



February 27, 2020

Mr. Jeffrey Melching  
Rutan & Tucker, LLP  
611 Anton Blvd., Suite 1400  
Costa Mesa, CA 92626

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

**RE: Notice of Extension Request Approval**

*Water Code Section 13383(a) Phase I MS4 Trash Order Issued to City of Irvine, Santa Ana Regional Water Quality Control Board, Effective June 2, 2017, 17-TC-26*  
City of Irvine, Claimant

Dear Mr. Melching:

On February 24, 2020, the Commission on State Mandates (Commission) received the City of Irvine's (claimant's) request for consolidation of "Test Claims 17-TC-07 through 17-TC-24 and 17-TC-26" and an extension of time to file rebuttal comments to the Department of Finance's (Finance's) Late Comments and to the State Water Resources Control Board's and the Santa Ana Regional Water Quality Control Board's (Water Boards') comments until 60 days after service of the decision on consolidation, currently due on **March 5, 2020**.

Please be reminded that these Test Claims have not been consolidated and the decision on whether to consolidate any or all of these matters for hearing will be made by the executive director *after all* comments, including the claimant's rebuttal comments, have been filed, and the records are closed and thoroughly reviewed for analysis and hearing.

Further, since these Test Claims have not been consolidated, this response singly addresses the above-captioned Test Claim, 17-TC-26. Section 1187.9(a) of the Commission's regulations provides that 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, the request for an extension of time shall be approved. Accordingly, the request for a 60-day extension of time to file rebuttal comments is approved. The claimant's rebuttal comments are now due **May 4, 2020**.

This matter remains tentatively set for hearing as specified on the Commission's updated pending caseload which may be found at: [https://www.csm.ca.gov/pending\\_caseload.php](https://www.csm.ca.gov/pending_caseload.php).

Sincerely,

Heather Halsey  
Executive Director

**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.

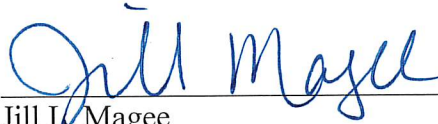
On February 28, 2020, I served the:

- **Notice of Extension Request Approval issued February 28, 2020**
- **Claimant's Request for Consolidation of Test Claims and Extension of Time filed February 24, 2020**

*Water Code Section 13383(a) Phase I MS4 Trash Order Issued to City of Irvine, Santa Ana Regional Water Quality Control Board, Effective June 2, 2017, 17-TC-26*  
City of Irvine, 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 February 28, 2020 at Sacramento, California.



Jill I. Magee

Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
(916) 323-3562

# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 2/27/20

**Claim Number:** 17-TC-26

**Matter:** Water Code Section 13383(a) Phase I MS4 Trash Order Issued to City of Irvine, Santa Ana Regional Water Quality Control Board, Effective June 2, 2017

**Claimant:** City of Irvine

### 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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