

UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

Litigation Review Committee

June 1, 2005

A non-public meeting of the Litigation Review Committee of the Board of Regents was held on Wednesday, June 1, 2005 at noon. in the William R. Peterson Conference Room, 600 McNamara Alumni Center.

Regents present: Frank Berman, presiding; David Metzen. Patricia Simmons participated via telephone.

Staff present: Vice Presidents Kathryn Brown and Kathleen O'Brien; General Counsel Mark Rotenberg; and Executive Director Ann Cieslak.

Others present: William Donohue, Keith Dunder, and Saundra Martell.

**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 June 1, 2005 at 12:00 p.m. in 202 Morrill Hall, 100 Church Street SE for the purpose of discussing attorney-client privileged matters including the following:

- 1) Settlement of Molecular Cellular Biology Building (MCB) Claims
- 2) Claims Relating to Environmental Clean-up of Stadium Site
- 3) Settlement of *Campbell v. Board of Regents*
- 4) Settlement of Claims by United States Related to CUHCC

The committee voted unanimously to approve the resolution.

The public portion of the meeting adjourned at 12:01 p.m. and the non-public portion of the meeting adjourned at 12:50 p.m.

At 12:50 p.m. the committee reconvened in public session. General Counsel Rotenberg summarized current administrative practices regarding investigation of NCAA infractions. The committee discussed how the Board and/or its committees are informed of such

investigations when there is a possibility of major violations. The administration agreed to consider whether to alter the current practice.

The meeting adjourned at 1:08 p.m.

ANN D. CIESLAK
Executive Director and
Corporate Secretary