



**To: Julie Magee, Commission Chair
Members of the Commission**

**From: Clark Snelson, Litigation Committee Chair
Marshall Stranburg, Litigation Committee Vice-Chair
Mark Wainwright, Litigation Committee Vice-Chair**

Re: Litigation Committee Report for Third Quarter of Fiscal Year 2015

Date: May 7, 2015

Litigation Committee

The Litigation Committee met during the Commission's July 2013 annual meeting in Albuquerque, New Mexico. The meeting was chaired by Clark Snelson, and the agenda included (1) a congressional update from Roxanne Bland, MTC Counsel, (2) a U.S. Supreme Court update from Helen Hecht, MTC General Counsel, and (3) a discussion of one of the state tax cases to be heard by the Court in its 2015 term by representatives of Colorado, Grant Sullivan and Phil Horwitz, the Direct Marketing Association v. Brohl, petition granted July 1, 2014. The meeting was adjourned following these presentations so that members could attend the information and training session for state tax attorneys, where attendees heard presentations on state litigation of multistate interest. Attendance was up again at this meeting, in keeping with a recent trend.

The Committee met again at the Winter meetings in March 2015 in Kansas City, Missouri. The meeting was chaired by Clark Snelson, and the agenda included (1) a briefing of the committee by Helen Hecht, MTC General Counsel, on the Commission's amicus filings, and (2) a presentation by federal Judge Duane Benton on tax issues before the Supreme Court and the Direct Marketing Ass'n case in particular. The meeting was adjourned following these presentations so that the state attorneys in attendance could participate in an informational and training session.

Paull Mines Award

The late C.A. Daw, chief counsel for the Montana Department of Revenue, who lost a battle with cancer in May of this year, was awarded the 2014 Paull Mines Award for Contribution to State Tax Jurisprudence. His wife, Mari, was present to accept to the award.