

CALIFORNIA FRANCHISE TAX BOARD

Legal Ruling No. 405

June 1, 1977

WITHDRAWAL OF LEGAL RULING 369

Syllabus:

The above-mentioned Legal Ruling held the Texas oil and gas production tax is measured by income; thus, it is not deductible by California Taxpayers. The issue was subsequently brought before the California Supreme Court in Scott Beamer, et al. vs. Franchise Tax Board, 19 Cal. 3d 467 (1977), and the court decided the tax is not measured by income; thus, it is deductible. Accordingly, Legal Ruling 369 is withdrawn.