

MINUTE ITEM

35. STATUS OF MAJOR LITIGATION - W.O.s 3019, 2224, 2716, AND 3863.

Following presentation of Informative Calendar Item 34 attached, the Executive Officer reported that subsequent to preparation of this item, on February 28, 1961, 120 of the private defendants in the Anchor Oil case (U.S. vs. Anchor Oil Corporation, et al., Case No. 800-58WM Civil, U.S.D.C., Southern District, Los Angeles County) were dismissed. The special U.S. Attorney has reported that the action may go to trial as to the remaining defendants, including the State of California, before the end of this calendar year.

Attachment

Calendar Item 34 (2 pages)

CALENDAR ITEM

INFORMATIVE

34.

STATUS OF MAJOR LITIGATION - W.O.s 3019, 2224, 2716, AND 3863.

The following information is current as of February 21, 1961:

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.)

No change in status since report given at meeting of October 29, 1959; i.e., a copy of the plaintiff United States' reply to State's counterclaim was received on August 12, 1959. Discovery proceedings have commenced. Plaintiff United States has served written interrogatories on various co-defendants but not on defendant State of California. It is anticipated that defendants will serve written interrogatories on the Federal Government. The United States has filed a motion, set for February 28, 1961, to dismiss approximately 120 private defendants.

2. Case No. 683824 W.O. 2224
People vs. City of Long Beach
Los Angeles County Superior Court
(Alamitos Bay Quitclaim Litigation)

(Settlement of question as to 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.)

Record on Appeal has been filed. The appellant State's opening brief is due March 7, 1961.

3. Case No. 747562 W.O. 2716
People vs. City of Long Beach, et al.
Los Angeles County Superior Court
(Long Beach Boundary Determination, Chapter 2000/57)

The City has filed a motion to have the case heard in Long Beach, and this motion is being opposed by the State on the ground that the trial should be held at a neutral location. A hearing on this motion is expected in the first week of March.

INFORMATIVE CALENDAR ITEM 34. (CONTD.)

4. Case No. 757030

W.O. 3863

City of Hermosa Beach vs. State of California, State
Lands Commission, et al.

Los Angeles County Superior Court

(An action filed by the City for declaratory relief and for
instructions to trustee)

(The main issue is the propriety of spending certain monies received in connection with tidelands leasing for nontrust purposes. The City has asked for an immediate stipulation under which the State would consent to the expenditure of a certain portion of these monies for the purchase of parking lot facilities in connection with a proposed pier.)

The State Lands Division and the Attorney General are conducting an investigation into the transaction and the proposed purchase in order to determine the proper course of action for the State, and for preparation of the State's answer in this law suit.