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RECEIVED
April 11, 2017
**Commission on
State Mandates**

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April 11, 2017

VIA DROP BOX

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

Re: *California Regional Water Quality Control Board, Santa Ana Region,
Order No. R8-2010-0033, 10-TC -07, Request for Extension of Time to
File Rebuttal Comments*

Dear Ms. Halsey:

I am writing this letter on behalf of test claimants Riverside County Flood Control and Water Conservation District, County of Riverside and Cities of Beaumont, Corona, Hemet, Lake Elsinore, Moreno Valley, Perris and San Jacinto ("Joint Test Claimants") to request an extension of time to **May 31, 2017** for the filing of rebuttal comments on the test claim. I am the designated Claimant Representative for all Joint Test Claimants.

In a letter dated April 7, you notified the Joint Test Claimants that their test claim has been deemed complete. On behalf of the Joint Test Claimants, we thank you and your staff for that determination. The letter also indicated that two further submittals were required: (1) a written rebuttal to the comments filed on this test claim and (2) briefing on how the decision of the California Supreme Court in *Department of Finance v. Commission on State Mandates* applied to the test claim. Both submittals are requested to be filed by **May 8, 2017**.

I am writing to advise I will be out of the country from May 1 through May 16 and that my firm is currently working on several submittals to the Commission on various test claims. While we are working diligently to ensure the timely filing of all such submittals, due to my absence and the workload imposed on our firm and the Joint Test Claimants, we respectively request an extension of 23 days to **May 31, 2017** for the submittal of the written rebuttal comments. The Joint Test Claimants are not requesting

Ms. Heather Halsey

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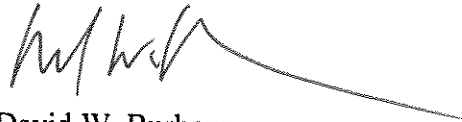
any extension of time for the submittal of the briefing on the impact of *Department of Finance* and we plan to submit that briefing to the Commission by the May 8 deadline. We also expect that this briefing will address issues that otherwise would be included in the written rebuttal comments.

As you know, the Commission is scheduled to hear this test claim on December 1, 2017. While we are fully cognizant of the Commission's desire to have prompt submission of pleadings in all test claims before it, we respectfully suggest that the short extension sought in this letter will not delay the work of your staff in its consideration of this test claim or require a postponement of the hearing date. Similarly, there would be no prejudice to any party or interested party from the requested extension.

Pursuant to 2 Cal. Code Reg. § 1187.9(a), so long as a postponement of the hearing would not be required, there is no prejudice to any party or interested party and there is no other good reason for denial, a request for extension shall be approved.

The Joint Test Claimants therefore respectfully request that their rebuttal comments on the joint test claim be due no later than **May 31, 2017**. Thank you in advance for your consideration of this request.

Very truly yours,

A handwritten signature in black ink, appearing to read 'David W. Burhenn', with a long horizontal line extending to the right.

David W. Burhenn

DB:dwb

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 April 13, 2017, I served the:

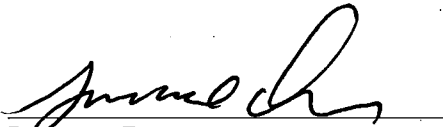
Extension Request and Notice of Extension Request Approval

California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0033, 10-TC-07

County of Riverside, Riverside County Flood Control and Water Conservation District, Cities of Beaumont, Corona, Hemet, Lake Elsinore, Moreno Valley, Perris, and San Jacinto, Co-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 April 13, 2017 at Sacramento, California.



Lorenzo Duran
Commission on State Mandates
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 4/7/17

Claim Number: 10-TC-07

Matter: California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0033

Claimants: City of Beaumont
City of Corona
City of Hemet
City of Lake Elsinore
City of Moreno Valley
City of Perris
City of San Jacinto
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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