



May 13, 2024

Ms. Adriana Nuñez
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, CA 95814

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

Re: Notice Extension Request Approval and Postponement of Hearing
California Regional Water Quality Control Board, Los Angeles Region, Order No. R4-2021-0105, 22-TC-01
Los Angeles Regional Water Quality Control Board Order No. R4-2021-0105: Parts III.A.1, A.3.a, A.3.b, A.5.a, A.5.b, A.5.c, A.6; Parts IV.A.2 and B and Attachments J through S (except Attachments K, L and N); Part VII and Attachment E; Parts VIII.D.1, D.3, D.4; Parts VIII.F.3.c.i, F.3.c.ii, F.3.c.iii; Parts VIII.G.4.a, G.5.a, G.5.b.i, G.5.b.ii; Parts VIII.H.2 and H.5.b; and Parts VIII.I.5, I.6, I.8., effective September 11, 2021
County of Los Angeles and Los Angeles County Flood Control District, Claimants

Dear Ms. Nuñez:

On May 10, 2024, the Commission on State Mandates (Commission) received the State Water Resources Control Board's and the Los Angeles Regional Water Quality Control Board's (collectively, "the Water Boards") request for a 60-day extension of time to file written comments and postponement of hearing on the above-captioned Test Claim. The Water Boards' comments are currently due on May 13, 2024 and the Test Claim is tentatively scheduled for January 24, 2025.

Specifically, the Water Boards' request states that a 60-day extension of time to July 12, 2024 as well as the postponement of the tentatively scheduled hearing on this matter to the next regularly scheduled hearing is necessary because: the Test Claim raises numerous and complex issues and is over 2,000 pages long, including attachments; due to the complexity and length, considerable staff and attorney time is needed to analyze the merits and to research and provide comments; the staff attorney largely responsible for responding to the Test Claim has had a number personal medical matters preventing the ability to complete these comments; the Water Boards have also had to comply with litigation related deadlines that have prevented it from working on these comments. Finally, the request states that the Office of Chief Counsel is still experiencing ongoing and significant staffing shortages due to attorney rotations and departures. Extending the deadline for comments will allow the Water Boards the necessary time to prepare responses on this Test Claim.

Section 1187.9(a) of the Commission's regulations provides that any party or interested party to a matter may request an extension of time by filing a request with the executive director before the date set for filing of comments or rebuttals with Commission staff on that matter. The request shall fully explain the reasons for the extension, propose a new date for filing, and be certified, filed, and served in accordance with section 1181.3

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of these regulations. A party to a matter may request an extension of time that would necessitate rescheduling the hearing, but shall also include a request for postponement of the hearing, pursuant to subdivision (b) of this section. (Cal. Code. Regs., tit. 2 § 1187.9(a).)

Section 1187.9(b) of the Commission's regulations provides that while postponements are disfavored and pursuant to Government Code section 17530, the executive director has a duty to expedite all matters before the Commission, a request for postponement filed by an interested party may be approved by the executive director for good cause. (Cal. Code. Regs., tit. 2 § 1187.9(b)(1)(A), (b)(1)(F), and (b)(3)(D).)

Therefore, a 60-day extension from the original due date is approved for the Water Boards and their comments on the Test Claim are now due **by 5:00 p.m. on July 12, 2024**, and a postponement of hearing to the next regularly scheduled hearing is approved. This matter is now tentatively scheduled for hearing on **Friday, March 28, 2025**.

Sincerely,

 , for Heather Halsey

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 May 13, 2024, I served the:

- **Current Mailing List dated April 2, 2024**
- **Notice of Extension Request Approval and Postponement of Hearing issued May 13, 2024**
- **Water Boards' Request for Extension of Time and Postponement of Hearing filed May 10, 2024**

California Regional Water Quality Control Board, Los Angeles Region, Order No. R4-2021-0105, 22-TC-01

Los Angeles Regional Water Quality Control Board Order No. R4-2021-0105: Parts III.A.1, A.3.a, A.3.b, A.5.a, A.5.b, A.5.c, A.6; Parts IV.A.2 and B and Attachments J through S (except Attachments K, L and N); Part VII and Attachment E; Parts VIII.D.1, D.3, D.4; Parts VIII.F.3.c.i, F.3.c.ii, F.3.c.iii; Parts VIII.G.4.a, G.5.a, G.5.b.i, G.5.b.ii; Parts VIII.H.2 and H.5.b; and Parts VIII.I.5, I.6, I.8., effective September 11, 2021

County of Los Angeles and Los Angeles County Flood Control District, 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 May 13, 2024 at Sacramento, California.



David Chavez
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 4/2/24

**Claim
Number:** 22-TC-01

Matter: California Regional Water Quality Control Board, Los Angeles
Region, Order No. R4-2021-0105

Claimants: County of Los Angeles
Los Angeles 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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