

MEMORANDUM 2024-29

Minutes of Meeting on June 20, 2024 (Draft)

The California Law Revision Commission held a meeting on June 20, 2024, in Sacramento.¹ Invited speakers and the public were also able to attend the meeting via zoom teleconference.

A draft of Minutes for the June 20, 2024, meeting is attached for Commissioners to review.

The attached draft will be deemed final after it is approved by a vote of the Commission. When voting, the Commission may make specific changes to the Minutes. If so, those changes will be memorialized in the Minutes for the meeting at which the vote occurred.

The Bagley-Keene Open Meeting Act provides that attendees cannot be required to identify themselves.² As a means of observing that rule for teleconference attendees, the attendee list only includes teleconference attendees who have affirmatively consented to being identified in the Minutes, as part of the teleconference registration process required for those who wish to attend the meeting.

Respectfully submitted,

Sharon Reilly
Executive Director

Kristin Burford
Chief Deputy Director

¹ Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission's website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission's staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

² [Gov't Code § 11124](#).

***DRAFT* MINUTES OF MEETING**
CALIFORNIA LAW REVISION COMMISSION

June 20, 2024

A meeting of the California Law Revision Commission was held in Sacramento on June 20, 2024.

ATTENDANCE

Commission

Present Amb. (r.) David Huebner, Chairperson
 Senator Catherine Blakespear
 Maria Bee
 Ana Cubas
 Cara Jenkins, Legislative Counsel
 Victor King
 Richard Simpson

Absent Xochitl Carrion, Vice-Chairperson
 David A. Carrillo
 Assembly Member Ash Kalra

Staff

Sharon Reilly, Executive Director
Kristin Burford, Chief Deputy Director
Steve Cohen, Staff Counsel
Sarah Huchel, Staff Counsel
Debora Larrabee, Chief of Administrative Services
Megan Hayenga, Office Technician

Antitrust Experts

Abiel Garcia, Working Group 5
Cheryl Johnson, Consultant to Commission
David Kesselman, Working Group 5
Prof. Prasad Krishnamurthy, Working Group 2
Prof. John Kwoka, Working Group 2

Invited Speakers

Chamber of Progress: Prof. Jonathan Barnett
Google: Aaron Benjamin
Prof. John Newman
Yelp: David Segal, Peter Curzon, and James Daire

Other Attendees¹

Lynne Almeida	Mona Masri
Sara Ambrose	Chris May
Rae Beam	Doug Melamed
Bianca Blomquist	Teri Olle
Catherine Bracy	Andrea Ordin
Lucy Chinkezian	Rebecca Prozan
Adam Cohen	Anupama Reddy
Carmen Comsti	Natalie Schuman
Eric Enson	Aniko Sherry
Richard Gilbert	Carlia Suba
Devon Gray	Doni Tadesse
Lee Hepner	Elayna Trucker
Henry Kahwaty	Shannon Wait
Matt Keliher	Caleb Williamson
Allison Kelly	Amy Wilson
Summer Laurie	Alexandra Wilts
Maleeka Manurasada	

CONTENTS

APPROVAL OF ACTIONS TAKEN	3
MINUTES.....	3
ADMINISTRATIVE MATTERS.....	3
Report of the Executive Director	3
Commissioner Suggestions	3
Commission Handbook	3
2024 LEGISLATIVE PROGRAM.....	4
STUDY B-750 — ANTITRUST LAW	4
STUDY G-300 — STATE AND LOCAL AGENCY ACCESS TO CUSTOMER INFORMATION FROM COMMUNICATION SERVICE PROVIDERS	4
STUDY H-109 — LANDLORD-TENANT TERMINOLOGY	4

¹ Members of the public are only identified in the Minutes as attendees if they expressly consented to being identified either when registering to attend via teleconference or by completing the voluntary visitor register at an in-person meeting location.

APPROVAL OF ACTIONS TAKEN

Unless otherwise indicated, the Commission decisions noted in these Minutes were approved by all members present at the meeting. If a member who was present at the meeting voted against a particular decision, abstained from voting, or was not present when the decision was made, that fact is noted below.

MINUTES

The Commission considered Memorandum 2024-21, presenting draft Minutes of the May 2, 2024, meeting.

The Commission approved the Minutes without change
(*Senator Blakespear was not present when this decision was made*).

ADMINISTRATIVE MATTERS

Report of the Executive Director

The Executive Director reported on the following matters:

- Senator Blakespear was appointed to the Commission to replace Senator Roth.
- The Budget Act was passed on June 15, 2024, and negotiations on a final budget are ongoing.
- The staff recommends that administrative issues that typically appear on the Commission's August meeting agenda be moved to the October meeting agenda.

Commissioner Suggestions

There were no suggestions made by Commissioners.

Commission Handbook

The Commission considered Memorandum 2024-22, discussing the Commission Handbook. In connection with that memorandum, the Commission made the following decisions:

- The Commission approved the proposed language presented on pages 2-3 of the memorandum for Handbook Section 360 (Teleconference meetings).
- The Commission approved the proposed change presented on pages 6-7 of the memorandum for Handbook Section 380 (Electronic communications).
- The Commission approved the revisions identified for proposed consent in the memorandum, with one further revision to Handbook Section 455(e), related to actions taken by unanimous consent. With that change, the language of Section

455(e) would read as follows:

(e) Actions at an in-person meeting may also be taken by unanimous consent. If the staff asks whether a certain action should be taken, the Chair can ask the Commission whether anyone objects. If no Commissioner objects after having been given an opportunity to do so, the action is deemed approved by unanimous consent of those present.

(Senator Blakespear was not present when these decisions were made.)

2024 LEGISLATIVE PROGRAM

The Commission considered Memorandum 2024-23, presenting the Commission's 2024 legislative program.

No Commission decisions were required or made.

STUDY B-750 — ANTITRUST LAW

The Commission considered the following memoranda:

- Memorandum 2024-24, presenting a status update for this study, and Supplements 1 to 7 thereto,
- Memorandum 2024-25, presenting the expert report on Mergers and Acquisitions, and
- Memorandum 2024-26, presenting the expert report on Technology Platforms.

The Commission heard presentations from the expert working groups on the reports addressing Mergers and Acquisitions and Technology Platforms.

No Commission decisions were required or made.

STUDY G-300 — STATE AND LOCAL AGENCY ACCESS TO CUSTOMER INFORMATION FROM COMMUNICATION SERVICE PROVIDERS

The Commission considered Memorandum 2024-27, presenting a status update for this study. No Commission decisions were required or made.

The staff will begin stakeholder outreach to discuss potential revisions to the Commission's recommendation.

STUDY H-109 — LANDLORD-TENANT TERMINOLOGY

The Commission considered Memorandum 2024-28, presenting a staff draft tentative report on *Landlord-Tenant Terminology*.

The Commission approved the distribution of the draft as a tentative report, without

change.

(Senator Blakespear was not present when that decision was made.)
