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WRITER'S DIRECT NUMBER  
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WRITER'S E-MAIL ADDRESS  
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January 23, 2026

**VIA DROP BOX**

Ms. Juliana F. Gmur  
Executive Director  
Commission on State Mandates  
980 9<sup>th</sup> Street, Suite 300  
Sacramento, CA 95814

Re: Notice of Agreement to Change of Claim Representative, California  
Regional Water Quality Control Board, Santa Ana Region, Order  
No. R8-2010-0036, 10-TC-10

Dear Ms. Gmur:

Pursuant to Cal. Code Regs. tit. 2, § 1187.8(a), I am writing as incoming Claim Representative for Claimants in the above-referenced Joint Test Claim to provide notice of Claimants' agreement to substitute me, Howard Gest of the law firm of Burhenn & Gest LLP, in place of David W. Burhenn of the same firm as Claim Representative. Section 1187.8(a) directs that notice of such change should be certified, filed and served as provided in Cal. Code Regs. tit. 2, § 1181.3.

Attached to this letter is the Notice of Agreement by Claimants to substitute me as Claim Representative, along with signed and certified statements signed by representatives of each Claimant consenting to such substitution.

Please contact me if you or your staff have any questions. I will be serving as Claim Representative in this matter from this date forward. Thank you.

I declare under penalty of perjury that the foregoing, signed on January 23, 2026, is true and correct to the best of my personal knowledge, information or belief.

Very truly yours,  
  
Howard Gest  
Claim Representative  
Address, phone and email set forth above

**NOTICE OF AGREEMENT TO CHANGE OF CLAIM REPRESENTATIVE**

*CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD, SANTA ANA  
REGION,*

*ORDER NO. R8-2010-0036*

**TEST CLAIM 10-TC-10**

The undersigned representatives of Claimants in the above-referenced Test Claim hereby agree to the substitution of Howard Gest, Esq. of Burhenn & Gest LLP as Claim Representative for the Test Claim in place of David W. Burhenn, Esq. of Burhenn & Gest LLP.

Each of our signatures is affixed to this document.

SAN BERNARDINO COUNTY

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By: 

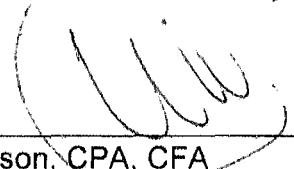
Ensen Mason, CPA, CFA  
Auditor-Controller/Treasurer/Tax Collector

Date: October 27, 2025

268 W. Hospitality Lane, 4<sup>th</sup> Floor  
San Bernardino, CA 92415  
(909) 382-7000  
Ensen.Mason@sbcountyatc.gov

SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By: 

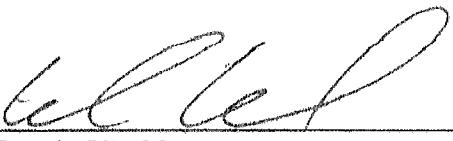
Ensen Mason, CPA, CFA  
Auditor-Controller/Treasurer/Tax Collector

Date: October 27, 2025

268 W. Hospitality Lane, 4<sup>th</sup> Floor  
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(909) 382-7000  
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CITY OF BIG BEAR LAKE

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By:   
Erik Sund, City Manager

Date: 11/6/25, 2025

39707 Big Bear Blvd.  
Big Bear Lake, CA 92315  
(909) 866-5832  
[bb lcm@citybigbearlake.com](mailto:bb lcm@citybigbearlake.com)

CITY OF CHINO

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By: 

Dr. Linda Reich, City Manager

Date: 11-3, 2025

13220 Central Avenue  
Chino, CA 91710  
(909) 334-3290  
[lreich@cityofchino.org](mailto:lreich@cityofchino.org)

CITY OF CHINO HILLS

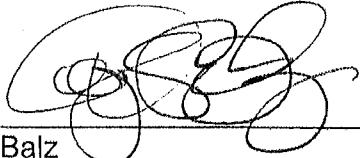
I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By: Ben Montgomery

Benjamin Montgomery, City Manager  
14000 City Center Dr.  
Chino Hills, CA 91709  
(909) 364-2610  
bmontgomery@chinohills.org

Date: 11/3/2025

ATTEST:

  
\_\_\_\_\_  
Cheryl Balz  
City Clerk

Date: 11/4/2025

CITY OF FONTANA

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By:   
Matthew C. Ballantyne, City Manager

Date: Dec. 9th, 2025

8353 Sierra Ave.  
Fontana, CA 92355  
(909) 350-7600  
mballantyne@fontana.ca.gov

CITY OF HIGHLAND

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By: Carlos J.  
Carlos Zamano, City Manager

Date: November 3, 2025

27215 Base Line  
Highland, CA 92346  
(909) 864-6861  
czamano@cityofhighland.org

CITY OF MONTCLAIR

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

By:   
Edward C. Starr, City Manager

Date: Nov. 11, 2025

5111 Benito St.  
Montclair, CA 91763  
(909) 625-9405

~~Email???~~  
ecstarr@cityofmontclair.org

CITY OF ONTARIO

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.

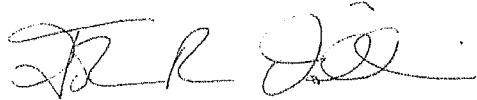
By:   
Scott Ochoa, City Manager

Date: January 5, 2026

303 E. B Street  
Ontario, CA 91764  
(909) 395-2392  
SOchoa@ontarioca.gov

CITY OF RANCHO CUCAMONGA

I declare under penalty of perjury that the foregoing, signed on the date set forth below, is true and correct to the best of my personal knowledge, information, or belief.



By: \_\_\_\_\_  
John R. Gillison, City Manager

Date: October 23, 2025

10500 City Center Dr.  
Rancho Cucamonga, CA 91730  
(909) 477-2700  
John.Gillison@cityofrc.us

## 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 January 26, 2026, I served the:

- **Current Mailing List dated January 26, 2026**
- **Claimants' Notice of Change of Representation filed January 23, 2026**

*California Regional Water Quality Control Board, Santa Ana Region,  
Order No. R8-2010-0036, 10-TC-10*

County of San Bernardino, San Bernardino County Flood Control District,  
Cities of Big Bear Lake, Chino, Chino Hills, Fontana, Highland,  
Montclair, Ontario, and Rancho Cucamonga, 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 January 26, 2026 at Sacramento, California.



David Chavez  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
(916) 323-3562

# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 1/26/26

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

**Matter:** California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0036

**Claimants:**

- City of Big Bear Lake
- City of Chino
- City of Chino Hills
- City of Fontana
- City of Highland
- City of Montclair
- City of Ontario
- City of Rancho Cucamonga
- County of San Bernardino
- San Bernardino County Flood Control District

### 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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**Ensen Mason**, Auditor-Controller/Treasurer/Tax Collector, *County of San Bernardino*  
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**Michelle Mendoza**, *MAXIMUS*  
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**Lori Okun**, Attorney IV, *State Water Resources Control Board*

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**Erika Opp**, Administrative Analyst, *City of St. Helena*

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