



March 24, 2026

Viviana L. Heger
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And Parties, Interested Parties, and Interested Persons (See Mailing List)

Re: Notice of Extension Request Approval For Claimant's Rebuttal

California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2022-0018, 22-TC-07, as modified by Order No. R2-2023-0019; NPDES Permit No. CAS612008; Provisions C.3.b.ii(4), C.3.b.ii(5), C.3.j.ii(1)(a)-(g), C.3.j.ii(4), C.3.j.ii(2)(a)-(j), C.5.f, C.8.d, C.8.e, C.8.f, C.10.a.i, C.10.a.ii, C.10.e, C.11.c, C.12.a, C.12.c, C.15.b.iii, C.17.a, C.20.b, C.21.b, issued May 11, 2022, effective July 1, 2022
Union City, Claimant

Dear Ms. Heger:

On October 16, 2025, claimant Union City requested a 154-day extension of time to file rebuttal comments on the above-stated Test Claim, currently due on October 20, 2025, and to postpone the February 13, 2026 hearing date to October 9, 2026. The request was accompanied by a fully executed Stipulation of the Parties to Waive Procedural Requirements. This request was granted with a reminder of my duty to expedite all matters before the Commission.

On March 20, 2026, claimant Union City requested a 60-day extension of time to file rebuttal comments on the above-stated Test Claim, currently due on March 23, 2026. The basis of the request is:

the number and complexity of the issues, our inability to obtain essential testimony, documents, or other material evidence. The Regional Board's comments consist of approximately 11,926 pages and due to the complexity of the comments, we reasonably continue to require additional time to respond. Our request does not require postponement of the October 9, 2026 hearing therefore this should not cause prejudice to the Regional Board which has sought similar extensions of time to file comments. (See Regional Board's Requests for Extension on July 8, 2024, September 6, 2024, November 6, 2025, January 3, 2025, March 10, 2025, May 6, 2025.) Due to the complexity of the Test Claim, considerable attorney time and ACCWP time is needed to analyze the Regional Board's comments related to the merits of the Test Claim. ACCWP, its members, and counsel must conduct legal and factual research and provide responses to the Regional Board's comments.

At this time, ACCWP, its members, and counsel also are continuing to submit claims for CSM Test Claim Nos. 10-TC-02, 10-TC-03, and 10-TC-05. Those consolidated Test Claims cover several fiscal years' time and continue to require ACCWP resources to be devoted to submission

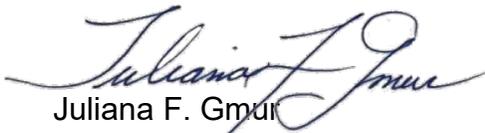
following the October 30, 2025 deadline. This hinders and often prevents ACCWP, its members, and outside counsel from working on the responses to the Regional Board's comments during the same time frame that applies to this case. These competing obligations and deadlines and lack of resources provide additional good cause to provide additional time for rebuttal comments in this matter.

The claimant requests a due date of May 22, 2026.

While I realize that the issues presented in matters involving stormwater are complex and the Commission requires a full and complete record upon which to base its decisions, I must expedite matters and keep the Commission's meeting calendar running smoothly. (Gov. Code § 17530; Cal. Code. Regs., tit. 2 § 1187.9(b).) The parties to this matter have now been granted 15 extensions for filing comments: Water Boards' requests of July 8, September 6, and November 6, 2024, January 3, March 10, and May 6, 2025; Finance's requests of July 11, September 10, and November 8, 2024, January 14, March 12, and May 12, 2025; and Claimant's requests of August 13, October 16, 2025 and March 20, 2026. These extensions and their impact on the Commission's calendar will weigh heavily should any further extensions be requested.

This request is granted. Pursuant to Commission regulation Section 1187.9(a)(1), the request by the claimant did not include a postponement of the hearing, does not prejudice any party, and there is no other good reason for denial. Therefore, the claimant's rebuttal on the Test Claim is now due **before midnight on May 22, 2026**. This matter remains tentatively scheduled for hearing on **Friday, October 9, 2026**.

Very truly yours,



Juliana F. Gmur
Executive Director

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 March 24, 2026, I served the:

- **Current Mailing List dated March 5, 2026**
- **Notice of Extension Request Approval For Claimant's Rebuttal issued March 24, 2026**
- **Claimant's Request for Extension of March 23, 2026 Deadline to Respond to July 15, 2025 Comments from San Francisco Bay Regional Water Quality Control Board and July 21, 2025 Comments from Department of Finance filed March 20, 2026**

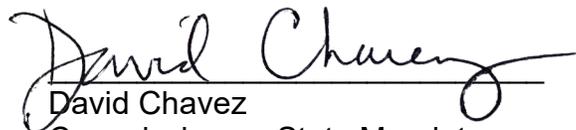
*California Regional Water Quality Control Board, San Francisco Bay Region,
Order No. R2-2022-0018, 22-TC-07*

California Regional Water Quality Control Board, San Francisco Bay Region,
Order No. R2-2022-018, as modified by Order No. R2-2023-0019; NPDES
Permit No. CAS612008; Provisions C.3.b.ii(4), C.3.b.ii(5), C.3.j.ii(1)(a)-(g),
C.3.j.ii(4), C.3.j.ii(2)(a)-(j), C.5.f, C.8.d, C.8.e, C.8.f, C.10.a.i, C.10.a.ii, C.10.e,
C.11.c, C.12.a, C.12.c, C.15.b.iii, C.17.a, C.20.b, C.21.b, issued May 11, 2022,
effective July 1, 2022

Union City, 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 March 24, 2026 at Sacramento, California.



David Chavez
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 3/5/26

Claim Number: 22-TC-07

Matter: California Regional Water Quality Control Board, San Francisco Bay Region,
Order No. R2-2022-0018

Claimant: Union City

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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