

## COMMISSION ON STATE MANDATES

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May 16, 2014

Ms. Renee Bischof  
Elections Division Manager  
County of Santa Barbara  
4440 Calle Real - A  
Santa Barbara, CA 93110

*And Parties, Interested Parties, and Interested Persons (See Mailing List)*

Re: **Notice of Postponement Approval**

*Post Election Manual Tally (PEMT)*, 10-TC-08

Former California Code of Regulations, Title 2, Sections 20120, 20121, 20122,  
20123, 20124, 20125, 20126 and 20127; Register 2008, No.43

County of Santa Barbara, Claimant

Dear Ms. Bischof:

On May 16, 2014, the Commission on State Mandates (Commission) received your request to postpone the May 30, 2014 hearing on the above-named matter.

Pursuant to section 1183.01(c)(2)(C) of the Commission's regulations, a request to postpone filed by the claimant less than fifteen (15) days before the hearing *may* be approved for good cause. Continuances and postponements are disfavored and pursuant to Government Code section 17530, the executive director has a duty to expedite all matters before the Commission.

On April 15, 2014, you requested and were granted an extension of time to comment to April 25, 2014, based on your statement of good cause that "staff members assigned to work on this matter have competing workload demands and commitments due to the upcoming June 3, 2014 Statewide Direct Primary Election and need sufficient time to provide appropriate comments."<sup>1</sup> At that time, you informed me via email that you would not be requesting a postponement of the hearing. The request submitted today states that due to "the close proximity of the June 3, 2014 Statewide Direct Primary Election to the hearing on this test claim scheduled for May 30, 2014, attending the hearing on May 30, 2014 would create a hardship on our staff in the conduct of the election."<sup>2</sup>

The June 3, 2014 election is not unforeseen or new and it was the reason for the request for extension in April, which did not include a request for postponement, as it certainly could have. Moreover, Commission staff prioritized this item for completion and hearing in May, devoting significant staff time to preparing the analysis and the hearing item, some of which could have been avoided by an earlier request for postponement. As a result, other local government claimants will not have their items heard in May.

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<sup>1</sup> Claimant, Request for Extension of Time to File Comments filed April 15, 2014.

<sup>2</sup> Claimant, Request for Postponement filed May16, 2014.

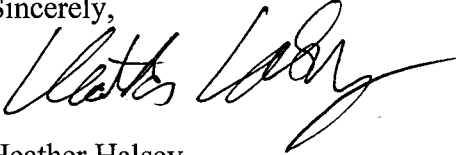
Ms. Renee Bischof  
May 16, 2014  
Page 2

Nonetheless, given that you are the manager of the Elections Division, and thus critical staff for the election, and that the election is on June 3, 2014, your request for postponement of hearing is approved for good cause. However, any further requests for postponement of this matter will be disfavored.

Therefore, this matter is now set for hearing on **July 25, 2014**, at 10:00 a.m. in Room 447 of the State Capitol, Sacramento, California.

Please contact Jason Hone at (916) 323-3562 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Heather Halsey", written in a cursive style.

Heather Halsey  
Executive Director

**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 May 16, 2014, I served the:

**Claimant Request for Postponement; and  
Notice of Postponement Approval**

*Post Election Manual Tally (PEMT)*, 10-TC-08

Former California Code of Regulations, Title 2, Sections 20120, 20121, 20122,  
20123, 20124, 20125, 20126 and 20127; Register 2008, No.43

County of Santa Barbara, Claimant

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 May 16, 2014 at Sacramento, California.

  
\_\_\_\_\_  
Jason Hone  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
(916) 323-3562

# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 4/30/14

**Claim Number:** 10-TC-08

**Matter:** Post Election Manual Tally (PEMT)

**Claimant:** County of Santa Barbara

### 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, § 1181.2.)

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