

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re: VENOCO, LLC, <i>et al.</i> , Debtors. ¹	Chapter 11 Case No. 17-10828 (KG) (Jointly Administered)
EUGENE DAVIS, in his capacity as Liquidating Trustee of the Venoco Liquidating Trust, Plaintiff, v. STATE OF CALIFORNIA, and CALIFORNIA STATE LANDS COMMISSION, Defendants.	Adv. Proc. No. 18-50908 (KG)

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON DECEMBER 12, 2018 AT 12:00 P.M. (EASTERN TIME)²**

ADVERSARY PROCEEDING ORAL ARGUMENT

Eugene Davis v. State Of California and California State Lands Commission (Adv. Pro. No. 18-50908).

1. California State Lands Commission's Motion To Dismiss (A.D.I. 8, Filed 11/15/18).

Response Received:

- a) Plaintiff's Answering Brief In Opposition To Defendants' Motions To Dismiss Complaint For Inverse Condemnation (A.D.I. 18, Filed 11/29/18);

¹ The debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Venoco, LLC (3555); TexCal Energy (LP) LLC (0806); Whittier Pipeline Corporation (1560); TexCal Energy (GP) LLC (0808); Ellwood Pipeline, Inc. (5631); and TexCal Energy South Texas, L.P. (0812) (collectively, the "Debtors"). The mailing address for the Venoco Liquidating Trust, for purposes of these chapter 11 cases, is: 5 Canoe Brook Drive, Livingston, NJ 07039.

² The hearing will be held at the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 6th Floor, Courtroom 3, Wilmington, Delaware 19801.

Related Pleadings:

- a) Plaintiff's Original Complaint For Inverse Condemnation (A.D.I. 1, Filed 10/16/18);
- b) Summons And Notice Of Pretrial Conference In An Adversary Proceeding (A.D.I. 3, Filed 10/16/18);
- c) Certificate Of Service (A.D.I. 5, Filed 10/19/18);
- d) California State Lands Commission's Brief In Support Of Motion To Dismiss (A.D.I. 9, Filed 11/15/18);
- e) State Of California's Brief In Support Of Motion To Dismiss Adversary Complaint (Fed. R. Civ. P. 12(b)(6)); Joinder In Brief Of The California State Lands Commission (A.D.I. 10, Filed 11/15/18);
- f) Notice Of Oral Argument (A.D.I. 22, Filed 11/30/18); and
- g) California State Lands Commission's Reply Brief In Support Of Motion To Dismiss (A.D.I. 28, Filed 12/6/18).

Status: Oral argument on the Motion to Dismiss is going forward.

- 2. State Of California's Motion To Dismiss (A.D.I. 12, Filed 11/15/18).

Response Received:

- a) Plaintiff's Answering Brief In Opposition To Defendants' Motions To Dismiss Complaint For Inverse Condemnation (A.D.I. 18, Filed 11/29/18).

Related Pleadings:

- a) Plaintiff's Original Complaint For Inverse Condemnation (A.D.I. 1, Filed 10/16/18);
- b) Summons And Notice Of Pretrial Conference In An Adversary Proceeding (A.D.I. 3, Filed 10/16/18);
- c) Certificate Of Service (A.D.I. 5, Filed 10/19/18);
- d) State Of California's Brief In Support Of Motion To Dismiss Adversary Complaint (Fed. R. Civ. P. 12(b)(6)); Joinder In Brief Of The California State Lands Commission (A.D.I. 10, Filed 11/15/18);

- e) Notice Of Oral Argument (A.D.I. 22, Filed 11/30/18);
- f) State Of California's Reply To Plaintiff's Answering Brief In Opposition To Motions To Dismiss Adversary Complaint (A.D.I. 25, Filed 12/6/18); and
- g) State Of California's Request For Judicial Notice In Support Of Motion To Dismiss Adversary Complaint (A.D.I. 26, Filed 12/6/18).

Status: Oral argument on the Motion to Dismiss is going forward.

Dated: December 10, 2018
Wilmington, Delaware

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Matthew O. Talmo
Robert J. Dehney (No. 3578)
Andrew R. Remming (No. 5120)
Matthew O. Talmo (No. 6333)
1201 North Market Street, 16th Floor
P.O. Box 1347
Wilmington, Delaware 19899
Telephone: (302) 658-9200
Facsimile: (302) 658-3989
rdehney@mnat.com
aremming@mnat.com
mtalmo@mnat.com

-and-

HILL, FARRER & BURRILL LLP
Kevin H. Brogan (*pro hac vice* pending)
One California Plaza
300 So. Grand Avenue, 37th Floor
Los Angeles, CA 90071-3147
Telephone: (213) 620-0460
Facsimile: (213) 624-4840
kbrogan@hfbllp.com

-and-

BRACEWELL LLP
Robert G. Burns (admitted *pro hac vice*)
Logan S. Kotler (admitted *pro hac vice*)
1251 Avenue of Americas, 49th Floor

New York, New York 10020-1104
Telephone: (212) 508-6100
Facsimile: (212) 508-6101
Robert.Burns@bracewell.com
Logan.Kotler@bracewell.com

-and-

Mark E. Dendinger (admitted *pro hac vice*)
CityPlace I, 34th Floor
185 Asylum Street
Hartford, Connecticut 06103
Telephone: (860) 947-9000
Facsimile: (800) 404-3970
Mark.Dendinger@bracewell.com

-and-

Jason B. Hutt (admitted *pro hac vice*)
2001 M Street, NW
Washington, District of Columbia 20036
Telephone: (202) 828-5850
Facsimile: (202) 857-2114
Jason.Hutt@bracewell.com

Counsel for Plaintiff