

## Cal Gov Code § 911.4

### § 911.4. Application to present claim not timely filed; Time limitation

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(a) When a claim that is required by Section 911.2 to be presented not later than six months after the accrual of the cause of action is not presented within that time, a written application may be made to the public entity for leave to present that claim.

(b) **The application shall be presented** to the public entity as provided in Article 2 (commencing with Section 915) **within a reasonable time not to exceed one year** after the accrual of the cause of action and shall state the reason for the delay in presenting the claim. The proposed claim shall be attached to the application....

## Cal Gov Code § 911.6

### § 911.6. Board's grant or denial of application to present late claim

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(a) The board shall grant or deny the application within 45 days after it is presented to the board. The claimant and the board may extend the period within which the board is required to act on the application by written agreement made before the expiration of the period.

(b) The board **shall grant the application** where one or more of the following is applicable:

(1) **The failure to present the claim was through mistake, inadvertence, surprise or excusable neglect** and the public entity was not prejudiced in its defense of the claim by the failure to present the claim within the time specified in Section 911.2....

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