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Supreme Court Approves Live Broadcast of Oral Argument in Tobacco Cases

Tuesday, March 3, in San Francisco

San Francisco—The California Supreme Court has approved a live statewide television broadcast of its oral argument in a case involving certification of a class action seeking damages against tobacco makers on Tuesday, March 3, 2009.

This case will be the third case to be heard that morning, in the Supreme Court Courtroom, Earl Warren Building, Fourth Floor, 350 McAllister Street, San Francisco. Oral argument will last one hour beginning at approximately 11:00 a.m. The case will be heard as part of the Supreme Court's regular March oral argument session.

The California Channel, a public affairs cable network, will broadcast live coverage of the oral argument on many cable stations throughout the state. It also will carry a live streaming Webcast at www.calchannel.com. California Channel reaches 5.5 million viewers statewide.

The legal issues in *In re Tobacco II Cases*, S147345, include the following:

- (1) In order to bring a class action under Unfair Competition Law (Bus. & Prof. Code, § 17200 et seq.), as amended by Proposition 64 (Gen. Elec. (Nov. 2, 2004)), must every member of the proposed class have suffered “injury in fact,” or is it sufficient that the class representative comply with that requirement?
- (2) In a class action based on a manufacturer’s alleged misrepresentation of a product, must every member of the class have actually relied on the manufacturer’s representations?

(more)

For more details on the case, including docket information and names of counsel, please see the Supreme Court's online Case Information System at:

<http://appellatecases.courtinfo.ca.gov/>.

The Supreme Court's complete March calendar with case summaries is posted on the California Courts Web site:

<http://www.courtinfo.ca.gov/courts/calendars/documents/SMARA09.PDF> .

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