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March 19, 2013

Sent Via E-File

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

Re: *San Diego Region Water Permit – Riverside County*, 11-TC-03,
California Regional Water Quality Control Board, San Diego Region, Order No.
R9-2010-0016, NPDES No. CAS0108766, Adopted November 10, 2010
County of Riverside, Riverside County Flood Control and Water Conservation
District, Cities of Murrieta, Temecula and Wildomar, Co-Claimants

Dear Ms. Halsey:

This office represents the above-referenced Co-Claimants with respect to Test Claim 11-TC-03, California Regional Water Quality Control Board, San Diego Region, Order No. R9-2010-0016, NPDES No. CAS0108766, adopted November 10, 2010. I am writing on behalf of the Co-Claimants to request that this Test Claim be placed on inactive status.

This request is being made due to the pendency of appeals regarding test claims filed with respect to the Los Angeles County and San Diego County municipal stormwater permits. Claimants believe that these appeals will clarify certain legal issues at issue in this Test Claim, making further briefing at this time on the Test Claim inadvisable and a waste of resources. Claimants have discussed this request with counsel for the Water Boards, Catherine George Hagan, and Ms. Hagan has no objection.

It is our understanding that inactive status preserves the filing date of the Test Claim for consideration by the Commission, and that once placed back on active status, any further briefing and consideration of the Test Claim would proceed on schedule.

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Co-Claimants therefore respectfully ask that you grant this request for the above-referenced Test Claim to be placed on inactive status, pending further instructions from the Co-Claimants. Thank you in advance for your consideration of this request.

Very truly yours,

A handwritten signature in black ink, appearing to read 'David W. Burhenn', with a long horizontal line extending to the right.

David W. Burhenn

cc: Mailing List via E-File