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February 13, 2020
**Commission on
State Mandates**

County of San Diego

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February 12, 2020

Via Drop Box

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

**RE: Claimants' Request for 60-Day Extension of Time to Submit Rebuttal to Comments on Test Claim
*California Regional Water Quality Control Board, San Diego Region,
Order No. R9-2017-0077, Sections A.1, A.3, and A.5, 17-TC-05***

Dear Ms. Halsey:

Pursuant to 2 C.C.R. § 1187.9(a), Claimants the County of San Diego and the City of San Juan Capistrano request an extension of time to submit a rebuttal to the comments of the Department of Finance filed January 29, 2019, and the comments of the State Water Resources Control Board and San Diego Regional Water Quality Control Board (the "Water Boards"), filed January 27, 2020.¹

Claimants were served with the Water Boards' comments on February 4, 2020, and thus Claimants' rebuttal is currently due on March 5, 2020. **Claimants request that this due date be continued to May 4, 2020.**

This request would not require a postponement of the hearing on the above-referenced test claim, which currently is tentatively set for December 3, 2021. I am not aware that this request will prejudice any other party or interested party.

The reasons for this request are: 1) I am one of the attorneys in my office handling elections matters, and in light of the March 3, 2020 election, I currently have a heavy workload; and 2) I began handling this matter only recently, in October 2019. I need

¹ On February 7, 2019, the Commission approved Claimants' request to file a rebuttal to both the Department of Finance and Water Boards' comments simultaneously within "30 days from the service of the Water Boards' comments and administrative record." (Notice of Extension Request Approval dated February 7, 2019.) The Water Boards filed the administrative record on May 28, 2019.

additional time to familiarize myself with the administrative record, as well as to analyze and respond appropriately to the comments.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my personal knowledge, information or belief.

THOMAS E. MONTGOMERY, County Counsel

By: 

CHRISTINA SNIDER, Senior Deputy

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.

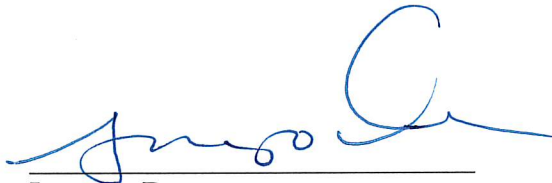
On February 18, 2020, I served the:

- **Notice of Extension Request Approval issued February 18, 2020**
- **Claimant's Request for Extension of Time filed February 13, 2020**

*California Regional Water Quality Control Board, San Diego Region,
Order No. R9-2017-0077, Sections A.1, A.3, and A.5, 17-TC-05
City of San Juan Capistrano and County of San Diego, 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 February 18, 2020 at Sacramento, California.



Lorenzo Duran
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 2/4/20

Claim Number: 17-TC-05

Matter: California Regional Water Quality Control Board, San Diego Region, Order No. R9-2017-0077, Sections A.1, A.3, and A.5

Claimants: City of San Juan Capistrano
County of San Diego

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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