

Camille

DETISCH & CHRISTENSEN

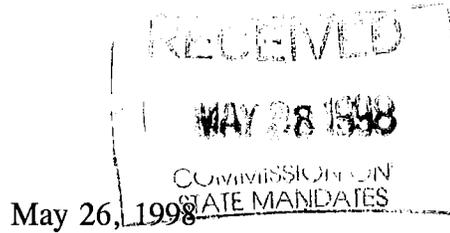
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VIA FACSIMILE AND U.S MAIL (916) 445-0278

Ms. Paula Higashi
Executive Director
COMMISSION ON STATE MANDATES
1300 I Street, Suite 950
Sacramento, California 95814

**RE: Nonprofit, Special Use Property Requirements
CSM 97-TC-01
City of San Diego, Claimant
Our File No. 2058-01**

Dear Ms. Higashi:

Pursuant to Sections 1181.1, subdivision (r), 1181.2 and 1183.01, subdivision (c) of the Commission's regulations, I am requesting an extension of time within which to file comments to the Draft Staff Analysis of Test Claim which I received on May 11, 1998, and also an extension of the hearing date on the test claim. I have spoken with Deputy City Attorney Debra Bevier, Claimant's attorney, who concurs with my request and, therefore, I would ask that you extend the time period to file our written comments on the Draft Staff Analysis to July 25, 1998 and that the hearing be conducted on August 20, 1998. The reasons for my request to extend the time periods are as follows:

1. I am presently scheduled for trial in an eminent domain matter entitled City of Oceanside v. Siegels, et al. slated to commence June 1, 1998. This is a ten-day matter and should consume approximately two weeks of trial time. This case was originally scheduled for May 22, 1998 and, therefore, all preparations were being conducted up to and including May 22, 1998 when the court trailed the matter for a one-week time period. This still did not allow me adequate time to file and prepare comments especially in light of the fact that we had just received the draft analysis on May 11, 1998. We want to fully respond to the complete package prepared by your staff attorney, Camille Shelton.

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May 26, 1998
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2. In addition, the hearing date is inappropriate inasmuch as I am participating as a speaker for a CLE Eminent Domain conference in San Diego, which is occurring on June 25 and 26, 1998. I will be speaking on the 25th regarding, oddly enough, special purpose properties. Because of the proximity of the dates, I will be calling your offices this afternoon to determine if in fact we can have this additional time.

We wish to sincerely express our appreciation for your consideration of this request.

Sincerely,

DETISCH & CHRISTENSEN

A handwritten signature in black ink that reads "Donald W. Detisch". The signature is written in a cursive style with a large, stylized initial "D".

Donald W. Detisch

DWD:rqf
Enclosure
cc: Camille Shelton, Esq.
Reverend M. A. "Mac" Collins

MAILING LIST

CSM/SB# and Claim Title: 97-TC-01 (97-23-01) CLAIM OF CITY OF SAN DIEGO

Government Code Sec. SB 821 wherein Code of Civil Proc. sections 1235.155 & 1263.321

Chapters Evidence Code section 824 was added and section 823 was amended.

Originated: 09-Sep-97

Issue: Nonprofit, Special Use Property Requirements

I am employed by Detisch & Christensen which is in the County of San Diego, State of California. I am over the age of 18 and not a party to the within action. My business address is 444 West "C" Street, Suite 200, San Diego, CA 92101.

On May 26, 1998, I served the foregoing document(s) described as:

LETTER TO MS. PAULA HIGASHI DATED MAY 26, 1998 FROM DONALD W. DETISCH

on the interested party(ies) in this action by placing a true copy thereof enclosed in a sealed envelope(s) addressed as follows:

XX MAIL I placed each such sealed envelope, with postage thereon fully prepaid for first-class mail, for collection in the United States Postal Service the same day as it is placed or collection.

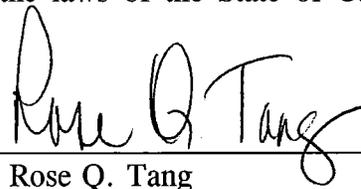
XX FACSIMILE I served the foregoing document(s) via facsimile on the following party in this action addressed below:

 PERSONAL SERVICE I caused such envelope to be delivered by hand to the addressee(s) below.

(SEE ATTACHMENT "A" BELOW)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: May 26, 1998



Rose Q. Tang

MAILING LIST
ATTACHMENT "A"

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