

MINUTE ITEM

33. STATUS OF MAJOR LITIGATION - W.O. 3019, W.O. 2224, AND W.O. 2274.2.

The attached Calendar Item 33 was presented to the Commission for information.

Attachment

Calendar Item 33 (2 pages)

CALENDAR ITEM

INFORMATIVE

33.

(STATUS OF MAJOR LITIGATION - W.O. 3019, W.O. 2224, AND W.O. 2274.2.)

1. Case No. 800-58 WM Civil W.O. 3019
U.S. vs. Anchor Oil Corporation, et al.
U.S.D.C., Southern District, Los Angeles County
(Long Beach Subsidence Matter)

(Request by U.S. for court order to shut down Wilmington Field if satisfactory subsurface repressuring programs for land surface subsidence alleviation are not put into operation.)

There has been no change in the status of this case since the last report was presented to the Commission on January 29, 1959. The hearing on the motion for preliminary injunction is set for March 24, 1959.

2. Case No. 683,824 W.O. 2224
People vs. City of Long Beach
Los Angeles County Superior Court
(Alamitos Bay Quitclaim Litigation)

(Resolution of question whether title to oil and gas is vested in City or State in lands granted to City by State and subsequently quitclaimed to State by City.)

There has been no change in the status of this case since the last report was presented to the Commission on January 29, 1959. This case is at issue with the trial date set for March 11, 1959.

3. Case No. 70717 W.O. 2274.2
County of Orange vs. State of California, et al.
Orange County Superior Court

(Claim by Orange County that a legislative grant to the County of tide and submerged lands in Newport Bay conveyed to the County all tide and submerged lands within the County (with the exception of a grant to the City of Newport Beach).)

By Order signed January 26 and entered January 28, 1959, the Court ruled upon the Motion of Plaintiff to Compel More Definitive Answers to Interrogatories. The Commission's position was sustained by the Court in all but one respect. The Commission had contended that the County was not entitled to examine and copy records and files of the Commission without payment of service charges sufficient to cover the Commission's out-of-pocket costs of compliance. The Court determined that the County was entitled, pursuant to Government Code Section 6103, to examination and reproduction without the payment of any fee.

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Subsequently, it was stipulated between counsel for the Commission and counsel for the County that the files and records would be produced for copying only upon assurance that the County would pay all costs of duplication. At this time Counsel for the County is examining the files and records and causing certain copies to be made, consistent with the Court Order and Stipulation.