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GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

RECEIVED
September 20, 2017
**Commission on
State Mandates**

September 20, 2017

VIA DROP BOX

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

Re: *California Regional Water Quality Control Board, Santa Ana Region,
Order No. R8-2010-0036, 10-TC-10: Request for Extension*

Dear Ms. Halsey:

By letter dated September 12, 2017, the Commission on State Mandates (Commission) removed the above-noted matter from inactive status, renamed the matter, and requested written comments and the administrative record from both the Santa Ana Regional Water Quality Control Board (Santa Ana Water Board) and the State Water Resources Control Board (State Water Board) (collectively, Water Boards) by **October 12, 2017**. For the reasons set forth below, the Water Boards respectfully request that the deadline for submission of written comments and the administrative records be extended by 90 days, or until **January 10, 2018**.

I am the Santa Ana Water Board's sole legal counsel, and the only attorney assigned to this test claim on behalf of both the Santa Ana Water Board and the State Water Board. I am currently scheduled to be on paternity leave for several weeks starting at the end of September/beginning of October. Additionally, the tentative hearing date in *California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2009-0030, 09-TC-03* is currently scheduled for December 1, 2017. As the sole attorney assigned to that test claim, I anticipate a significant workload associated with reviewing and providing comments on the Commission's statement of decision prior to the December 1, 2017 hearing. In addition to working on test claim matters, as the Santa Ana Water Board's sole attorney, I am responsible for other priority duties that limit my ability to work exclusively on test claim matters, including preparing orders for consideration at upcoming November 3, 2017 and December 15, 2017 Board Meetings and other existing litigation with near-term deadlines.

Pursuant to section 1187.9, subdivision (a), of the Commission's regulations, so long as a postponement of a hearing would not be required, there is no prejudice to any party or interested party, and there is no other good reason for denial, a request for extension shall be approved. The Commission is scheduled to hear this test claim on July 27, 2018. The Water Boards appreciate the Commission's desire to maintain its schedule for this test claim, and respectfully submit that the requested extension will not cause the postponement of the July 27,

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

2018 hearing date or otherwise delay the work of Commission staff in consideration of this test claim.

Therefore, the Water Boards respectfully request that the Commission set a deadline for submission of written comments and the administrative records by the Water Boards of **January 10, 2018**.

Please do not hesitate to contact me with any questions at (916) 341-5182 or David.Rice@waterboards.ca.gov.

Very Truly Yours,

A handwritten signature in blue ink that reads "David Rice". The signature is written in a cursive, flowing style.

David Rice
Senior Staff Counsel

cc: Mailing List [via Commission Drop Box]

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento 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.

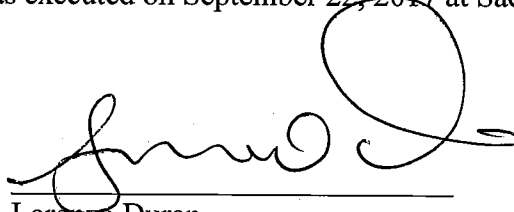
On September 22, 2017, I served the:

- **Notice of Limited Approval of Extension Request Approval issued September 22, 2017**
- **SWRCB and SARWQCB Request for Extension of Time filed September 20, 2017**

Santa Ana Region Water Permit – County of San Bernardino, 10-TC-10
County of San Bernardino, San Bernardino County Flood Control District,
Cities of Big Bear Lake, Chino, Chino Hills, Colton, Fontana, Highland,
Montclair, Ontario, and Rancho Cucamonga, Co-Claimants

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 September 22, 2017 at Sacramento, California.



Lorenzo Duran
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 9/21/17

Claim Number: 10-TC-10

Matter: California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0036

Claimants: City of Big Bear Lake
City of Chino
City of Chino Hills
City of Fontana
City of Highland
City of Montclair
City of Ontario
City of Rancho Cucamonga
County of San Bernardino
San Bernardino County Flood Control 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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