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RECEIVED
August 13, 2014
**Commission on
State Mandates**

August 13, 2014

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

Served in accordance with 2 C.C.R. § 1181.3

Re: Request for Extension of Time to File Comments and Request for Postponement of Hearing for 10-TC-12 and 12-TC-01 (Water Conservation)

Dear Ms. Halsey:

Claimants South Feather Water and Power Agency, Paradise Irrigation District, Richvale Irrigation District, and Biggs-West Gridley Water District hereby request, pursuant to title 2, California Code of Regulations, section 1187.9(a), an extension of time to file comments in response to the Draft Proposed Decision that was issued on July 31, 2014, for 10-TC-12 and 12-TC-01 (*Water Conservation*). Commission staff has informed the undersigned that any extension of time to file comments in this matter will require postponement of the hearing to the next regularly scheduled Commission hearing, which staff stated will be held on December 5, 2014. Thus, these claimants also request a postponement of the hearing until the next regularly scheduled Commission hearing pursuant to section 1187.9(b).¹

Given that the original due date for comments was 36 calendar days before the scheduled hearing, the above-named claimants propose a new due date 36 calendar days before the next scheduled hearing. The extended due date will give the claimants and other interested parties

¹ If the Commission decides to hold the hearing tentatively scheduled for October 24, then that hearing date would be acceptable if notice of that hearing date were given in response to this request.

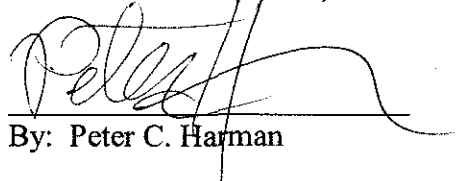
time to fully respond to the numerous, complicated issues presented in the Draft Proposed Decision, while leaving the Commission and its staff ample time to prepare for the hearing. Claimants Oakdale Irrigation District and Glenn-Colusa Irrigation District do not object to the requested extension and postponement.

Good cause exists to extend the comment due date and to postpone the hearing. Under 2 C.C.R. § 1187.9(b)(1)(F), “[t]he number and complexity of issues in the proposed decision” is a circumstance indicating that good cause exists for an extension and postponement. Here, the Draft Proposed Decision runs to 80 pages and evaluates dozens of individual new mandates, the existence, applicability, and reimbursability of which vary based on the identity of each of the six claimants. Although briefing was complete in January 2014, the Draft Proposed Decision was not issued until July 31—over six months later. From the date the Draft Proposed Decision was issued, the claimants were then given only four weeks to respond. Where Commission staff twice postponed the hearing in order to adequately address the numerous and complicated issues, equity requires that the claimants also be given additional time to respond. Given the complexity and number of the issues involved in these consolidated test claims, good cause exists to extend the due date for comments, which in turn requires postponing the hearing. In addition to the existence of good cause as defined in the regulations, the factors listed in section 1187.9(b)(2), also favor granting the extension and postponement.

Where, as here, Claimants have shown good cause and the request is submitted more than 15 days before the scheduled hearing date, the executive director “shall” approve the request for extension and postponement. (2 C.C.R. § 1187.9(b)(3)(A).) The claimants designated above therefore ask that the Executive Director approve these requests.

Respectfully Submitted,

**MINASIAN, MEITH, SOARES,
SEXTON & COOPER, LLP**



By: Peter C. Harman

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Yolo 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 August 15, 2014, I served the:

- **Approval of Request for Extension of Time and Postponement of Hearing**
- **Claimant Request for Extension of Time to File Comments and Request for Postponement of Hearing filed August 14, 2014**
- **Claimants' Request for Extension of Time to File Comments and Request for Postponement of Hearing filed August 13, 2014**

Water Conservation, 10-TC-12 and 12-TC-01

Water Conservation Act of 2009 et al.

South Feather Water and Power Agency, Paradise Irrigation District, Richvale Irrigation District, Biggs-West Gridley Water District, Oakdale Irrigation District, and Glenn-Colusa Irrigation 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 August 15, 2014 at Sacramento, California.



Jason Hone
Commission on State Mandates
980 Ninth Street, Suite 300
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(916) 323-3562

COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 8/5/14

Claim Number: 10-TC-12 and 12-TC-01

Matter: Water Conservation

Claimants: Glenn-Colusa Irrigation District
Oakdale Irrigation District
Paradise Irrigation District
South Feather Water and Power Agency

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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