

UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

Litigation Review Committee

January 30, 2006

A non-public meeting of the Litigation Review Committee of the Board of Regents was held on Monday, January 30, 2006 at 4:00 p.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center.

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

Staff present: President Robert Bruininks; Senior Vice President Frank Cerra, Vice Presidents Kathryn Brown and R. Timothy Mulcahy; General Counsel Mark Rotenberg; and Executive Director Ann Cieslak.

Others present: Mark Bohnhorst, William Donohue and Jennifer Frisch.

**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 Monday, January 30, 2006 at 4:00 p.m. 600 McNamara Alumni Center, 200 Oak Street SE for the purpose of discussing attorney-client privileged matters:

- I. Consideration of Settlement of *Islet Technology, Inc. v. University of Minnesota*

The committee voted unanimously to approve the resolution. The public portion of the meeting adjourned at 4:01 p.m.

Rotenberg presented recommendations for settlement in the afore-mentioned matter. After discussion of the recommendations, the committee voted unanimously to approve the recommendation of General Counsel Rotenberg for the settlement of *Islet Technology, Inc. v. University of Minnesota*.

The non-public portion of the meeting adjourned at 5:00 p.m.

**ANN D. CIESLAK
Executive Director and
Corporate Secretary**