

STATUS OF MAJOR LITIGATION

Mr. N. Gregory Taylor, Assistant Attorney General, reported on the following cases:

1. AMIGOS DE BOLSA CHICA v. SIGNAL COMPANIES AND THE STATE, ET AL. W 503.990

The State filed a demurrer to have this case dismissed without leave to amend. The Court granted the demurrer on all 12 clauses of action. As to causes 2 through 11, the Court granted the State's motion without leave to amend and then severed those positions. The Plaintiff is now in a posture to appeal. The two remaining counts in the complaint which the Amigos can redraft is the coastal violations in which the Commission is not involved, and the accounting of the oil production in the area.

The Amigos is expected to appeal. However, if the State is successful on appeal, it will tremendously reduce the amount of time which would have been involved in this action.

The Court held that PRC, Section 6307, authorizing exchanges, was constitutional on its face and that the statute of limitations, regarding BLA's, was constitutional on its face.

2. U.S. v. CALIFORNIA W 4721.1

The State is filing an objection to Special Master's Report. The two issues involved are 1) whether piers (in one category) and jetties and groins (in another category) constitute base points for measuring the 3-mile limit. The Court ruled in California's favor regarding jetties and groins. However, the Court did not agree with California regarding piers. The State is presently filing objections to that decision.

3. CALIFORNIA v. NEVADA W 503.885

The Special Master ruled in favor of California.

STATUS OF MAJOR LITIGATION CONTD.

W 503.934

4. CALIFORNIA v. ARIZONA

The State is awaiting the transcript from a hearing held before the Special Master in Arizona to prepare their oral arguments. The Special Master will then prepare his report and submit it to the Supreme Court.

5. LONG BEACH ASSESSMENT APPEAL

The State and County of Los Angeles are still arguing.* The County has requested the hearing be continued. The City is alleging the State is not cooperating, but the State is vigorously dissenting from that view.

*The record request problems are not solved.

6. LA JENELLE

W 2881 31

The State won one of the last suits concerning the La Jenelle.