

UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

Litigation Review Committee

July 12, 2006

A non-public meeting of the Litigation Review Committee of the Board of Regents was held on Wednesday, July 12, 2006 at 9:00 a.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center.

Regents present: Frank Berman, presiding; Anthony Baraga and Peter Bell.

Staff present: President Robert Bruininks; Vice President Kathryn Brown; General Counsel Mark Rotenberg; and Executive Director Ann Cieslak.

Others present: William Donohue, Jennifer Frisch, Brian Slovut, and Tracy Smith.

**RESOLUTION TO CONDUCT NON-PUBLIC MEETING
OF THE LITIGATION REVIEW COMMITTEE**

A motion was made and seconded that the following resolution be approved:

WHEREAS, based on advice of the General Counsel, the Board of Regents Litigation Review Committee has balanced the purposes served by the Open Meeting Law and by the attorney-client privilege, and determined that there is a need for absolute confidentiality to discuss litigation strategy in particular matters involving the University of Minnesota;

NOW, THEREFORE, BE IT RESOLVED that in accordance with Minnesota State Statute Section 13D.01, Subd. 3; and 13D.05, Subd. 3(b), a non-public meeting of the Board of Regents Litigation Review Committee be held on Wednesday, July 12, 2006 at 9:00 a.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center, for the purpose of discussing attorney-client privileged matters including the following:

- I. *In Re Petition for Decertification of the UEA on the Crookston Campus*
- II. Patent Enforcement Claim
- III. Claims Regarding IRS Regulations on FICA for Medical Residents
- IV. *John Grundtner v. University of Minnesota and Michael Perkins*
- V. *Mark A. Christiansen, et al. v. University of Minnesota, et al*
- VI. *In Re Syvilla M. Turbis Revocable Trust*

The committee voted unanimously to approve the resolution. The public portion of the meeting adjourned at 9:03 a.m.

Due to a possible conflict of interest, Regent Berman recused himself and left the room during the non-public portion of the meeting when the committee discussed the Patent Enforcement claim. He returned for discussion of the remainder items.

The non-public portion of the meeting adjourned at 10:07 a.m.

In public session, the committee briefly discussed some possible future agenda items for public meetings of the committee.

The public portion adjourned at 10:09 a.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary