

COMMISSION ON STATE MANDATES

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July 24, 2014

Ms. Andra Donovan
San Diego Unified School District
Legal Services Office
4100 Normal Street, Room 2148
San Diego, CA 92103

And Parties, Interested Parties, and Interested Persons (See Mailing List)

Re: **Notice of Postponement Approval**
Incorrect Reduction Claim, 05-4452-I-01
Notification to Teachers: Pupils Subject to Suspension or Expulsion
Education Code Section 49079, Statutes 1993, Chapter 1257
San Diego Unified School District, Claimant

Dear Ms. Donovan:

On July 23, 2014, the Commission on State Mandates (Commission) received your request to postpone the July 25, 2014 hearing on the above-named matter.

Pursuant to section 1187.9(b)(3)(C) of the Commission's regulations, a request to postpone filed by the claimant less than fifteen (15) days before the hearing *may* be approved for good cause. Continuances and postponements are disfavored and pursuant to Government Code section 17530, the executive director has a duty to expedite all matters before the Commission. Your request notes that "[t]he staff member who the District will rely on to support its claim is unavailable on the hearing date and requires additional time to prepare for the hearing." The request also states that there are "new staff in several key positions who will need to extensively research the claim history and underlying processes in order to be prepared for hearing."

This matter was set for hearing and the draft proposed decision was issued on May 16, 2014. You were addressed in that transmittal and were served via email, pursuant to Commission regulations. The District did not comment on the draft. Only after Commission staff contacted the claimant representative on record by telephone after receiving no comment on the draft proposed decision did we discover that he no longer represents the District. Staff also attempted to contact your office by telephone, leaving messages with your assistant on several occasions after our knowledge of your change in representation.

Nonetheless, given that there has been a change in your representation on this matter and based on your reasons stated above, your request for postponement of hearing is approved for good cause. However, any further requests for postponement of this matter will be disfavored.

Therefore, this matter is now set for hearing on **September 26, 2014**, at 10:00 a.m. in Room 447 of the State Capitol, Sacramento, California.

Please contact Jason Hone at (916) 323-3562 if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Heather Halsey".

Heather Halsey
Executive Director

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 July 24, 2014, I served the:

**Claimant Request for Postponement of Hearing; and
Notice of Postponement Approval**

Incorrect Reduction Claim, 05-4452-I-01

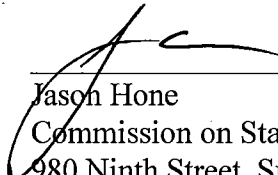
Notification to Teachers: Pupils Subject to Suspension or Expulsion

Education Code Section 49079, Statutes 1993, Chapter 1257

San Diego Unified School District, 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 July 24, 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: 7/24/14

Claim Number: 05-4452-I-01

Matter: Notification to Teachers: Pupils Subject to Suspension or Expulsion

Claimant: San Diego Unified School District

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, § 1181.3.)

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