

**COMMISSION ON STATE MANDATES**

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June 3, 2010

Ms. Maruch Atienza  
Los Angeles Unified School District  
333 South Beaudry Street, 26<sup>th</sup> Floor  
Los Angeles, CA 90017

Mr. Robert Miyashiro  
Education Mandated Cost Network  
1121 L Street, Suite 1060  
Sacramento, CA 95814

*And Affected State Agencies and Interested Parties (see enclosed mailing list)*

Re: **Adopted Decision to Dismiss Withdrawn Test Claim**  
*Clean School Restrooms*, 04-TC-01  
Education Code Sections 17070.755, 17584.3, and 35292.5  
Statutes 2003, Chapters 358 (AB 1124) and 909 (SB 892)  
Office of Public School Construction, State Allocation Board, and  
State Department of General Services Forms: SAB Forms 40-21, 50-04, 892, 892R

Dear Ms. Atienza and Mr. Miyashiro:

On May 27, 2010, the Commission on State Mandates adopted the enclosed decision on the above-named matter.

Please contact Nancy Patton at (916) 323-8217 if you have questions.

Sincerely,

  
PAULA HIGASHI  
Executive Director

Enclosure

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BEFORE THE  
COMMISSION ON STATE MANDATES  
STATE OF CALIFORNIA

IN RE TEST CLAIM:

Education Code Sections 17070.755, 17584.3, and 35292.5; Statutes 2003, Chapter 358 (AB 1124); Statutes 2003, Chapter 909 (SB 892),

Office of Public School Construction, State Allocation Board, and State Department of General Services Forms: SAB Forms 40-21, 50-04, 892, 892R

Filed on December 22, 2004, and withdrawn on March 25, 2010,

By Los Angeles Unified District, Claimant.

Case No.: 04-TC-01

*Clean School Restrooms*

DECISION TO DISMISS WITHDRAWN TEST CLAIM PURSUANT TO GOVERNMENT CODE SECTION 17500 ET SEQ.; CALIFORNIA CODE OF REGULATIONS, TITLE 2, DIVISION 2, CHAPTER 2.5, ARTICLE 7, SECTION 1183.08

(Adopted on May 27, 2010)

**DECISION TO DISMISS WITHDRAWN TEST CLAIM**

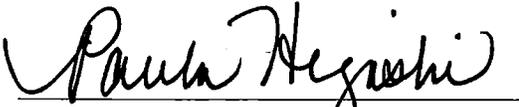
On March 25, 2010, claimant requested withdrawal of the test claim filing *Clean School Restrooms* (04-TC-01). Claimant's request was served in writing, and a sixty-day notice of this withdrawal and dismissal was provided pursuant to California Code of Regulations, title 2, section 1183.08.

No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before May 24, 2010.

**CONCLUSION**

IT IS HEREBY ORDERED that the test claim filing, *Clean School Restrooms* (04-TC-01), is dismissed, without prejudice, pursuant to California Code of Regulations, title 2, section 1183.08.

Any claimant may file a new test claim on the above-referenced test claim legislation. However, any such claim shall be subject to a new filing date and to the statute of limitations pursuant to Government Code section 17551.

  
PAULA HIGASHI, Executive Director

Dated: June 3, 2010

# Commission on State Mandates

Original List Date: 12/29/2004  
Last Updated: 3/29/2010  
List Print Date: 06/01/2010  
Claim Number: 04-TC-01  
Issue: Clean School Restrooms

## Agenda Mailing List

### TO ALL PARTIES AND INTERESTED PARTIES:

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, § 1181.2.)

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