



STATE BOARD OF EQUALIZATION
450 N STREET, SACRAMENTO, CALIFORNIA
PO BOX 942879, SACRAMENTO, CALIFORNIA 94279-0080
(916) 322-2270 • FAX (916) 324-3984
www.boe.ca.gov

BETTY T. YEE
First District, San Francisco

MICHELLE STEEL
Third District, Rolling Hills Estates

JEROME E. HORTON
Fourth District, Los Angeles

JOHN CHIANG
State Controller

BARBARA ALBY
Acting Member
Second District, Sacramento

RAMON J. HIRSIG
Executive Director

STATE BOARD OF EQUALIZATION MEETING
450 N Street, Room 121, Sacramento
March 23-25, 2010
NOTICE AND AGENDA
Meeting Agenda (as of 4:40 p.m., 03/22/10)

Agenda Changes

Tuesday, March 23, 2010

1:30 p.m. Board Meeting Convenes\*\*

Agenda items occur in the order in which they appear on the agenda. When circumstances warrant, the Board's Chair may modify the order of the items on the agenda. Items may be postponed to a subsequent day; however, items will not be moved to an earlier day.

Board Committee Meeting

This item is scheduled for Wednesday, March 24, 2010.

Special Presentation ..... Ms. Yee

- Presentation of Board Resolution

Honorable Bill Leonard +

- 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.)

- B1a. Granite Rock Company, 420038 +
B1b. Bruce W. Woolpert and Rose Ann Woolpert, 420171 +
B1c. Bruce G. Woolpert and Mary E. Woolpert, 420181 +
B1d. Stephen G. Woolpert and Elizabeth M. Woolpert, 420221 +
B1e. Arthur Woolpert, 420187 +
B1f. Marianne Woolpert, 420219 +
B1g. Joseph Woolpert, 420222 +
B1h. Melissa E. Woolpert, 420223 +

For Appellant: Bruce W. Woolpert, Taxpayer
David Colker, Attorney
Stephen James Snodgrass, Representative
For Franchise Tax Board: Daniel Biedler, Tax Counsel
Terry Collins, Tax Counsel

- B2. [Walter B. Elcock and Laura K. Elcock, 474172 +](#)  
 For Appellant: William E. Taggart, Jr., Attorney  
 For Franchise Tax Board: Terry Collins, Tax Counsel  
 Natasha Page, Tax Counsel
- B3. [Kenneth Pillay, 487771 +](#)  
 For Appellant: Kenneth Pillay, Taxpayer  
 For Franchise Tax Board: Suzanne Small, Tax Counsel  
 Karen Smith, Tax Counsel
- B4. [Clovus M. Sykes, 492696, 492702 +](#)  
 For Appellant: Clovus M. Sykes, Taxpayer  
 For Franchise Tax Board: Jane Perez, Tax Counsel  
 Karen Smith, Tax Counsel

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

These items are scheduled for Wednesday, March 24, 2010 and Thursday, March 25, 2010.

**D. Special Taxes Appeals Hearing**

This item is scheduled for Thursday, March 25, 2010.

- E. Property Tax Appeals Hearings  
 There are no items for this matter.

**F. Public Hearings**

- F1. [Regulation 1698.5, Audit Procedures +](#) ..... Mr. Tucker  
 Public hearing for the proposed adoption of Regulation 1698.5 regarding audit procedures.
- F2. [Regulation 4903, Innocent Spouse or Registered Domestic Partner Relief from Liability +](#) ..... Ms. Johnstone  
 Public hearing regarding the proposed adoption of Regulation 4903 (and related cross-referencing regulations) to prescribe the requirements for obtaining innocent spouse relief from specified taxes and fees.

**G. Tax Program Nonappearance Matters – Consent**

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

- G1. Legal Appeals Matters .....Mr. Levine
- Petitions for Rehearing
    1. Liberty Supplies Company, Inc., 405242 (AA)
  - Hearing Notice Sent – No Response
    2. James Anthony Dipinto, 445553 (KH)
    - 3a. David L. Wallace, 289815 (EH)
    - 3b. Kris L. Wallace, 442751 (EH)
    4. Steve and Vickie Marriott, 442732 (UT)
    - 5a. Mohammed Ali Khaskar Fard, 417571, 417575 (AC)
    - 5b. Alexe’s State Jewelry, Inc., 417573 (AC)
  - Hearing Notice Sent – Appearance Waived
    6. Costa Mike Tannous, 340508 (BH)
  - Petitions for Release of Seized Property
    7. Jimmy Bui, 515505 (ET)
    8. Charles Rehmati and Seema Ruzgani, 519676 (ET)
- G2. Franchise and Income Tax Matters .....Ms. Kelly
- Decisions
    1. Loren Berk, 483646
    2. Timothy W. Casarez, 476761
    3. Daniel P. Chiara and Lauren A. Chiara, 442174
    4. Dwayne Daniels, 440108
    5. Gloria D. Dickerson, 439517
    6. Earnmax Mortgage Corporation, 478143
    7. Bruce A. Freedline, 405927
    8. Joyce A. Miller, 382018
    9. William J. O’Connell III, 426210
    10. Richard Ortega, 441636
    11. Rahm (Ron) Rowhani, 461572
    12. Ruth Scherfenberg, 421723
    13. Melanti L. Siau, 445995
    14. Kurt Sondgroth, 447175
    15. Gregory Teeters, 467152
  - Petitions for Rehearing
    16. Charles H. Bond, 468891
    17. Shawn Mills, 441635
    18. Steve Olmos, 441632
    19. Barbara Bladen Porter, 424104
    20. Marianne Pretscher-Johnson, 440770
    21. Marianne Pretscher-Johnson, 444214
    22. Rodney Walker, 461172
  - Hearing Notice Sent – Appearance Waived
    23. Frank Martin, 489367

- G3. Homeowner and Renter Property Tax Assistance Matters ..... Ms. Kelly
- Decisions
    1. Stephen M. Aldridge, 443881
    2. Reana Anderson, 449809
    3. Rebecca S. Brannan, 443295
    4. Doris N. Cintron, 445341
    5. Betty Lou Erickson (Deceased), 436159
    6. Patricia J. Fanning, 458631
    7. Susie Jaeger, 445919
    8. Ok Hee Joe, 423625
    9. Inger Keith, 426788
    10. Guadalupe G. Magos, 426137
    11. Rita L. Miles, 441577
    12. Carmen Z. Peralta, 442527
    13. Keochoi Phothiwat, 427285
    14. Jane W. Power, 473090
    15. Seyedeh Razavian, 448040
    16. Ronnie Vallet, 450602
    17. Ruenn Shyan Wang, 437614
    18. Jo Anne Wilkinson, 473129
    19. Laura R. Williams, 424267
    20. A. Woods, 443186
- G4. Sales and Use Taxes Matters ..... Ms. Henry
- Redeterminations
    1. A & A Ready Mixed Concrete, Inc., 488770 (EA)
    2. International Business Machines Corp., 447655 (OH)
    3. Alonso Munoz, 418695 (EH)
    4. Brian J. Mills, 461965 (EA)
    5. Fisher Scientific Co., LLC, 461618 (OH)
    6. De Lage Landen Operational Services, LLC, 479496 (OH)
    7. Silicon Graphics Federal, Inc., 379232 (CH)
    8. Haskel International, Inc., 491363 (AC)
    9. MSC-Medical Services Company, Inc., 466101 (OH)
  - Relief of Penalty/Interest
    10. Foot Locker Retail, Inc., 519428 (OH)
    11. Save Mart Supermarkets, 519429 (KH)
  - Denials of Claims for Refund
    12. LBS Financial Credit Union, 451329 (EA)
    13. Business Objects Americas, 358658 (GH)
    14. The Permanente Medical Group, Inc., 350183 (CH)
    15. Federal Express Corporation, 196286 (OH)
    16. Merillat Corporation, 415509 (OH)
    17. Proquire, LLC, 436405 (OH)

- G5. Sales and Use Taxes Matters – Credits, Cancellations, and Refunds ..... Ms. Henry
- Credits and Cancellations
    1. Kenneth D. Durrett, 443768 (OH)
    2. Donna M. Stennis, 433474 (AS)
    3. Lynton D. Adams, 520058 (EA)
    4. Icon International, LLC, 432523 (AS)
    5. Hoop Retail Stores, LLC, 512296 (OH)
    6. Maisie Yolanda Ott, 461734 (JH)
  - Refunds
    7. Buena Vista Home Video, 435365 (OH)
    8. LBS Financial Credit Union, 451329 (EA)
    9. The Permanente Medical Group, Inc., 350183 (CH)
    10. The Regents of the University of California, 403162 (FH)
    11. Merillat Corporation, 415509 (OH)
    12. Kokusai Semiconductor Equipment Corp., 491298 (GH)
    13. GPS Consumer Direct, Inc., 400648 (OH)
    14. Abraxis Bioscience, Inc., 437844 (OH)
    15. Southern California Gas Company, 205208 (AA)
    16. Kaiser Foundation Hospitals, 350184 (CH)
    17. Solectron USA, Inc., 518869 (GH)
    18. Kinecta Federal Credit Union, 491464 (AS)
    19. Regal Cinemas, Inc., 479026 (OH)
    20. Pacific Service Credit Union, 494550 (CH)
    21. Applied Minds, Inc., 510504 (AC)
    22. GPS Services, Inc., 400434 (BH)
    23. Flynn, Sabatino and Day, Inc., 443998 (AS)
    24. Veeco Process Equipment, Inc., 485606 (OH)
    25. Drive Financial Services, LP, 462795 (OH)
    26. Southside Financial Group, LLC, 481114 (OH)
- G6. Special Taxes Matters ..... Mr. Gau
- Redeterminations
    1. Laidlaw Transit Services, Inc., 303428 (MT)
    2. MBIA Insurance Corporation, 111737 (ET) 'CF'
    3. MBIA Insurance Corporation, 307815 (ET) 'CF'
- G7. Special Taxes Matters – Credits, Cancellations, and Refunds ..... Mr. Gau
- Refunds
    1. Laidlaw Transit Services, Inc., 332585 (MT)
    2. IPC (USA), Inc., 379280, 432708 (MT)
    3. The Wine Group, LLC, 493582 (ET) 'CF'

There are no items for the following matters:

- G8. Property Tax 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. James M. Heim, 379939 (CH) +
    2. James Bass Smith, 353126 (UT) +
  - Petitions for Release of Seized Property
    3. Surinder Singh, 506263 (ET) +
- H2. Franchise and Income Tax Matters .....Ms. Kelly
- Decisions
    1. Michael D. Charles, 439490, 440947
    2. Fernando Gutierrez, 449484
    3. David L. McKibbin and Sherri L. McKibbin, 340534
    4. Prudential Commercial Leasing, Inc., 468875
    5. Andra R. Sachs, 446027
- H3. Homeowner and Renter Property Tax Assistance Matters  
There are no items for this matter.
- H4. Sales and Use Taxes Matters..... Ms. Henry
- Denial of Relief of Penalty/Interest
    1. Thermo Keytek, LLC, 494632 (OH)
- H5. Sales and Use Taxes Matters – Credits, Cancellations,  
and Refunds ..... Ms. Henry
- Refund
    1. Ultramar, Inc., 486928

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

**I. Tax Program Nonappearance Matters**(Contribution Disclosure forms not required pursuant to Gov. Code § 15626.)

- I1. Property Taxes Matters..... Mr. Gau
- Audits
    1. Southern California Gas Company, (149) – “CF”
    2. ABS-CBN Telecom North America, Inc., (7581) – “CF”
    3. Telmex USA, LLC, (7866) – “CF”

- I2. Offers in Compromise Recommendations .....Ms. Ogrod/ Ms. Marte
1. Jeff Parsons and Robin Parsons, J.R. Brewski's, Inc.
  2. Thomas Dodson and Linda Dodson
  3. Richard Walton and Matrix Communications, LLC
  4. Cupid's Garden Bridal Boutique, Inc.
  5. Blair Wilkes and Lynnette Wilkes
  6. John Herrera
- I3. Local Tax Reallocation Matters .....Mr. Levine
- Petition for Rehearing
  - 1. [City of Union City, 469296 +](#)

### Chief Counsel Matters

#### J. Rulemaking

These items are scheduled for Thursday, March 25, 2010.

There are no items for the following matters:

- K. Business Taxes
- L. Property Taxes

#### M. Other Chief Counsel Matters

This item is scheduled for Thursday, March 25, 2010.

### Administrative Session

The following items are scheduled for Thursday, March 25, 2010.

- N. Consent Agenda
- O. Adoption of Board Committee Reports and Approval of Committee Actions
- P. Other Administrative Matters

#### Q. Closed Session

These items are scheduled for Thursday, March 25, 2010.

**Adjourn** - The meeting will reconvene on Wednesday, March 24, 2010, at 9:30 a.m.

If you wish to listen to and/or view a live broadcast of the Board meeting, please go to [www.boe.ca.gov](http://www.boe.ca.gov) and click on Webcast.

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The hearing location is accessible to people with disabilities. Please contact Joann Richmond at (916) 322-1931, or e-mail [Joann.Richmond@boe.ca.gov](mailto:Joann.Richmond@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
March 23-25, 2010
NOTICE AND AGENDA
Meeting Agenda (as of 4:40 p.m., 03/22/10)

Agenda Changes

Wednesday, March 24, 2010

9:30 a.m. Board Committee Meetings Convene\*

Board Meeting Convenes upon Adjournment of the Board Committee Meeting\*\*

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Board Committee Meeting\*

Legislative Committee .....Mr. Horton, Committee Chair

- 1. Status Report on Implementation of ABx4 18 (Committee on Budget, Ch. 16, Fourth Extraordinary Session) – Use Tax Registration

Board Meeting\*\*

C. Sales and Use Tax Appeals Hearings

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

C1. Macromedia, Inc., 461946 (BH) +

For Petitioner: Sonja Johnson, Representative
Purva Samant, Representative
Tran Nguyen, Representative
For Department: Scott Lambert, Hearing Representative

C2a. Douglas Brent Dunbar, Zaid Rahmani, and Irina Rasuli, 295401 (CH) +

C2b. Smoker's Paradise, LLC, 295398, 378099, (GH) +

C2c. Douglas Brent Dunbar and Zaid Rahmani, 304043, 378109 (CH) +

C2d. Cheaper Cigarette, Douglas Brent Dunbar, Mansoor Rahmani, Tariq Rasuli and Zaid Rahmani, 296295 (JH) +

- C2e. [Cigarettes "R" Cheaper, Zaid Rahmani, Tariq Mohammed Rasuli and Monsoor Rahmani, 296294 \(JH\) +](#)
- C2f. [Cigarette Center, LLC, 295400, 378108 \(CH\) +](#)  
For Petitioners/Claimants: Douglas Dunbar, Taxpayer  
Zaid Rahmani, Taxpayer  
Tariq Rasuli, Taxpayer  
For Department: Cary Huxsoll, Tax Counsel
- C3. [TestOut Corporation, 400769, 400658 \(OH\) +](#)  
For Petitioner/Claimant: Steve Young, Attorney  
For Department: Brad Heller, Tax Counsel
- C4. [James Fishman, 355538 \(CH\) +](#)  
For Petitioner: James Fishman, Taxpayer  
For Department: Cary Huxsoll, Tax Counsel

**1:30 p.m. Board Meeting Reconvenes\*\***

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

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

- C5. [Sukrita Sanahi, 436874 \(EA\) +](#)  
For Petitioner: Sukrita Sanahi, Taxpayer  
Sham Sunder, Witness  
For Department: Scott Lambert, Hearing Representative
- C6. [Winntech Digital Systems, Inc., 353092, 416075, 416073 \(OH\) +](#)  
For Petitioner: Steven L. Matthews, Taxpayer  
Joseph D. Prelogar, Representative  
For Department: Scott Lambert, Hearing Representative
- C7. [Edward A. Foster, 424872 \(CH\) +](#)  
For Petitioner: Edward A. Foster, Taxpayer  
For Department: Andrew Kwee, Tax Counsel

**Adjourn** - The meeting will reconvene on Thursday, March 25, 2010, at 9:30 a.m.

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**450 N Street, Room 121, Sacramento**  
**March 23-25, 2010**  
**NOTICE AND AGENDA**  
**Meeting Agenda (as of 4:40 p.m., 03/22/10)**

[Agenda Changes](#)

**Thursday, March 25, 2010**

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

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

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

C8. [Kenneth Richard McLeod, 435025, 504922 \(KH\) +](#)  
For Petitioner/Claimant: Kenneth Richard McLeod, Taxpayer  
Kenneth Roy McLeod, Representative  
For Department: Cary Huxsoll, Tax Counsel

C9a. [Rebecca Ann Scherz, 416659 \(CH\) +](#)  
C9b. [Eric Brian Scherz, 401795 \(CH\) +](#)  
For Petitioner: Eric B. Scherz, Taxpayer  
For Department: Andrew Kwee, Tax Counsel

**D. Special Taxes Appeals Hearing**

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

D1. [DFC Gas & Wine, LLC, 513008 \(ET\) +](#)  
For Petitioner: Harpreet Dhaliwal, Taxpayer  
For Department: Stephen Smith, Tax Counsel

**Chief Counsel Matters**

**J. Rulemaking**

**Section 100 Changes**

- J1. [Sales and Use Tax Regulation 1525.7, Rural Investment Tax Exemption +](#).....Mr. Heller  
Staff request for authorization to complete Rule 100 changes to repeal Regulation 1525.7 based on the repeal of Revenue and Taxation Code section 6378.1 by its own terms effective January 1, 2006.
- J2. [Sales and Use Tax Regulation 1584, Membership Fees +](#) .....Mr. Heller  
Staff request for authorization to complete Rule 100 changes to delete obsolete reference to the operative date of January 1, 1996.
- J3. [Sales and Use Tax Regulation 1602.5, Reporting Methods for Grocers +](#).....Mr. Heller  
Staff request for authorization to complete Rule 100 changes to update the tax rates used in the example included in the regulation.
- J4. [Sales and Use Tax Regulation 1700, Reimbursement for Sales Tax +](#).....Mr. Heller  
Staff request for authorization to complete Rule 100 changes to update the tax rates used in the examples included in the regulation.

#### **M. Other Chief Counsel Matters**

- M1. [Request for Resolution Concerning Coverage for BOE Volunteers +](#) ..... Ms. Silva/ Ms. Fien  
Recommendation and request for resolution regarding workers' compensation coverage for volunteers performing services to the agency.

#### **Administrative Session**

- N. Administrative Consent Agenda** ..... Ms. Olson  
(Contribution Disclosure forms not required pursuant to Gov. Code § 15626.)
- N1. [Board Employee Retirement Resolutions +](#)
- Sandra Kay Ellerson
  - Harold J. Scott
  - Elena A. Shroyer
  - Luis Torres
  - Edward Toussaint
  - Estelita B. Velasquez
  - Brenda Ward
- N2. Board Resolution
- [Honorable Rick Auerbach, Los Angeles County Assessor +](#)

- N3. Approval of Board Meeting Minutes
- November 17-19, 2009 +
  - December 15-16, 2009 +
  - January 26-27, 2010 +
  - February 23-24, 2010 +
- N4. 2010 Timber Advisory Committee Membership +  
Approval of 2010 Timber Advisory Committee appointments.
- N5. Approval of revisions to Audit Manual Chapter 4, *General Audit Procedures* +  
Revisions add section 04340.30, *Application of Overpayments to Expired Liabilities but within the Claim for Refund Period*.
- N6. Approval of revisions to Audit Manual Chapter 10, *Occasional Sales - Sales of a Business* +  
Revisions to section 1005.30, *Mergers*, streamline the process of obtaining a certified copy of the merger agreement from the Secretary of State.
- O. Adoption of Board Committee Report and Approval of Committee Actions**
- O1. Legislative Committee
- P. Other Administrative Matters**
- P1. [Executive Director's Report +](#) ..... Mr. Hirsig
- a. BOE 2010-15 Strategic Plan Update  
Update the Board's 2010-2015 Strategic Plan.
  - b. [Conferencing Technologies Pilot Update +](#) ... Ms. Gore/Ms. Brannen  
Updates on video streaming Culver City Board Meeting and the Conferencing Technologies Pilot project.
  - c. [Proposal to Reorganize the Special Taxes Divisions +](#) ..... Mr. Gau  
Update on the proposal to reorganize the Special Taxes Divisions along functional lines.
- P2. Chief Counsel Report  
There are no items for this matter.
- P3. Sales and Use Tax Deputy Director's Report ..... Ms. Henry
1. [Update on Unapplied Remittances Project +](#)  
Requested update for the number of unapplied remittances refunded without credit interest.
- P4. Property and Special Taxes Deputy Director's Report  
There are no items for this matter.

- P5. **Administration Deputy Director's Report +** ..... Ms. Houser
1. **Contract Over \$1 Million – This item is for Board approval. +**
    - a. Microsoft Licenses – This acquisition will upgrade prior versions of Office to Office 2007 and ~~purchase some SharePoint licenses.~~
  2. Facilities Update
 

These items provide information and may require Board action.

    - a. Headquarters Facilities – Update on the Headquarters remediation project ~~including activated swing space moves.~~
    - ~~b. Headquarters Annex – Update on the site search selection for the Headquarters annex locations.~~
    - c. 2009 State Agency Recognition Award (SARA)– Governor's Bronze Award to the Acquisitions Branch for increasing its participation in the State's Small Business and Disabled Veteran Business Enterprise programs.
  - ~~3. 2009/10 and 2010/11 Budget Update, Furlough Plan and Layoffs~~

These items provide information and may require Board action.

    - ~~a. Information regarding the Governor's 2009/10 Budget, Governor's Executive Order S-16-08 State Employee Furlough, and layoffs.~~
    - ~~b. Update on the Governor's 2010/11 Budget.~~
- P6. Technology Deputy Director's Report  
There are no items for this matter.

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: *Modern Mold International, Inc., Internet Design Technologies v. State Board of Equalization*, Los Angeles County Superior Court Case No. BC361123 (Gov. Code § 11126(e))
- Q3. Pending litigation: *City of Los Angeles v. State Board of Equalization*, Los Angeles Superior Court Case No. BS124950; *City of Alhambra et al. v. State Board of Equalization*, Los Angeles Superior Court No. BS124978; *City of Palmdale, et al. v. State Board of Equalization*, Los Angeles County Superior Court Case No. BS124919 (Gov. Code § 11126(e))
- Q4. Pending litigation: *Woosley v. State of California*, Los Angeles County Superior Court, Case No. B209890 (Gov. Code § 11126(e))

- Q5. Pending litigation: *Lucent Technologies, Inc., and AT&T Corp. v. State Board of Equalization*; Los Angeles County Superior Court, Case No. BC402036 (Gov. Code § 11126(e))
- Q6. Pending litigation: *Greyhound Lines, Inc. v. California State Board of Equalization, and Does 1 through 25 inclusive*, Superior Court of the State of California, County of Sacramento Case No. 07CS00054 (Gov. Code § 11126(e))
- Q7. Pending litigation: *Governor Arnold Schwarzenegger, et al. v. State Controller John Chiang, et al.*, Sacramento County Superior Court, Case No. 34-2009-80000158 (Gov. Code § 11126(e))
- Q8. Pending litigation: *Schroeder, et al. v. State Board of Equalization, et al.* Sacramento Superior Court Case No. 34-2008-00004467-CU-MT-GDS; *Frankot, et al. v. State Board of Equalization, et al.*, Sacramento Superior Court Case No. 34-2008-00012174-CU-PO-GDS; and, *Allen, et al. v. State Board of Equalization, et al.*, Sacramento Superior Court, Case No. 34-2008-00017014-CU-TT-GDS (Gov. Code § 11126(e)(2)(B)(i))
- Q9. Discussion and action on personnel matters (Gov. Code § 11126(a))

Announcement of Open Session..... Ms. Olson

## Adjourn

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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.