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RECEIVED
June 22, 2017
*Commission on
State Mandates*

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June 21, 2017

VIA DROP BOX

Ms. Heather Halsey
Executive Director
Commission on State Mandates
980 9th Street, Suite 300
Sacramento, CA 95814

Re: *California Regional Water Quality Control Board, Santa Ana Region,
Order No. R8-2010-0033, 10-TC -07, Request for Extension of Time to
File Rebuttal Comments*

Dear Ms. Halsey:

I am writing this letter on behalf of test claimants Riverside County Flood Control and Water Conservation District, County of Riverside and Cities of Beaumont, Corona, Hemet, Lake Elsinore, Moreno Valley, Perris and San Jacinto ("Joint Test Claimants") to request an extension of time to **July 26, 2017** for the filing of rebuttal comments on the test claim. I am the designated Claimant Representative for all Joint Test Claimants. The rebuttal comments are currently due to be filed on **July 5, 2017**.

Due to the number of issues in this Joint Test Claim and the need to address not only the responsive comments made by the State agencies but also the supplemental briefing served on us on June 5, 2016, addressing the impact of *Department of Finance v. Commission on State Mandates* (2016) 1 Cal. 5th 749, as well as the need to review the administrative record recently filed by the San Diego Water Board, we are requesting a 21-day extension of time in which to file the Rebuttal Comments.

As you know, the Commission is scheduled to hear this test claim on March 23, 2018. While we are fully cognizant of the Commission's desire to promptly brief all test claims before it, we respectfully suggest that the short extension sought in this letter will not delay the work of your staff in its consideration of this test claim or require a postponement of the hearing date. Similarly, there would be no prejudice to any party or interested party from the requested extension.

BURHENN & GEST LLP

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Pursuant to 2 Cal. Code Reg. § 1187.9(a), so long as a postponement of the hearing would not be required, there is no prejudice to any party or interested party and there is no other good reason for denial, a request for extension shall be approved.

The Joint Test Claimants therefore respectfully request that their rebuttal comments on the joint test claim be due no later than **July 26, 2017**. Thank you in advance for your consideration of this request.

Very truly yours,



David W. Burhenn

DB:dwb

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 June 23, 2017, I served the:

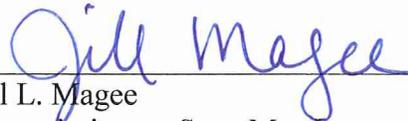
- **Notice of Extension Approval issued June 23, 2017**
- **Claimants' Request for Extension of Time filed June 22, 2017**

California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0033, 10-TC-07

County of Riverside, Riverside County Flood Control and Water Conservation District, Cities of Beaumont, Corona, Hemet, Lake Elsinore, Moreno Valley, Perris, and San Jacinto, 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 June 23, 2017 at Sacramento, California.



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

Mailing List

Last Updated: 6/5/17

Claim Number: 10-TC-07

Matter: California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0033

Claimants: City of Beaumont
City of Corona
City of Hemet
City of Lake Elsinore
City of Moreno Valley
City of Perris
City of San Jacinto
County of Riverside
Riverside County Flood Control and Water Conservation 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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