II.			
1	KAMALA D. HARRIS		
2	Attorney General of California PETER K. SOUTHWORTH Supervising Deputy Attorney General SETH E. GOLDSTEIN		
3			
4	Deputy Attorney General State Bar No. 238228		
5	1300 I Street, Suite 125 P.O. Box 944255		
	Sacramento, CA 94244-2550		
6	Telephone: (916) 327-2364 Fax: (916) 324-8835 E-mail: Seth.Goldstein@doj.ca.gov Attorneys for Defendant and Respondent		
7			
8	California State Board of Equalization		
9	SUPERIOR COURT OF THE STATE OF CALIFORNIA		
10	COUNTY OF SACRAMENTO		
11			
12			
13			
14	CITY OF BELLFLOWER; SUCCESSOR	Case No. 34-2012-80001269	
15	AGENCY OF THE DISSOLVED REDEVELOPMENT AGENCY OF THE	ANSWER OF RESPONDENT	
16	CITY OF BELLFLOWER; CITY OF CERRITOS; CERRITOS	CALIFORNIA STATE BOARD OF EQUALIZATION	
	REDEVELOPMENT AGENCY	EQUALIZATION	
17	SUCCESSOR AGENCY; CITY OF CHULA VISTA; CHULA VISTA		
18	REDEVELOPMENT AGENCY SUCCESSOR AGENCY; CITY OF EL		
19	CENTRO; EL CENTRO REDEVELOPMENT AGENCY		
20	SUCCESSOR AGENCY; CITY OF FOLSOM; FOLSOM REDEVELOPMENT		
21	AGENCY SUCCESSOR AGENCY; CITY		
22	OF GRASS VALLEY; GRASS VALLEY REDEVELOPMENT AGENCY		
23	SUCCESSOR AGENCY; CITY OF HUGHSON; HUGHSON		
24	REDEVELÓPMENT AGENCY SUCCESSOR AGENCY; CITY OF		
25	LOMPOC; SUCCESSOR AGENCY TO THE DISSOLVED LOMPOC		
	REDEVELOPMENT AGENCY; CITY OF		
26	OXNARD; OXNARD COMMUNITY DEVELOPMENT COMMISSION		
27	SUCCESSOR AGENCY; CITY OF SAN GABRIEL; SAN GABRIEL		
28	REDEVELOPMENT AGENCY]	

Answer of Respondent California State Board of Equalization (34-2012-80001269)

i		
1	SUCCESSOR AGENCY; CITY OF	
2	SIGNAL HILL; SIGNAL HILL REDEVELOPMENT AGENCY	
3	SUCCESSOR AGENCY; CITY OF	
ر	TRUCKEE, TRUCKEE REDEVELOPMENT AGENCY	
4	SUCCESSOR AGENCY; CITY OF TULARE; TULARE REDEVELOPMENT	
5	AGENCY SUCCESSOR AGENCY,	
6	Plaintiffs and Petitioners,	
7	v.	
8	ANA MATOSANTOS, in her official	
9	capacity as California State Director of Finance; CALIFORNIA STATE BOARD OF EQUALIZATION; WENDY	
10	WATANABE, in her official capacity as Los	
11	Angeles County Auditor-Controller, RITA WOODARD, in her official capacity as	
12	Tulare County Auditor-Controller; MARCIA SALTER, in her official capacity	
	as Nevada County Auditor-Controller;	
13	JULIE VALVERDE in her official capacity as Sacramento County Auditor-Controller;	
14	DOUGLAS NEWLAND in his official	
15	capacity as Imperial County Auditor- Controller; LAUREN KLEIN in her official	
16	capacity as Stanislaus County Auditor- Controller; TRACY SANDOVAL in her	
	official capacity as San Diego County	
17	Auditor-Controller; CHRISTINE L. COHEN in her official capacity as Ventura	
18	County Auditor-Controller; ROBERT W. GEIS, in his official capacity as Santa	
19	Barbara County Auditor-Controller,	
20	Defendants and Respondents.	
21	Respondents.	
22	Respondent California State Board of Equalization hereby answers the petition for writ o	
23	mandate and complaint of Petitioners and Plaintiffs City of Bellflower et al. as follows:	
24	1. Except as noted below, Respondent lacks information or belief sufficient to admit or	
25	deny the allegations of the petition and complaint and on that basis denies the allegations.	
26	2. Respondent admits that it is an agency of the state of California and administers	
27	California's sales and use tax programs.	
28		

- 3. Because the requirements for the Board to withhold or offset local sales and use taxes under AB 1484 are under the direction of the Department of Finance and purely ministerial, Respondent takes no position on Petitioners' entitlement to the relief requested in the petition and complaint.
- 4. Respondent denies any liability for attorney fees and costs that may be claimed by Petitioners in this proceeding.

ACCORDINGLY, the California State Board of Equalization prays as follows:

- 1. That the Court render a decision that is consistent with law.
- 2. That the Court grant the California State Board of Equalization such additional relief as it deems proper.

Respectfully Submitted,

KAMALA D. HARRIS Attorney General of California PETER K. SOUTHWORTH Supervising Deputy Attorney General

SETH E. GOLDSTEIN

Deputy Attorney General

Attorneys for Defendant and Respondent California State Board of Equalization

DECLARATION OF SERVICE BY U.S. MAIL

Case Name:

City of Bellflower, et al. v. Ana Matosantos, et al.

No.:

34-2012-80001269

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On October 24, 2012, I served the attached Answer of Respondent California State Board of Equalization by placing a true copy thereof enclosed in a sealed envelope in the internal mail collection system at the Office of the Attorney General at 1300 I Street, Suite 125, P.O. Box 944255, Sacramento, CA 94244-2550, addressed as follows:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on October 24, 2012, at Sacramento, California.

Scott De Medeiros

Declarant

Signature

\$A2012108014 10973637.docx Case Name:

City of Bellflower, et al. v. Ana Matosantos, et al.

No.:

34-2012-80001269

SERVICE LIST - Updated October 24, 2012

Michael G. Colantuono
Teresa L. Highsmith
Holly Whatley
Colantuono & Levin, PC
300 S. Grand Avenue, Suite 2700
Los Angeles, CA 90071-3137
Attorneys for Plaintiffs and Petitioners City
of Bellflower, et al.

Auditor-Controller's Office
Hall of Administration
800 South Victoria Avenue
Ventura, CA 93009-1540
Accepting service on behalf of Christine L.
Cohen in her Official Capacity as Ventura
County Auditor-Controller

Lisa Walker Clerk 2800 W. Burrel Ave. Visalia, CA 93292 Accepting service on behalf of Rita Woodward, in her Official Capacity as Tulare County Auditor-Controller

Donna Landi Clerk of the Board of Supervisors 950 Maidu Ave., Suite 200 Nevada City, CA 95959 Accepting service on behalf of Marcia Salter, in her Official Capacity as Nevada County Auditor-Controller

Pam Villarreal
Deputy Clerk
1010 10th St., Suite 6700
Modesto, CA 95354
Accepting service on behalf of Lauren Klein, in her Official Capacity as Stanislaus
County Auditor-Controller

Jessil Fenley
Administrative Secretary to the Board of
Supervisors
940 Main Street, Suite 209
Sacramento, CA 92243
Accepting service on behalf of Douglas
Newland, in his official capacity as
Imperial County Auditor-Controller

Grazyna Danlewicz
Deputy Clerk
700 H Street, Room 2450
Sacramento, CA 95814
Accepting service on behalf of Julie
Valverde, in her official capacity as
Sacramento County Auditor-Controller

Melissa Cardenas Clerk 500 W. Temple St., Room 525 Los Angeles, CA 90012 Accepting service on behalf of Wendy Watanabe, in her official capacity as Los Angeles County Auditor-Controller

Lucia Dorado
Clerk
1600 Pacific Hwy., Room 166
San Diego, CA 92101
Accepting service on behalf of Tracy
Sandoval, in her official capacity as San
Diego County Auditor-Controller

Heather Fletcher
Audit Manager
105 E. Anapamu St., 3rd Floor
Santa Barbara, CA 93101
Accepting service on behalf of Robert W.
Geis, in his official capacity as Santa
Barbara County Auditor-Controller