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File No. 60282.00007

September 16, 2020



VIA CSM DROPBOX

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

Re: Notice of Change in Authority - Test Claim 17-TC-05

Dear Heather Halsey:

Claimants County of San Diego and San Juan Capistrano submit this notice of a change in authority that was rendered after Claimants submitted rebuttal comments in this matter: *Coast Community College District v. Commission on State Mandates* (Aug. 12, 2020) __ P.3d __. The decision is enclosed with this letter.

This case is cited in Claimants' Rebuttal comments in Section I.A.1.

In accordance with Commission Regulation 1181.3, this filing is true and correct to the best of the declarant's personal knowledge, information, or belief.

Sincerely,

Rebecca Andrews
for BEST BEST & KRIEGER LLP

RA:RJA

2020 WL 4692704

Only the Westlaw citation is currently available.
Supreme Court of California.

COAST COMMUNITY COLLEGE DISTRICT

v.

COMMISSION ON STATE MANDATES

(DEPARTMENT OF FINANCE)

S262663

|

August 12, 2020

Third Appellate District C080349

Opinion

*1 The petitions for review are granted. The parties are ordered to brief the following issues: 1. Whether regulations that establish minimum conditions entitling California community college districts to receive state aid constitute a reimbursable state mandate within the meaning

of [article XIII B, section 6 of the California Constitution](#). 2. Whether a court lacks jurisdiction under [article XIII B, section 6 of the California Constitution](#) to make subvention findings on statutes that were not specifically identified in an initial test claim. 3. Whether a court lacks jurisdiction to remand a test claim based on a statute that was the subject of a prior final decision by the Commission on State Mandates. The requests for an order directing depublication of the opinion are granted. The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed April 2, 2020 and modified on May 1, 2020, which appears at [47 Cal.App.5th 415](#), [261 Cal.Rptr.3d 26](#). (Cal. Const., art. VI, § 14; Cal. Rules of Court, rule 8.1125(c) (1).)

Votes: [Cantil-Sakaue](#), C.J., [Chin](#), [Corrigan](#), [Liu](#), [Cuéllar](#), [Kruger](#) and [Groban](#), JJ.

All Citations

--- P.3d ----, 2020 WL 4692704 (Mem)

End of Document

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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 September 16, 2020, I served the:

- **Claimants' Notice of Change in Legal Authority filed September 16, 2020**

*California Regional Water Quality Control Board, San Diego Region,
Order No. R9-2017-0077, Sections A.1, A.3, and A.5, 17-TC-05
City of San Juan Capistrano and County of San Diego, 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 September 16, 2020 at Sacramento, California.



Jill L. Magee
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 8/4/20

Claim Number: 17-TC-05

Matter: California Regional Water Quality Control Board, San Diego Region, Order No. R9-2017-0077, Sections A.1, A.3, and A.5

Claimants: City of San Juan Capistrano
County of San Diego

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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