



May 12, 2026

Mr. Howard Gest
Burhenn & Gest, LLP
12401 Wilshire Blvd, Suite 200
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And Parties, Interested Parties, and Interested Persons (See Mailing List)

RE: Notice of Test Claim to Non-Claimant Copermittees and Comment Period
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 Mr. Gest:

In the process of legal analysis of the above-stated Test Claim, the Commission on State Mandates (Commission) staff determined that, although the County of Los Angeles and the Los Angeles County Flood Control District filed the Test Claim and are the only claimants, the “class” of claimants subject to Order R4-2021-0105 is all of the city, county, and special district co-permittees including Ventura County, the Ventura County Watershed Protection District, and the Cities of Ventura, Camarillo, Fillmore, Moorpark, Ojai, Oxnard, Port Hueneme, Santa Paula, Simi Valley, Thousand Oaks, and Long Beach.

As you are no doubt aware, a “test claim” is the first claim filed with the Commission alleging that a statute or executive order imposes costs mandates by the state. (Gov. Code § 17521). The Commission will not hear duplicate claims and Commission decisions apply statewide to similarly situated school districts and local agencies. (Cal. Code Regs., tit. 2, §1183.1; see also *San Diego Unified School Dist. v. Commission on State Mandates* (2004) 33 Cal.4th 859, 872, fn. 10.) Thus, the test claim process “functions similarly to a class action and has been established to expeditiously resolve disputes affecting multiple agencies.” (Cal. Code Regs., tit. 2, §1181.2(r).) While multiple claimants may join together in a single test claim, pursuing this process is likely time barred due to the statute of limitations. (Cal. Code Regs., tit. 2, § 1183.1(b), (d).)

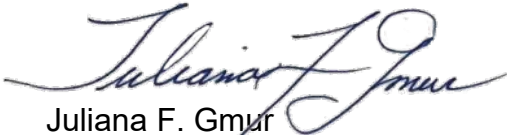
Since all copermittees listed above are subject to Order R4-2021-0105 and before the Commission decides issues binding on them, all non-claimant copermittees have been added to the mailing list and may provide comments on the Test Claim which may be found at: <https://csm.ca.gov/matters/22-TC-01/doc1.pdf>. Comments are due **by midnight on June 11, 2026**. Please note that all representations of fact submitted to the Commission must be signed under penalty of perjury by persons who are authorized

Mr. Gest
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and competent to do so and must be based upon the declarant's personal knowledge, information, or belief. (Cal. Code Regs., tit. 2, § 1187.5.) Hearsay evidence may be used for the purpose of supplementing or explaining other evidence but shall not be sufficient in itself to support a finding unless it would be admissible over an objection in civil actions. (Cal. Code Regs., tit. 2, § 1187.5.) The Commission's ultimate findings of fact must be supported by substantial evidence in the record. (Gov. Code § 17559(b).)

Comments filed with the Commission are required to be electronically filed (e-filed) in an unlocked legible and searchable PDF file, using the Commission's Dropbox. (Cal. Code Regs., tit. 2, § 1181.3(f).) Refer to <https://www.csm.ca.gov/dropbox.shtml> on the Commission's website for electronic filing instructions. If e-filing would cause the filer undue hardship or significant prejudice, filing may occur by first class mail, overnight delivery or personal service only upon approval of a request to the executive director. (Cal. Code Regs., tit. 2, § 1181.3(j).) To request an extension of time to file comments, please refer to section 1187.9(a) of the Commission's regulations.

Very truly yours,



Juliana F. Gmur
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 12, 2026, I served the:

- **Current Mailing List dated May 11, 2026**
- **Notice of Test Claim to Non-Claimant Copermittees and Comment Period issued May 12, 2026**

*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 12, 2026 at Sacramento, California.



Jill Magee
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 5/11/26

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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