



October 30, 2025

Ms. Annette Chinn
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State Controller's Office
Local Government
Programs and Services
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Mr. Jevin Kaye
City of Rancho Cucamonga
10500 Civic Center Drive
Rancho Cucamonga, CA
91729

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

**Re: Notice of Complete Incorrect Reduction Claim with Intent to Consolidate,
Schedule for Comments, and Notice of Tentative Hearing Date**

Identity Theft, 25-0308-I-01

Statutes 2000, Chapter 956 (AB 1897); Penal Code Section 530.6(a)

Fiscal Years: 2002-2003, 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-
2008, 2008-2009, 2009-2010, 2010-2011, 2011-2012, 2012-2013

City of Rancho Cucamonga, Claimant

Dear Ms. Chinn, Ms. Kato, and Mr. Kaye:

On September 2, 2025, the City of Rancho Cucamonga filed the above-captioned Incorrect Reduction Claim (IRC) with the Commission on State Mandates (Commission), based on the State Controller's (Controller's) reductions to its reimbursement claims for costs incurred under the *Identity Theft*, 03-TC-08 program, for fiscal years 2002-2003 through 2012-2013, with the intent to consolidate on behalf of other similarly situated claimants in accordance with Government Code sections 17551(d) and 17558.7(b). Upon review, Commission staff found that the IRC was incomplete and on September 23, 2025, notified the claimant. On October 21, 2025, the claimant filed documents to cure the IRC. Upon review, Commission staff finds that this IRC is complete and that it retains the filing date of September 2, 2025, in accordance with section 1185.2(a) and 1181.2(f) of the Commission's regulations (California Code of Regulations, Title 2).

Government Code section 17551(d) requires the Commission to hear and decide claims by local agencies and school districts that the Controller has incorrectly reduced payments to the local agencies or school districts.

Pursuant to Government Code section 17558.7(b) and section 1185.3 of the Commission's regulations, the Commission shall request that the Controller provide, within 30 days, the Commission and the claimant with a list of claimants for whom the Controller has reduced similar claims under the same mandate, and the date each claimant was notified of the adjustment.

Upon receipt of this list from the Controller, the claimant may notify, and the Commission shall notify, the claimants on the list and other interested parties of the claimant's intent to file a consolidated incorrect reduction claim (Gov. Code §17558.7(d), Cal. Code. Regs., tit. 2 § 1185.3.) Within 30 days of receipt of this notice,

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any other eligible claimant may join the consolidated IRC by filing and serving a notice of intent to join (using the Commission's IRC form which may be found at:

<https://www.csm.ca.gov/request-form.php>) in accordance with section 1181.3 of the Commission's regulations. The notice of intent to join shall comply with section 1185.1(c) and contain at least the following elements and documents:

- 1) A copy of the final state audit report, letter, or other written notice of adjustment from the Controller that explains the claim components adjusted, amounts reduced, and the reasons for the reduction.
- 2) A copy of the subject reimbursement claims submitted to the Controller.
- 3) A notice of intent to join a consolidated IRC which shall include a certification by the joining claimant authorizing the original claimant (here, the City of Rancho Cucamonga) to act as its representative in the consolidated IRC, and shall also include a declaration under penalty of perjury that the filing is true and complete to the best of the declarant's personal knowledge, information, or belief. The date signed, the declarant's title, address, telephone number, and e-mail address shall be included. All representations of fact shall be supported by testimonial or documentary evidence in accordance with section 1187.5 of the Commission's regulations.¹

Pursuant to Government Code section 17558.7(f), each claimant that files a notice of intent to join a consolidated incorrect reduction claim may later opt out and not be bound by any determination made on the consolidated IRC by filing a written notice of intent to opt out with the Commission within 15 days of service of the Controller's comments which must be served in accordance with section 1181.3 of the Commission's regulations. In such a case the former individual IRC on file is reinstated, or if there is no IRC on file, the claimant has one year to file the IRC from the date of the notice of intent to opt out, so long as the claimant's notice of intent to join was filed within the statute of limitations. (Cal. Code. Regs., tit. 2 § 1185.5.)

Controller's List of Claims Reduced and Review and Response to this IRC. The Controller is requested to file with the Commission the list of all claims reduced under the *Identity Theft*, 03-TC-08 program, in accordance with section 1185.3(e) of the Commission's regulations with the Commission not later than **5:00 p.m. on December 1, 2025**.

In addition, the Controller is requested to file any written comments and supporting documentation regarding this claim not later than **5:00 p.m. on January 28, 2026**, in accordance with Government Code section 11020 and sections 1181.2(f), 1185.2(d), and 1187.5 of the Commission's regulations. Please include an explanation of the reasons for the reductions and the computation of reimbursements.

¹ Cal. Code. Regs., tit. 2 § 1185.4.

The failure of the Controller to respond within this 90-day timeline shall not cause the Commission to delay consideration of this IRC. (Gov. Code § 17553(d).)

Claimant's Rebuttal. Upon receipt of the Controller's comments, the claimant and interested parties may file rebuttals. The rebuttals are due by 5:00 p.m., 30 days from the service date of the comments (Gov. Code § 11020 and Cal. Code. Regs., tit. 2 §§ 1181.2(f) and 1185.2(e).) If new written representations of fact are made, they must be supported with documentary evidence filed with the rebuttal. (Cal. Code. Regs., tit. 2 §§ 1181.3, 1185.2(e), and 1187.5.)

Requirements for All Filings and Testimony. All oral or written representations of fact made to the Commission made by any person shall be under oath or affirmation and signed under penalty of perjury by persons who are authorized and competent to do so and must be based on the declarant's personal knowledge, information or belief. (Cal. Code. Regs., tit. 2 §§ 1185.2(e) and 1187.5.) The Commission's ultimate findings of fact must be supported by substantial evidence in the record.² Hearsay evidence (such as declarations not based on personal knowledge but information and belief alone) may be used for the purpose of supplementing or explaining other evidence but shall not be sufficient in itself to support a finding unless it would be admissible over objection in civil actions.³

Filing Written Materials. The Commission's regulations require that written materials filed with the Commission be electronically filed (e-filed) in an unlocked legible and searchable PDF file, using the Commission's Dropbox. (Cal. Code Regs., tit. 2, 1181.3(c).) Refer to <https://www.csm.ca.gov/dropbox.shtml> on the Commission's website for electronic filing instructions. If e-filing would cause the filer undue hardship or significant prejudice, filing may occur by first class mail, overnight delivery or personal service only upon approval of a written request to the executive director. (Cal. Code Regs., tit. 2, 1181.3(c)(3).)

If you would like to request an extension of time, please refer to section 1187.9(a) of the Commission's regulations.

Informal Conference. An informal conference may be scheduled if requested. Refer to section 1187.4 of the Commission's regulations.

² Government Code section 17559(b), which provides that a claimant or the state may commence a proceeding in accordance with the provisions of section 1094.5 of the Code of Civil Procedure to set aside a decision of the Commission on the ground that the Commission's decision is not supported by substantial evidence in the record.

³ Title 2, California Code of Regulations, section 1187.5.

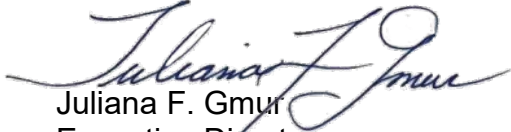
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Public Hearing and Draft Proposed Decision. The public hearing on this Incorrect Reduction Claim has been tentatively scheduled for **October 9, 2026**. The Draft Proposed Decision will be issued for comment at least eight weeks prior to the public hearing.

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 October 30, 2025, I served the:

- **Current Mailing List dated October 29, 2025**
- **Notice of Complete Incorrect Reduction Claim with Intent to Consolidate, Schedule for Comments, and Notice of Tentative Hearing Date issued October 30, 2025**
- **Incorrect Reduction Claim (IRC) filed by the City of Rancho Cucamonga on September 2, 2025**

Identity Theft, 25-0308-I-01

Statutes 2000, Chapter 956 (AB 1897); Penal Code Section 530.6(a)

Fiscal Years: 2002-2003, 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-2008, 2008-2009, 2009-2010, 2010-2011, 2011-2012, 2012-2013

City of Rancho Cucamonga, 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 October 30, 2025 at Sacramento, California.



Jill Magee
Commission on State Mandates
980 Ninth Street, Suite 300
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 10/29/25

Claim Number: 25-0308-I-01

Matter: Identity Theft

Claimant: City of Rancho Cucamonga

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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