



County of San Diego

RECEIVED
July 17, 2019
**Commission on
State Mandates**

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July 16, 2019

Via Drop Box

Heather Halsey
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814

RE: Proposed Decision; Request for extension of hearing date
Youth Offender Parole Hearings, 17-TC-29
Penal Code Sections 3041, 3046, 3051, and 4801; Statutes 2013, Chapter 312 (SB 260); Statutes 2015, Chapter 471 (SB 261); Statutes 2017, Chapter 675 (AB 1308); Statutes 2017, Chapter 684 (SB 394)
County of San Diego, Claimant

Dear Ms. Halsey:

Pursuant to 2 C.C.R. § 1187.9(a) and (b), and for the reasons set forth below, the County of San Diego (“County”) respectfully requests a continuance of the tentatively scheduled hearing from July 26, 2019 to October 25, 2019. The County additionally requests that it be granted at three weeks, to August 2, 2019, to provide written comments to the Proposed Decision issued by the Commission on July 12, 2019.

Good cause for the postponement of the hearing and the County’s request for additional time to provide comments to the Proposed Decision exists because the Commission’s Proposed Decision raises two additional independent grounds for rejection of the County’s test claim that were neither advanced by the Department of Finance nor addressed in the March 25, 2019 Draft Proposed Decision. In particular, the July 12, 2019 Proposed Decision includes significant new discussion relating to Government Code section 17556 subsections(c) and (g). Due to the complexity of the issues raised by the new discussion in the Proposed Decision, the County contends it would be prejudiced if it were not provided the opportunity to provide written comments with legal analysis of the new issues for the Commission’s consideration.

I declare under penalty of perjury that the foregoing is true and correct to the best of my personal knowledge, information and belief.

Very truly yours,

THOMAS E. MONTGOMERY, County Counsel

By



STEPHANIE KARNAVAS, Senior Deputy

14-90097

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 July 18, 2019, I served the:

- **Notice of Limited Hearing Postponement and Request for Comment Period Approval issued July 18, 2019**
- **Claimant's Request for Postponement of Hearing and Comment Period filed July 17, 2019**

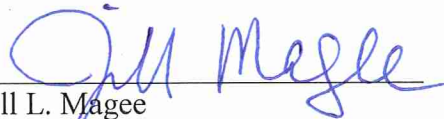
Youth Offender Parole Hearings, 17-TC-29

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County of San Diego, 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 July 18, 2019 at Sacramento, California.



Jill L. Magee
Commission on State Mandates
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 7/12/19

Claim Number: 17-TC-29

Matter: Youth Offender Parole Hearings

Claimant: County of San Diego

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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