

**ITEM 13**  
**CHIEF LEGAL COUNSEL'S REPORT**  
**New Filings, Recent Decisions, Litigation Calendar**

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This public session report is intended only as an information item for the public.<sup>1</sup> Commission communications with legal counsel about pending litigation or potential litigation are reserved for Closed Executive Session, per the Notice and Agenda.

**New Filings**

***City of Newport Beach v. Commission on State Mandates, et al.***

Los Angeles Superior Court No. BS095456

CSM Case No. 04-L-02 [*Skin Cancer Presumption for Lifeguards*]

Date Filed: March 9, 2005

**Recent Decisions**

None.

**Litigation Calendar**

Case Reference	Hearing Date
<b><i>State of California, Department of Finance v. Commission on State Mandates, et al.</i></b> , Sacramento Superior Court Case No. 03CS01069, CSM Case No. 03-L-01 [ <i>Animal Adoption</i> ]; <b><i>County of Los Angeles v. Commission on State Mandates, et al.</i></b> , Los Angeles Superior Court Case No. BS087959, CSM Case No. 03-L-11 [ <i>Animal Adoption</i> ]	March 22, 2005, Hearing on Motion to Consolidate Cases
<b><i>County of Los Angeles and Los Angeles County Flood Control District v. State of California, Commission on State Mandates, et al.</i></b> Los Angeles Superior Court Case No. BS089769, CSM Case No. 03-L-12 [ <i>Transit Trash Receptacles, et al.</i> ], consolidated with <b><i>City of Artesia, et al. v. State of California, Commission on State Mandates, et al.</i></b> Los Angeles Superior Court Case No. BS089785, CSM Case No. 03-L-13 [ <i>Waste Discharge Requirements</i> ]	April 25, 2005, Hearing on Motion for Judgment on the Pleadings  May 10, 2005, Hearing on the writ petition
<b><i>CSAC Excess Insurance Authority v. Commission on State Mandates, et al.</i></b> , Los Angeles Superior Court Case No. BS092146, CSM Case No. 04-L-01 [ <i>Cancer Presumption for Law Enforcement and Firefighters and Lower Back Injury Presumption for Law Enforcement</i> ]	April 12, 2005 Hearing on demurrer

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<sup>1</sup> Based on information available as of March 15, 2004. Release of this litigation report shall not be deemed to be a waiver of any privileged communication or act, including, but not limited to, the attorney-client privilege and the attorney work product doctrine.