

MINUTE ITEM

33. STATUS OF MAJOR LITIGATION - W.O.s 3019, 2716, 3863, 4564, AND 4600.

The attached Calendar Item 33 was presented to the Commission for information only, no Commission action being required.

Attachment

Calendar Item 31 (2 pages)

CALENDAR ITEM

INFORMATIVE

31.

STATUS OF MAJOR LITIGATION - W.O.s 3019, 2716, 3863, 4564, AND 4600.

The following information is current as of November 21, 1962:

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. This case also seeks multimillion dollar damages for alleged injury to Federal installations, principally the Long Beach Naval Shipyard.)

No change since report of October 15, 1962; i.e., "Trial on other issues other than causation was held on October 2, 1962, and trial arguments are scheduled commencing December 18, 1962."

2. Case No. 747562 (now consolidated with Case No. 646466) W.O. 2716
People vs. City of Long Beach, et al.
Los Angeles County Superior Court
(Long Beach Boundary Determination, Chapter 2000/57)

No change since report of February 13, 1962; i.e., "The City filed its Answer about January 19, 1962. It is anticipated that the matter will go to trial."

3. 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.)

No change since report of February 13, 1962; i.e., "The case is being prepared for trial."

INFORMATIVE CALENDAR ITEM 31 (CONTD.)

4. Case No. 62-1344-TC Civil W.O. 4564
Lewis W. Twombly vs. City of Long Beach,
State of California, et al.
U.S.D.C., Southern District, Central Division
(Long Beach Oil Revenues)

(To enjoin the City Auditor of the City of Long Beach and the City of Long Beach from paying oil revenues to the State. Plaintiff seeking determination that the State of California has no interest in the Long Beach tide and submerged lands, and, thus, no interest in the Long Beach oil revenues.)

The Defendant State and also the City of Long Beach filed a Motion to Dismiss on October 29, 1962. The matter was argued on November 19, 1962, and is now under submission.

5. Case No. 805548 Civil W.O. 4600
Carl Whitson vs. City Manager, City Auditor, City of Long
Beach; State Lands Commission; State of California
Los Angeles County Superior Court
(Long Beach Unit and Long Beach Oil Revenues)

(Complaint for Injunction and Declaratory Relief, praying that City Manager be enjoined from signing the proposed Long Beach Unit Agreement; that the City of Long Beach be enjoined from paying any oil or gas funds to the State of California; that it be declared that the private owners of Town Lots in the City of Long Beach are not bound by the Unit Agreement.)

(State has not yet been served.)