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1/6/69

Memorandum 69-21

Subject: Study 52 - Sovereign Immunity (Discretionary Immunity)

Attached is a copy of the opinion of the California Supreme Court in Johnson v. State, 69 Adv. Cal. 813. (Dec. 1968); . .

This is the leading case interpreting the "discretionary immunity" provision of the 1963 Governmental Liability Act.

The staff believes that the opinion is a sound one and that no further legislation is needed with respect to the general discretionary immunity.

Respectfully submitted,

John H. DeMouilly
Executive Secretary