

COMMISSION ON STATE MANDATES

980 NINTH STREET, SUITE 300

SACRAMENTO, CA 95814

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March 3, 2009

Mr. Frederick G. Soley
City Attorney
City of Vallejo
555 Santa Clara Street
Vallejo, CA 94590

And Affected State Agencies and Interested Parties (See Enclosed Mail List)

Re: Notice of Withdrawal of Test Claim*Ferry Assets, 07-TC-07*

Government Code Sections 66540 through 66540.69 and Streets and Highway

Code Sections 30913 and 30914

Statutes 2007, Chapter 734 (SB 976)

Dear Mr. Soley:

On February 26, 2009, Ms. Holly Whatley with the law firm of Colantuono & Levin, PC, notified the Commission on behalf of the City of Vallejo, that the City of Vallejo's test claim, *Ferry Assets* (07-TC-07) was being withdrawn.

Section 1183 of the Commission's regulations require a test claimant to designate one person as sole representative for the test claim. The City of Vallejo designated you as its sole representative on this matter. Therefore, the Commission cannot accept the letter noticing withdrawal from Ms. Whatley. The City may submit a signed authorization designating Ms. Whatley as its sole representative for this test claim, and Ms. Whatley could then reissue the withdrawal letter. Alternatively, you may issue a letter noticing withdrawal of the test claim.

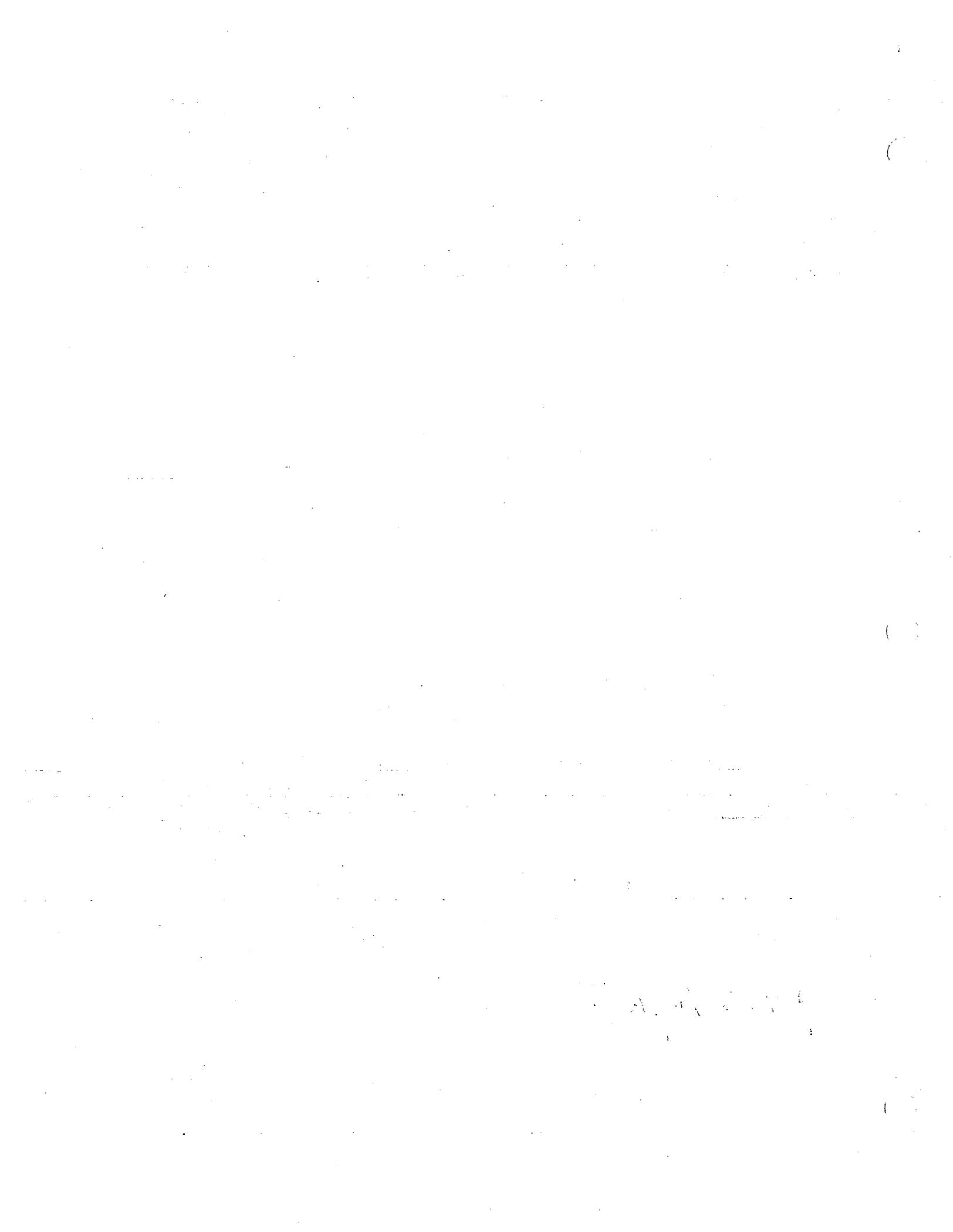
Please contact Nancy Patton at (916) 323-8217 if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Paula Higashi".

PAULA HIGASHI
Executive Director

J:\mandates\2007\07tc07\withdrawalltr A



Holly O. Whatley
HWhatley@CLLAW.US
(213) 533-4190

RECEIVED

FEB 26 2009

COMMISSION ON
STATE MANDATES

Colantuono & Levin, PC

11406 Pleasant Valley Road

Penn Valley, CA 95946-9024

Main: (530) 432-7357

FAX: (530) 432-7356

WWW.CLLAW.US

February 24, 2009

VIA FIRST CLASS MAIL

Ms. Paula Higashi
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814

**Re: City of Vallejo; Withdrawal of Test Claim
Claim Number CSM-07-TC-07, "Ferry Assets."**

Dear Ms. Higashi:

We represent the City of Vallejo ("Vallejo") in the above test claim ("the Test Claim"). Vallejo's Test Claim relates to Senate Bill 976, the San Francisco Bay Area Water Emergency Transportation Response and Disaster Recovery Act (the "Act"), which was effective January 1, 2008 and which created a new entity named the Water Emergency Transportation Agency ("WETA"). Vallejo's test claim asks the Commission to determine whether the Act, by authorizing WETA to seize, without compensation, certain of Vallejo's assets, including its ferries, parking lots, contracts, and other real and personal property associated with its ferries, constitutes a reimbursable state mandate on local agencies within the meaning of Section 6 of Article XIII B of the California Constitution.

The purpose of this letter is to inform the Commission, all parties and interested parties that Vallejo is withdrawing its Test Claim. This application for withdrawal of Vallejo's Test Claim is being served on all parties and interested parties, pursuant to California Code of Regulations, title 2, chapter 2.5, sections 1181.2 and 1183.08.

February 24, 2009

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Thank you for your attention to this matter. If you have any questions about the contents of this letter, please contact me at the number listed above.

Very truly yours,

A handwritten signature in black ink, appearing to read "Holly O. Whatley". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Holly O. Whatley

HOW:emb

Enclosure (Service List)

cc: Service List

Colantuono & Levin, PC
555 West 5th Street, 31st Floor
Los Angeles, CA 90013

SERVICE LIST

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Ms. Carla Castaneda
Department of Finance
915 L Street, 12th Floor
Sacramento, CA 95814

Ms. Ginny Brummels
Division of Accounting and Reporting
State Controller's Office
3301 C Street, Suite 501
Sacramento, CA 95816

Mr. David Zocchetti
Office of Emergency Services
3650 Schriever Avenue
Mather, CA 95655

Mr. Christopher McKenzie
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

Mr. Francis F. Chin
Metropolitan Transportation Commission
101 Eighth Street
Oakland, CA 94607

Ms. Harmeet Barkschat
Mandate Resource Services
5325 Elkhorn Bl., #307
Sacramento, CA 95842

Mr. Steve Smith
Steve Smith Enterprises, Inc.
3323 Watt Avenue, #291
Sacramento, CA 95821

Ms. Annette Chinn
Cost Recovery Systems, Inc.
705-2 E. Bidwell Street, #294
Folsom, CA 95630

Mr. David Wellhouse
David Wellhouse & Associates, Inc.
9175 Kiefer Bl., Suite 121
Sacramento, CA 95826

Mr. Jim Spano
State Controller's Office (B-08)
Division of Audits
300 Capitol Mall, Suite 518
Sacramento, CA 95814

Ms. Susan Geanacou
Department of Finance (A-15)
915 L Street, Suite 1190
Sacramento, CA 95814

Mr. J. Bradley Burgess
Public Resource Management Group
895 La Sierra Drive
Sacramento, CA 95864

Mr. Allen Burdick
MAXIMUS
4320 Auburn Bl., Suite 2000
Sacramento, CA 95841

Mr. Leonard Kaye
County of Los Angeles
Auditor-Controller's Office
500 W. Temple Street, Room 603
Los Angeles, CA 90012

Mr. Glen Everroad
City of Newport Beach
3300 Newport Bl.
P.O. Box 1768
Newport Beach, CA 92659

Ms. Bonnie Ter Keurst
County of San Bernardino
Office of the Auditor/Controller-Recorder
222 W. Hospitality Lane
San Bernardino, CA 92415

Commission on State Mandates

Original List Date: 3/7/2008
Last Updated:
List Print Date: 03/03/2009
Claim Number: 07-TC-07
Issue: Ferry Assest

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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| Ms. Harmeet Barkschat Mandate Resource Services, LLC 5325 Elkhorn Blvd. #307 Sacramento, CA 95842 | Tel: (916) 727-1350 Fax: (916) 727-1734 |
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| Mr. Steve Smith Steve Smith Enterprises, Inc. 2200 Sunrise Blvd., Suite 220 Gold River, CA 95670 | Tel: (916) 852-8970 Fax: (916) 852-8978 |
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| Ms. Annette Chinn Cost Recovery Systems, Inc. 705-2 East Bidwell Street, #294 Folsom, CA 95630 | Tel: (916) 939-7901 Fax: (916) 939-7801 |
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| Ms. Ginny Brummels State Controller's Office (B-08) Division of Accounting & Reporting 3301 C Street, Suite 500 Sacramento, CA 95816 | Tel: (916) 324-0256 Fax: (916) 323-6527 |
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| Mr. David Wellhouse David Wellhouse & Associates, Inc. 9175 Kiefer Blvd, Suite 121 Sacramento, CA 95826 | Tel: (916) 368-9244 Fax: (916) 368-5723 |
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| Mr. Jim Spano State Controller's Office (B-08) Division of Audits 300 Capitol Mall, Suite 518 Sacramento, CA 95814 | Tel: (916) 323-5849 Fax: (916) 327-0832 |
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| Ms. Susan Geanacou Department of Finance (A-15) 915 L Street, Suite 1280 Sacramento, CA 95814 | Tel: (916) 445-3274 Fax: (916) 449-5252 |
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| Ms. Jolene Tollenaar MGT of America 455 Capitol Mall, Suite 600 Sacramento, CA 95814 | Tel: (916) 712-4490 Fax: (916) 290-0121 |
| Mr. Allan Burdick MAXIMUS 3130 Kilgore Road, Suite 400 Rancho Cordova, CA 95670 | Tel: (916) 471-5538 Fax: (916) 366-4838 |
| Mr. Leonard Kaye County of Los Angeles Auditor-Controller's Office 500 W. Temple Street, Room 603 Los Angeles, CA 90012 | Tel: (213) 974-9791 Fax: (213) 617-8106 |
| Ms. Carla Castaneda Department of Finance (A-15) 915 L Street, 12th Floor Sacramento, CA 95814 | Tel: (916) 445-3274 Fax: (916) 323-9584 |
| Mr. Glen Everroad City of Newport Beach 3300 Newport Blvd. P. O. Box 1768 Newport Beach, CA 92659-1768 | Tel: (949) 644-3127 Fax: (949) 644-3339 |
| Ms. Bonnie Ter Keurst County of San Bernardino Office of the Auditor/Controller-Recorder 222 West Hospitality Lane San Bernardino, CA 92415-0018 | Tel: (909) 386-8850 Fax: (909) 386-8830 |
| Mr. David Zocchetti Office of Emergency Services 3650 Schriever Avenue Mather, CA 95655-4203 | Tel: (916) 845-8537 Fax: (916) 845-8511 |
| Mr. Christopher McKenzie League of California Cities 1400 K Street, #400 Sacramento, CA 95814 | Tel: (916) 658-8200 Fax: (916) 000-0000 |
| Mr. Frederick G. Soley City of Vallejo 555 Santa Clara Street Vallejo, CA 94590 | Tel: Fax: |
| Ms. Francis F. Chin Metropolitan Transportation Commission 101 Eighth Street Oakland, CA 94607 | Tel: Fax: |

Mr. Ken Moy
Association of Bay Area Governments
101 Eighth Street
Oakland, CA 94607

Tel:

Fax:

Water Emergency Transportation Authority
Pier 9, Suite 111, The Embarcadero
San Francisco, CA 94111

Tel:

Fax:

San Francisco Bay Conservation and Development
50 California Street, Suite 2600
San Francisco, 94111

Tel:

Fax:

