

ITEM 8
CHIEF LEGAL COUNSEL'S REPORT
New Filings, Recent Decisions, Litigation Calendar

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

New Filings

- Notice of Appeal Filed September 4, 2018 in the Second District Court of Appeal (Case No. B292446)
REMAND OF State of California Department of Finance, State Water Resources Control Board, and California Regional Water Quality Control Board, Los Angeles Region v. Commission on State Mandates and County of Los Angeles
Los Angeles County Superior Court, Case No. BS130730
(on Remand from California Supreme Court, Case No. S214855
Second District Court of Appeal, Case No. B237153)
Municipal Storm Water and Urban Runoff Discharges, 03-TC-04,
03-TC-19, 03-TC-20, and 03-TC-21 (Los Angeles Regional Quality Control Board
Order No. 01-182, Permit CAS004001, Parts 4C2a., 4C2b, 4E & 4Fc3)

Recent Decisions

We are waiting for the courts' decisions in the following matters:

- *Fresno Unified School District v. Commission on State Mandates, Department of Finance*
Sacramento County Superior Court, Case No. 34-2017-80002768
(*Certificated School Employees – Parental Leave*, CSM 16-TC-01)
Date of Hearing: August 17, 2018
- *Paradise Irrigation District, et al. v. Commission on State Mandates, Department of Finance, and Department of Water Resources*
Third District Court of Appeal, Case No. C081929
(*Water Conservation* (10-TC-12/12-TC-01)
Date of Hearing: August 27, 2018
- *Counties of San Diego, Los Angeles, San Bernardino, Orange, and Sacramento v. Commission on State Mandates, et al.*,
California Supreme Court, Case No. S239907
(*Mandate Redetermination, Sexually Violent Predators*, 12-MR-01, CSM-4509)
Date of Hearing: September 5, 2018

¹ Based on information available as of September 12, 2018. 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.

Litigation Calendar

<u>Cases</u>	<u>Date of Hearing</u>
<p>REMAND of State of California Department of Finance, State Water Resources Control Board, and California Regional Water Quality Control Board, San Diego Region v. Commission on State Mandates and County of San Diego, et al. Sacramento County Superior Court, Case No. 34-2010-80000604 On remand from Third District Court of Appeal, Case No. C070357 <i>Discharge of Stormwater Runoff, 07-TC-09</i> (California Regional Water Quality Control Board, San Diego Region Order No. R9-2007-001)</p>	February 8, 2019