920; Statutes 2000, Ch. 954;
 Statutes 2001, Ch. 804; Statutes 2001, Ch. 938;
 Title 8, CCR, Sections 16000, 16001-16003, 16100-16102, 16200-16206,
 16300-16304, 16400-16403, 16410-16414, 16425, 16426-16428, 16429-16432,
 16433, 16436-16439, 16500, 16800-16802,17201-17212, 17220-17229,
 17230-17237,17240-17253, 17260-17264

Dear Mr. Mischel:

At this time, your request to postpone hearing the *Prevailing Wage Rate* test claim on December 6, 2007 is denied for failure to show good cause. Although section 1181.1, subdivision (h)(7), of the Commission's regulations defines good cause as a planned vacation that cannot reasonably be rearranged, it is speculative at this point whether the timing of your vacation would interfere with the Department's ability to comment on the draft staff analysis and/or appear at the December hearing.

Anthony Mischel .

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If, after the draft staff analysis is issued, it becomes clear that the Department will be unable to provide timely comments or appear at the hearing, another request for an extension of time to file comments or postpone the hearing may be filed.

Please contact Deborah Borzelleri at (916) 322-4230 if you have questions.

Sincerely,

Paula Higashi
Executive Director