

**COMMISSION ON STATE MANDATES**

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July 13, 2011

Mr. Geoffrey K. Hunt  
County of Orange  
10 Civic Center Plaza  
P.O. Box 1379  
Santa Ana, CA 92702-1379

*And Affected State Agencies and Interested Parties (See Mailing List)*

**Re: Notice of Complete Test Claim Filing and Schedule for Comments**  
*San Diego Region Water Permit – Orange County, 10-TC-11*  
California Regional Water Quality Control Board, San Diego Region, Order No.  
R9-2009-0002, effective December 16, 2009  
County of Orange, Orange County Flood Control District, Cities of Dana Point,  
Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, and San Juan Capistrano,  
Co-Claimants

Dear Mr. Hunt:

On June 30, 2011, the County of Orange, Orange County Flood Control District, Cities of Dana Point, Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, and San Juan Capistrano filed a joint test claim on the above-named matter. Your June 20 letter states: "The County is the contact for this joint Test Claim." When we spoke earlier this week you confirmed that, consistent with California Code of Regulations, title 2 (the Commission's regulations), section 1183(h)(3), "the claimants have designated one contact person [you] to act as the resource for information regarding the test claim." Upon initial review, Commission staff found the test claim to be complete. The Commission on State Mandates (Commission) is now requesting state agencies and interested parties to comment on the test claim as specified below.

**State Agency Review of Test Claim**

State agencies receiving this letter are requested to analyze the merits of the test claim and to file written comments on or before **August 12, 2011**. Alternatively, if a state agency chooses not to respond to this request, please submit a written statement of non-response to the Commission. Requests for extensions of time may be filed in accordance with the sections 1183.01(c) and 1181.1(h) of the Commission's regulations.

**Claimant Rebuttal**

The claimant and interested parties may file rebuttals to state agencies' comments under section 1183.02 of the Commission's regulations. The rebuttal is due 30 days from the service date of written comments.

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**Process for Filing Comments**

The Commission will promulgate a mailing list of parties, interested parties, and interested persons for each test claim and provide the list to those included on the list, and to anyone who requests a copy.

You are advised that comments filed with the Commission are required to be simultaneously served on the other interested parties on the mailing list, and to be accompanied by a proof of service. (Cal. Code Regs., tit. 2, § 1181.2.) However, this requirement may also be satisfied by electronically filing your documents on the Commission's website. Please see the Commission's website at [http://www.csm.ca.gov/dropbox\\_procedures.shtml](http://www.csm.ca.gov/dropbox_procedures.shtml) for instructions on electronic filing. The comments will be posted on the Commission's website and the mailing list will be notified by electronic mail of the posting and the comment period. This procedure will satisfy all the service requirements under section 1181.2(c) of the Commission's regulations.

Please contact Heidi Palchik at (916) 323-8218 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Nancy Patton", with a large, stylized initial "N" and "P".

Nancy Patton

Assistant Executive Director

## Commission on State Mandates

Original List Date: 7/11/2011  
Last Updated: 7/11/2011  
List Print Date: 07/11/2011  
Claim Number: 10-TC-11  
Issue: San Diego Region Water Permit - Orange County

### 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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**DECLARATION OF SERVICE BY EMAIL**

I, the undersigned, declare as follows:

I am a resident of the County of Solano 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 July 13, 2011, I served the:

**Notice of Complete Test Claim Filing and Schedule for Comments**

*San Diego Region Water Permit – Orange County, 10-TC-11*  
California Regional Water Quality Control Board, San Diego Region, Order No.  
R9-2009-0002, effective December 16, 2009  
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Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, and San Juan Capistrano,  
Co-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 July 13, 2011 at Sacramento, California.

A handwritten signature in cursive script, appearing to read "Heidi J. Palchik", written over a horizontal line.

Heidi J. Palchik