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# NEWS RELEASE

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## **Summary of Cases Accepted During the Week of April 19, 2010**

*[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The statement of the issue or issues in each case set out below does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]*

**#10-46 *Harris v. City of Santa Monica, S181004.*** (B199571; 181 Cal.App.4th 1094; Los Angeles County Superior Court; BC341569.) Petition for review after the Court of Appeal reversed the judgment in a civil action. This case presents the following issue: Does the “mixed-motive” defense apply to employment discrimination claims under the Fair Employment and Housing Act (Gov. Code, § 12900 et seq.)?

**#10-47 *People v. Murphy, S180181.*** (E046742; 180 Cal.App.4th 905; San Bernardino County Superior Court; FSB060016.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court limited review to the following issue: Was defendant’s conviction under Penal Code section 115 preempted by Vehicle Code sections 20 and 10501, subdivision (a)?

**#10-48 *Save The Plastic Bag Coalition v. City of Manhattan Beach, S180720.*** (B215788; 181 Cal.App.4th 521; Los Angeles County Superior Court; BS116362.) Petition for review after the Court of Appeal affirmed the judgment in an action for writ of administrative mandate. This case presents the following issues: (1) Did an association of plastic bag manufacturers have standing to challenge a local ordinance banning the use of plastic bags? (2) Did the trial court err in ruling the ordinance invalid for the failure to prepare an environmental impact report?

**#10-49 *In re Mathewson, S180914.*** (D055007; nonpublished opinion; San Diego County Superior Court; HC19531.) Petition for review after the Court of Appeal granted relief on a petition for writ of habeas corpus.

The court ordered briefing deferred pending decision in *In re Molina*, S173260 (#09-38), and *In re Prather*, S172903 (#09-39), which present issues concerning judicial limitations on proceedings before the Board of Parole Hearings after a court determines that the Board abused its discretion in denying parole to an inmate.

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