



STATE BOARD OF EQUALIZATION

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Third District, Rolling Hills Estates

JUDY CHU, Ph.D.
Fourth District, Los Angeles

JOHN CHIANG
State Controller

RAMON J. HIRSIG
Executive Director

STATE BOARD OF EQUALIZATION MEETING
450 N Street, Room 121, Sacramento
November 14-15, 2007
NOTICE AND AGENDA
Meeting Agenda (as of 3:31 a.m. 11/14/07)

Agenda Changes

Recorded on Wednesday, November 14, 2007

Wednesday, November 14, 2007

Board Committee Meeting Convenes at 9:30 a.m.\*
Board Meeting Convenes upon Adjournment of the Board Committee Meeting\*\*

Agenda items occur in the order in which they appear on the agenda. When circumstances warrant, the Board's Chairwoman, Ms. Yee, may modify the order of the items on the agenda.

Board Committee Meeting\*

Legislative Committee ..... Ms. Chu, Committee Chairwoman+

Set forth below are suggestions for property taxes, business taxes (general, sales and use taxes, and special taxes) legislation to be sponsored by the Board in the second year of the 2007-2008 Legislative Session. Additional suggestions will be included on the agenda for January 2008.

➤ 2008 Legislative Proposals-Property Taxes

- Amend Section 276 of the Revenue and Taxation Code, related to the Disabled Veterans' Exemption, to delete obsolete references to prior exemption amounts that have since been increased and correct a transposition error within that section that intends a cross reference to Section 4985. (Housekeeping)
Amend Section 441 of the Revenue and Taxation Code to modify a requirement that owners of noncommercial boats with an initial cost of more than \$100,000 file a property statement every year and instead require the statement only when the assessor makes a written request to permit more cost effective administration of the annual boat reassessment process.

- Amend Section 15641 of the Government Code, related to Board audits of the records of a county assessed property owner for an Assessment Practices Survey of the local county assessor, to clarify that a cross reference to Section 408 refers to the Revenue and Taxation Code rather than the Government Code. (Technical)

➤ **2008 Legislative Proposals-Business Taxes**

- Amend Section 6591.5 of the Revenue and Taxation Code to revise the interest calculation provisions in the tax and fee programs the Board administers so that the rate of interest allowed on overpayments of taxes and fees is the same as the rate assessed on underpayments.
- Add Section 15607 to the Government Code to shift the burden of proof from taxpayers to the agencies collecting taxes in any court or administrative tax proceeding or any evaluation of tax compliance as specified, under certain conditions.

➤ **2008 Legislative Proposals-Business Taxes (Sales and Use Taxes)**

- Add Section 6363.4 to the Sales and Use Tax Law to provide an exemption from the sales and use tax, sales of tangible personal property by thrift stores operated by specified nonprofit organizations that provide, in partnership with the Navy and Marine Corps, financial, educational, and other assistance to members of the Naval Service of the United States, eligible family members, and survivors when in need.
- Amend the Labor Code to authorize the Department of Industrial Relations to share information it collects as part of its normal investigative and enforcement efforts with the Board.
- Add Section 6487.06 to the Revenue and Taxation Code to reduce the period of time for which a determination may be mailed from eight years to three years when unregistered in-state purchasers, as defined, voluntarily report to the Board purchases subject to use tax.
- Amend Section 6248 of the Revenue and Taxation Code to reinstate the provisions for a 12-month test applied to out-of-state purchases of vehicles, vessels, and aircraft, which expired on June 30, 2007 and to clarify its provisions related to the definition of "California resident" and the exception for repair, retrofit, and modification.
- Amend Sections 6452.1, 6487.3, and 18510 of the Revenue and Taxation Code to *require* persons who have failed to report their use tax obligations to the Board to report their use tax liability on their tax returns filed with the Franchise Tax Board. Also amend Section 6453 to make a minor clarifying change related to the reporting of use tax on Franchise Tax Board returns.

➤ **2008 Legislative Proposals-Business Taxes (Special Taxes)**

- Amend Sections 7342, 7470, and 60135 of the Revenue and Taxation Code to redefine a train operator and require a train operator transporting fuel products to be licensed. Add Sections 7652.8 and 60204.6 to the Revenue and Taxation Code to require train operators to file monthly information reports on fuel products entering, moving within, and departing the state.

**Customer Service and Administrative.....Mr. Leonard, Committee Chair+  
Efficiency Committee**

➤ **Board Meeting Reference Update**

- Discussion of update to 2007 Board Meeting Reference: The reference is a working guide and tool for Board Members and management staff who participate in Board meetings.

**Board Meeting\*\***

**Oral Hearings**

**A. Homeowner and Renter Property Tax Assistance Hearings**

There are no items for this matter.

**B. Corporate Franchise and Personal Income Tax Hearings**

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

~~B1. John W. Disterdick, 238348~~

~~For Appellant: John W. Disterdick, Taxpayer~~

~~For Franchise Tax Board: Dennis J. Haase, Tax Counsel~~

~~B2. Swift Transportation Company, Inc., 266318~~

~~For Appellant: Jess B. Penilla, Attorney~~

~~For Franchise Tax Board: Laurie J. McElhatton, Tax Counsel~~

B3. Vidco Express, Inc., 378528

For Appellant: Joseph P. Galasso Jr., Attorney

For Franchise Tax Board: Laurie J. McElhatton, Tax Counsel

**G. Tax Program Nonappearance Matters – Consent**(Contribution Disclosure forms not required pursuant to Gov. Code § 15626.)**G1 Legal Appeals Matters .....Mr. Levine**

- Hearing Notice Sent – No Response
  1. Eddie Abraham Sharaf and Hadeel Adnan Sharaf, 100144, 100148, 100175, 100210, 106961 (ET)
  2. Eugene D. Denison (Deceased), 353326 (KH)
  3. Scott I. Hanson, 347272 (UT)
- Hearing Notice Sent – Appearance Waived
  4. Christopher D. Santangelo, 289746 (AS)
  5. John Bernard Dubeau, 310294 (KHO)
- Petition for Release of Seized Property
  - ~~6. Bay Briar Shoppe, Inc., 405478 (ET)~~
  7. Thuong Ngoc Nguyen, 417472 (ET)
  8. Ngo My Chau, 415744 (ET)
  9. Beverages & More, Inc., 417078 (ET)
  10. Sarbit Sandhu and Prabhjyot K. Sandhu, 416632 (ET)
  - ~~11. Ahmad Moussavi and Masoumeh Jafari, 417473 (ET)~~

**G2 Franchise and Income Tax Matters .....Ms. Kelly**

- Decisions
  1. Jesus Alcala and Antonia Alcala, 378327
  2. Peter Bence, 353715
  3. Andrew G. Brown and Sharon E. Brown, 384286
  4. David Chang, 377398
  5. Jerry Chow, 349005
  - ~~6. Louis E. Cook and Nancy L. Cook, 258746~~
  7. The Hollywood Canteen, LLC, 361405
  8. Fred Kennedy, 346183
  9. Sunni Leigh, 379623
  10. Estate of Jacqueline Miles (Deceased) and Cheri M. Guenther (Transferee), 329215
  11. David W. Penney, 341465
  12. Osvaldo Salazar, 373762
  13. Earl R. Siddall and Victoria Hernandez Siddall, 382167
  14. Sheral A. VanDyke, 377373
  15. Cecil L. Young, 353099
- Petitions for Rehearing
  16. Parvin Nili and Mohammad H. Nili, 349309

**G3 Homeowner and Renter Property Tax****Assistance Matters .....Ms. Kelly**

- Decisions
  1. Shushanik Bagdasaryan, 390369
  2. Willie L. Butler, 387493
  3. Souny Chanthaphaly, 377274
  4. Yun Chong, 382467
  5. Maria DeJesus Lopez, 383536

6. Lucia Fiorani, 378247
7. Virgie Jones, 367273
8. Jan S. Kennedy, 387816
9. Stanley McLemore, 388660
10. Jorge Diaz Quirino, 374375
11. Yvonne Washington, 386728

**G4 Sales and Use Taxes Matters ..... Ms. Henry**

- Redeterminations
  1. Adac Laboratories, 261170 (GH)
  2. Telcordia Technologies, Inc., 130646 (OHB)
  3. Wellquest International, Inc., 309414 (OHB)
  4. Adac Research & Manufacturing, Inc., 261339 (GH)
- Relief of Penalty/Interest
  5. Barney's, Inc., 417454 (OHB)
  6. K-Mart Corporation, 415991 (OHA)
  7. Nextel of California, Inc., 418263 (OHB)
  8. ASC Profiles, Inc, 418261 (JHF)
- Denials of Claims for Refund
  9. Madison/Graham Color Graphics, Inc., 301641 (AA)
  10. Arvato Services, Inc., 301289 (AR)
  11. IBM Credit, LLC, 298316 (OHB)
  12. IBM Credit Corporation, 281360 (OHB)
- Denials of Relief of Penalty/Interest
  13. K-Mart Corporation, 415993 (OHA)

**G5 Sales and Use Taxes Matters – Credits, Cancellations, and Refunds..... Ms. Henry**

- Credits and Cancellations
  1. Barnaby Montgomery, 405620 (AR)
  2. Pico Rivera Pallet Corporation, 416635 (EH)
  3. Texwood Industries, Inc., 347092 (OHA)
  4. Mark John Williams, 416973 (AS)
  5. Veronica Vasquez, 416671 (EA)
  6. SKG & R, Inc., 418284 (ARH)
  7. Lewis Vehicle Services, Inc., 417466 (FHB)
- Refunds
  8. Amcor Sunclipse North America, 401437 (EA)
  9. Patagonia, Inc., 394864 (AR)
  10. Vons Employees Federal Credit Union, 262412 (AP)
  11. Professional Hospital Supply, Inc., 339197 (EH)
  12. Cypress Semiconductor Corporation, 386556 (GH)
  13. Leiner Health Products, Inc., 216144 (AS)
  14. J.R. Simplot Company, 415051 (OH)
  15. Euromarket Designs, Inc., 402361 (OHA)
  16. Mercedes-Benz USA, LLC, 403067 (KH)
  17. Pacific Life Insurance Company, 318222 (EAA)
  18. Harte-Hanks Data Technologies, LLC, 406632 (OHB)

19. Convergent Prima, Inc., 416051 (OHB)
20. International Business Machines Corporation, 399474 (OHB)
21. Travis Credit Union, 404506 (JHF)
22. Flextronics International USA, Inc., 394876 (GH)
23. Boeing Satellite Systems, Inc., 315958 (AS)
24. Arcadia Financial, Ltd., 405773 (OHB)
25. Allergan Sales, LLC, 391026 (EAA)
26. The MacGregor Group, Inc., 354082 (OHB)
27. Legoland California, LLC, 416347 (FHB)

**G6 Special Taxes Matters ..... Mr. King**

- Redeterminations
  1. Sampoerna Distribution Network, Inc., 151233 (ET)
  2. ExxonMobil Oil Corporation, 339663 (MT) - “CF”

**G7 Special Taxes Matters – Credits, Cancellations, and Refunds..... Mr. King**

- Refunds
  1. USAA Life Insurance Company, 381439 (ET) - “CF”
  2. ExxonMobil Oil Corporation, 305833 (MT) - “CF”

**G8 Property Tax Matters..... Mr. Siu**

- Petition for Reassessment of Unitary Value
  1. Blythe Energy, LLC (1136), 417202 - “CF”
  2. Omnipoint Communications, Inc. (2748), 414761 - “CF”
- Petition for Reassessment of Nonunitary Value
  3. Mountain Utilities, LLC (185), 421264 - “CF”
  4. Union Pacific Railroad Company (843), 421265 - “CF”

There are no items for the following matters.

G9 Cigarette License Fee Matters

G10 Legal Appeals Property Tax Matters

**H. Tax Program Nonappearance Matters – Adjudicatory**

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

**H1 Legal Appeals Matters ..... Mr. Levine**

- Cases Heard But Not Decided
  1. UCI University Club, 290120 (EAA)

**H2 Franchise and Income Tax Matters..... Ms. Kelly**

- Decisions
  1. Kung-Ming Chiu, 332187
  2. Robert Dean Hines, 353727
  3. Thomas W. Kulp and Suzanne G. Kulp, 335780

There are no items for the following matters.

H3 Homeowner and Renter Property Tax Assistance Matters

H4 Sales and Use Taxes Matters

**H5 Sales and Use Taxes Matters – Credits, Cancellations, and Refunds..... Ms. Henry**

- Refunds
  1. Allergan Sales, Inc., 357255 (EAA)
  2. Pictometry International Corporation, 402876 (OHB)
  3. Allergan Sales, LLC, 356791 (EAA)
  4. Allergan Sales, LLC, 357254 (EAA)
  5. Long Beach Acceptance Corporation, 198737 (EA)

There are no items for the following matters.

H6 Special Taxes Matters

H7 Special Taxes Matters – Credits, Cancellations, and Refunds

H8 Property Tax Matters

H9 Cigarette License Fee Matters

**H10 Legal Appeals Property Tax Matters ..... Mr. Ambrose**

- Petitions for Reassessment of Unitary Value
  1. San Diego Gas & Electric Company (141), 414848 – “CF”
  2. Southern California Gas Company (149), 414849 – “CF”
  3. Verizon California, Inc. (201), 415121 – “CF”
  4. Duke Energy Moss Landing (1103), 415122 – “CF”
  5. Mountainview Power Company (1119), 414758 – “CF”
  6. GWF Hanford, Inc. (1122), 415657 – “CF”
  7. GWF Energy, LLC-Henrietta (1123), 415658 – “CF”
  8. Elk Hills Power, LLC (1126), 414757 – “CF”
  9. Delta Energy Center, LLC (1128), 415120 – “CF”
  10. Pastoria Energy Center, LLC (1131), 415660 – “CF”
  11. Calpine Construction Finance Company, LP (1132), 415661 - “CF”
  12. Metcalf Energy Center (1133), 415662 – “CF”
  13. Los Esteros Critical Energy Facility, LLC (1143), 415659 – “CF”
- Petition- Penalty Abatement Unitary Value
  14. Teleglobe USA, Inc. (7760), 414755 – “CF”
- Petition- Reassessment/Penalty Abatement Unitary
  15. Telscape Communications (7907), 414762 – “CF”
  16. New Edge Network, Inc. (7800), 414756 – “CF”
- Petition- Reassessment of Unitary Escape
  17. Duke Energy Morro Bay, LLC (1104), 373730 – “CF”

**I. Tax Program Nonappearance Matters**

(Contribution Disclosure forms not required pursuant to Gov. Code § 15626.)

**I1 Property Taxes Matters ..... Mr. Siu**

- Audits “CF”
  1. PacifiCorp (106)
  2. NextG Networks of California, Inc. (7982)

- Unitary Escaped Assessments “CF”
  3. Ace Communications, Inc. (8069)  
Across the Globe Telecommunications, Inc. (8070)
- Board Roll Changes “CF”
  4. 2007 Board Roll of State-Assessed Property

## **I2 Offers-in-Compromise Recommendations**

There are no items for this matter.

### **Board Meeting Reconvenes at 1:30 p.m.**

#### **C. Sales and Use Tax Appeals Hearings**

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

- C1. AADIJ Investment, Inc., 334276 (GH)  
 For Petitioner: Edwin Oshika, Taxpayer  
 Jayesh Parikh, Taxpayer  
 Jayant C. Trivedi, CPA  
 For Department: Cary Huxsoll, Tax Counsel
- C2. Curtis 1000, Inc., 213334 (OH)  
 For Claimant: Appearance Waived  
 For Department:
- ~~C3. 7-Eleven, Inc., 333747 (FH)  
 For Claimant: Eric Miethke, Attorney  
 For Department: John Waid, Tax Counsel~~
- ~~C4. Home Care Information Systems, Inc., 89002426820 (OH)  
 For Claimant: Richard V. Harris, Attorney  
 For Department: Trecia Nienow, Tax Counsel~~
- ~~C5. Land M, Inc., 283577, 330488, 343764 (CH)  
 For Petitioner: Jesse W. McClellan, Representative  
 Dan Davis, Representative  
 For Department: Robert Stipe, Tax Counsel~~
- C6. J & H Jewelry Mart, Inc., 304042 (GH)  
 For Petitioner: Herminio Bustos, Taxpayer  
 For Department: Kevin Hanks, Hearing Representative

#### **D. Special Taxes Appeals Hearing**

There are no items for this matter.

#### **E. Property Tax Appeals Hearings**

These items are scheduled for Thursday, November 15, 2007.

**F. Public Hearings**

These items are scheduled for Thursday, November 15, 2007.

**Chief Counsel Matters**

There are no items for the following matters.

- J. Rulemaking
- K. Business Taxes
- L. Property Taxes
- M. Other Chief Counsel Matters

**Administrative Session**

These items are scheduled for Thursday, November 15, 2007.

- N. Consent Agenda
- O. Approval of Board Committee Meeting Minutes
- P. Other Administrative Matters

**Q. Closed Session**

These items are scheduled for Thursday, November 15, 2007.

**ADJOURN** - The meeting will reconvene on Thursday, November 15, 2007, at 9:30 a.m.

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The hearing location is accessible to people with disabilities. Please contact Claudia Madrigal at (916) 324-8261, or e-mail [Claudia.Madrigal@boe.ca.gov](mailto:Claudia.Madrigal@boe.ca.gov) if you require special assistance.

Diane G. Olson, Chief  
Board Proceedings Division

\* Public comment on any committee agenda item will be accepted at the beginning of the committee meeting.

\*\* Public comment on any agenda item, other than a Closed Session item or an item which has already been considered by a Board Committee, will be accepted at that meeting.

- + Material is available for this Item.
- ++ Material will be available at a later date.
- "CF" Constitutional Function – The Deputy State Controller may not participate in this matter under Government Code section 7.9.



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**450 N Street, Room 121, Sacramento**  
**November 14-15, 2007**  
**NOTICE AND AGENDA**  
**Meeting Agenda (as of 3:31 a.m. 11/14/07)**

**Agenda Changes**

**Recorded on Thursday, November 15, 2007**

**Thursday, November 15, 2007**

**Board Meeting Reconvenes at 9:30 a.m.\*\***

Agenda items occur in the order in which they appear on the agenda. When circumstances warrant, the Board's Chairwoman, Ms. Yee, may modify the order of the items on the agenda.

**Board Meeting**

- A. Homeowner and Renter Property Tax Assistance Hearings**  
There are no items for this matter.
- B. Corporate Franchise and Personal Income Tax Hearings**  
These matters are scheduled for Wednesday, November 14, 2007.
- C. Sales and Use Tax Appeals Hearings**  
These matters are scheduled for Wednesday, November 14, 2007.
- D. Special Taxes Appeals Hearing**  
There are no items for this matter.

**E. Property Tax Appeals Hearings**

(Contribution Disclosure forms required pursuant to Gov. Code § 15626.)

**Petitions for Reassessment of Unitary Value**

- E1. U.S. Telepacific Corporation (7757), 414208 – **“CF”**  
For Petitioner: Peter Kotschedoff, Representative  
Amy Andersen, Representative  
For Department: Travis Fullwood, Legal Analyst  
Richard Moon, Tax Counsel
- E2. Golden State Water Company (101), 414767 – **“CF”**  
For Petitioner: Paul Bellon, Representative  
Peter Hladek, Representative  
Amy Frees, Representative  
For Department: Andrew Jacobson, Tax Counsel

**Petitions for Reassessment of Unitary Escaped Assessment**

- E3. O1 Communications, Inc. (7791), 388338 – **“CF”**  
For Petitioner: Appearance Waived  
For Department:
- E4.a Verizon Wireless (2512), 405333 – **“CF”**  
E4.b Sacramento Valley LP (2513), 406373 – **“CF”**  
E4.c Los Angeles SMSA LP (2532), 406374 – **“CF”**  
E4.d Fresno MSA LP (2552), 406375 – **“CF”**  
E4.e GTE Mobilnet of California LP (2559), 406376 – **“CF”**  
E4.f GTE Mobilnet of Santa Barbara LP (2627), 406377 – **“CF”**  
E4.g Cellco Partnership (2667), 406378 – **“CF”**  
E4.h California RSA #4 (2669), 406379 – **“CF”**  
For Petitioner: Michael Mupo, Taxpayer  
Peter Michaels, Attorney  
For Department: Daniel Paul, Tax Counsel

## F. Public Hearings

- F1 Proposed Amendments to Property Tax Rule 101, *Board-Prescribed Exemption Forms*, and Property Tax Rule 171, *Board –Prescribed Forms for Property Statements+* .....Ms. Riley

The purpose of the proposed amendments to California Code of Regulations, title 18, sections 101, *Board-Prescribed Exemption Forms*, and 171, *Board-Prescribed Forms for Property Statements* (Property Tax Rules 101 and 171, respectively), are to permit the Board to review and approve property tax forms for county assessors via e-mail and/or the Internet, delete rules prescribing the use of long and short-form property statements to eliminate unnecessarily repetitive amendments, and make minor, non-substantive grammatical and text-style improvements.

- F2 Proposed Amendments to Sales and Use Tax Regulation 1699, *Permits+* .....Mr. Levine

Regulation 1699(f), *Inactive Permits*, is proposed to be amended to clarify the administration of inactive seller's permits. The proposed regulation changes the language in Regulation 1699(f) by clarifying the methods for notifying the board when a seller's permit becomes inactive, explains limitations on predecessor's liability and clarifies the regulatory limitation on the fraud penalty.

- F3 Proposed Adoption of Alcohol Beverage Tax Regulation 2558, *Distilled Spirits*, Regulation 2559, *Presumption-Distilled Spirits*, Regulation 2559.1, *Rebuttable Presumption–Distilled Spirits*, Regulation 2559.3, *Internet List*, and Regulation 2559.5, *Correct Classification+* ..... Ms. Brisbane

Proposed adoption of the following regulations relating to taxing flavored malt beverages as distilled spirits: 2558. *Distilled Spirits*, 2559. *Presumption – Distilled Spirits*, 2559.1. *Rebuttable Presumption – Distilled Spirits*, 2559.3. *Internet List* and 2559.5. *Correct Classification*.

### Chief Counsel Matters

There are no items for the following matters.

- J. Rulemaking
- K. Business Taxes
- L. Property Taxes
- M. Other Chief Counsel Matters

**Administrative Session****N. Consent Agenda..... Ms. Olson**

- N1 Approval of Board Employee Retirement Resolutions+
- Leon J. Adams
  - David Dunlap
  - Eva Kay
  - Lena F. Ng
- N2 Approval of Board Retirement Resolution+
- Marsha A. Wharff
- N3 Approval of Report on Effects of Proposition 10 on Cigarette and Tobacco Products Consumption+
- N4 Approval of 2008 Timberland Production Zone Values+
- N5 Approval of Sales Tax Prepayment Rate on Motor Vehicle Fuel, Diesel Fuel and Jet Fuel+
- N6 Approval of Assessors' Handbook Section 531, Residential Building Costs+
- N7 Approval of Assessors' Handbook Section 534, Rural Building Costs+
- N8 Approval of Assessors' Handbook Section 581, Equipment Index and Percent Good Factors+
- N9 Approval of Form BOE-62-DP, Claim for Reassessment Reversal for Registered Domestic Partners+
- N10 Approval of fractionally owned aircraft forms: Form BOE-570-FO-1, *Supplementary Schedule to the Business Property Statement --- Aircraft Cost Report*, and instructions; and, Form BOE-570-FO-2, *Supplementary Schedule to the Business Property Statement --- Aircraft Value Computation*, and instructions+

**O. Adoption of Board Committee Report and Approval of Committee Actions**

- O1 Legislative Committee
- O2 Customer Service and Administrative Efficiency Committee

**P. Other Administrative Matters****P1 Executive Director's Report .....Mr. Hirsig**

- a. Headquarters Building Update
- b. Resolution of Appreciation to Franchise Tax Board

**P2 Chief Counsel Report**

There are no items for this matter.

**P3 Deputy Director's Report**

- a. Sales and Use Tax  
There are no items for this matter.
- b. Property and Special Taxes  
There are no items for this matter

**c. Administration .....Mr. Gau**

1. Renewal of Department of Technology Service Interagency Agreement for Fiscal Year 2007-2008++
2. Status Report on Unallocated Reduction Request++
3. CEA Status-For Information and Approval++
  - Pending Position Actions
  - Request for Approval of CEA I Upgrades

**Announcement of Closed Session ..... Ms. Olson****Q. Closed Session**

- Q1 Discussion and approval of staff recommendations regarding settlement cases (Rev. & Tax. Code §§ 6901, 7093.5, 30459.1 and 50156.11)
- Q2 Pending litigation: *barnesandnoble.com llc v. State Board of Equalization*, San Francisco Superior Court, Case No. 456465 (Gov. Code § 11126(e))
- Q3 Pending litigation: *Schroeder, et al. v. State Board of Equalization, et al.* (Gov. Code § 11126(e)(2)(B)(i))
- Q4 Pending litigation: *National Film Laboratories v. State Board of Equalization*, Court of Appeal, Fourth Appellate District, Case No. D049006 (Gov. Code § 11126(e))
- Q5 Discussion and action on personnel matters (Gov. Code § 11126(a))

**Announcement of Open Session ..... Ms. Olson****ADJOURN**

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