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October 23, 2023

Via Drop Box

Ms. Heather Halsey
Executive Director
Commission on State Mandates
980 9th Street, Suite 300
Sacramento, CA 95814

Re: Request for Extension of Time to File Comments on Draft Expedited Parameters and Guidelines on California Regional Water Quality Control Board, San Diego Region, Order No. R9-2010-0016, 11-TC-03

Dear Ms. Halsey:

Pursuant to Cal. Code Regs. tit.2, § 1187.9,¹ I am writing as Claimant Representative in the above-referenced Joint Test Claim to request an extension of time for Claimants to file comments on the Draft Expedited Parameters and Guidelines (“Ps and Gs”) in that matter. Such request is timely in that it is being made before the date set for filing comments or rebuttals. Section 1187.9(a).

Your October 3, 2023 letter accompanying the Ps and Gs indicates that written comments are due no later than 5:00 p.m. on October 24, 2023. Claimants respectfully request an extension of that deadline to 5:00 p.m. on November 14, 2023 for the reason that Claimants are still reviewing the Ps and Gs and require additional time to determine whether to file comments. In addition, the Ps and Gs are complex, given the complexity of the underlying Joint Test Claim.

An extension of the proposed hearing date for the Ps and Gs is not required, since even the filing of comments by the requested November 14 date would not affect the ability of Commission staff to review and respond to the comments in advance of the scheduled January or alternative March 2024 hearing dates. I contacted counsel for the Water Boards, Catherine Hagan, and she indicated that the Water Boards have no objection to the requested extension date.

¹ All legal authority references are to the California Code of Regulations, unless otherwise stated.

BURHENN & GEST LLP

Ms. Heather Halsey

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Pursuant to Section 1187.9(a), if there is no need for postponement of the hearing date, no prejudice to any party, and no other good reason for denial, the request for the extension "shall be approved."

Thank you for your consideration of this request.

I declare under penalty of perjury that the foregoing, signed on October 23, 2023, is true and correct to the best of my personal knowledge, information, or belief.



David W. Burhenn
Claimant Representative
Address, phone and e-mail set forth above

cc: Claimants

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 October 25, 2023, I served the:

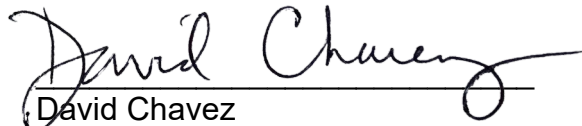
- **Current Mailing List dated October 23, 2023**
- **Notice of Extension Request Approval issued October 25, 2023**
- **Claimant's Request for Extension of Time filed October 23, 2023**

*California Regional Water Quality Control Board, San Diego Region,
Order No. R9-2010-0016, 11-TC-03*

California Regional Water Quality Control Board, San Diego Region, Order No. R9-2010-0016, Sections D.2., G.1.d., G.3.-5., K.3.c.1.-4., and Attachment E., Section II.E.2.-5

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 October 25, 2023 at Sacramento, California.



David Chavez
Commission on State Mandates
980 Ninth Street, Suite 300
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 10/23/23

**Claim
Number:** 11-TC-03

Matter: California Regional Water Quality Control Board, San Diego
Region, Order No. R9-2010-0016

Claimants: City of Murrieta
City of Temecula
City of Wildomar
County of Riverside
Riverside County Flood Control and Water Conservation
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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