



State of California

GOVERNOR'S OFFICE  
SACRAMENTO 95814

EDMUND G. BROWN JR.  
GOVERNOR

916/445-1915

May 17, 1979

Hon. March Fong Eu  
Secretary of State  
State Capitol  
Sacramento, California 95814

**FILED**  
In the office of the Secretary of State  
of the State of California

**MAY 17 1979**  
MARCH FONG EU, Secretary of State  
By *Anthony Miller*  
Deputy

Attention: Anthony Miller

Dear Secretary of State Eu:

This is to advise you that the two documents styled "Proclamation and Order" signed by Lieutenant Governor Curb on May 16, 1979, and filed with your office at 4:55 p.m. and at 7:02 p.m. are both invalid and of no legal force or effect.

Enclosed herewith, for your information, are copies of the Petition for Writs of Mandamus and Prohibition and for Declaratory Relief and Memorandum of Points and Authorities in support thereof filed in the California Supreme Court on May 7, 1979, in behalf of the Governor, in the pending case of Edmund G. Brown Jr., et al v. Mike Curb, et al, S.F. No. 24021. The legal reasons the Lieutenant Governor, under the present circumstances, lacks authority to sign and effectuate executive orders are set forth and described at pages 20 through 53 of the aforesaid Memorandum.

Very truly yours,

*Anthony Kline*  
J. ANTHONY KLINE  
Legal Affairs Secretary

JAK:kj

Enclosures