

UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

Litigation Review Committee

September 6, 2007

A meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, September 6, 2007 at 8:46 a.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center.

Regents present: Anthony Baraga, presiding; Steven Hunter and Patricia Simmons.

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

Others present: William Donohue, Greg Hestness, Elmore James, Kenneth Larson, and Tracy Smith.

The meeting convened in public session at 8:46 a.m.

General Counsel Rotenberg presented highlights from the Annual Report on Legal Matters.

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

At 9:10 a.m. 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 Thursday, September 6, 2007 at approximately 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. *Regents of the University of Minnesota v. United States of America*;
- II. *Charles F. Gill v Geoff Maciejewski, acting in his individual capacity as an officer of the University of Minnesota Police Department*;
- III. *Das Patent Litigation*; and
- IV. *Carl Zeiss MicroImaging GmbH (claim)*

The committee voted unanimously to approve the resolution. The public portion of the meeting adjourned at 9:11 a.m.

The non-public portion of the meeting adjourned at 9:52 a.m.

A handwritten signature in black ink, appearing to read "Ann D. Cieslak". The signature is fluid and cursive, with a large initial "A" and "C".

ANN D. CIESLAK
Executive Director and
Corporate Secretary