



**NEWS RELEASE**

Contact: [Cathal Conneely](mailto:Cathal.Conneely), 415-865-7738

**FOR IMMEDIATE RELEASE**

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## Summary of Cases Accepted and Related Actions for Week of December 10, 2012

*[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.]*

**#12-116 *Fluor Corp. v. Superior Court, S205889.*** (G045579; 208 Cal.App.4th 1506; Orange County Superior Court; 06CC00016.) Petition for review after the Court of Appeal denied a petition for peremptory writ of mandate. This case presents the following issue: Are the limitations on assignment of third party liability insurance policy benefits recognized in *Henkel Corp. v. Hartford Accident & Indemnity Co.* (2003) 29 Cal.4th 934 inconsistent with the provisions of Insurance Code section 520?

**#12-117 *Holland v. Assessment Appeals Bd. No. 1, S205876.*** (B229656; 208 Cal.App.4th 1412; Santa Barbara County Superior Court; 01244457.) Petition for review after the Court of Appeal affirmed the judgment in action for writ of administrative mandate. This case presents the following issue: Under Revenue and Taxation Code section 62.1, what is the proper method for determining the assessed value of the real property interest in a mobilehome park after a transfer of a membership interest in the nonprofit corporation that owns the park?

**#12-118 *City of Temucula v. Cooperative Patients Services, Inc., S206085.*** (E053310; nonpublished opinion; Riverside County Superior Court; RIC1103777.) Petition for review after the Court of Appeal affirmed the issuance of a preliminary injunction in a civil action. The court ordered briefing deferred pending decision in *City of Riverside v. Inland Empire Patient's Health & Wellness Center, Inc.*, S198638 (12-03), which includes issues concerning preemption, under federal or state law, of local ordinances regulating or banning the operation of medical marijuana dispensaries and related activities.

**#12-119 *Reyes v. Liberman Broadcsting, Inc., S205907.*** (B235211; 208 Cal.App.4th 1537; Los Angeles County Superior Court; BC438669.) Petition for review after the Court of Appeal reversed an order denying a petition to compel arbitration in a civil

action. The court ordered briefing deferred pending decision in *Iskanian v. CLS Transportation Los Angeles, LLC*, S204032 (#12-97), which includes the following issue: Did *AT&T Mobility LLC v. Concepcion* (2011) 563 U.S. \_\_ [131 S. Ct. 1740, 179 L.Ed.2d 742] impliedly overrule *Gentry v. Superior Court* (2007) 42 Cal.4th 443 with respect to contractual class action waivers in the context of non-waivable labor law rights?

**#12-120 *Robinson v. SSW, Inc.*, S206347.** (A130174; 209 Cal.App.4th 588; San Francisco County Superior Court; CGC-06-457534.) Petition for review after the Court of Appeal affirmed the summary judgment in a civil action. The court ordered briefing deferred pending decision in *Greb v. Diamond Internat. Corp.*, S183365 (#10-98), which presents the following issue: Does Corporations Code section 2010, which does not limit the time for bringing lawsuits against a dissolved corporation, apply to a dissolved foreign corporation, or does the corporate survival law of the state in which the foreign corporation was incorporated apply?

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