

**UNIVERSITY OF MINNESOTA**

**BOARD OF REGENTS**

**Litigation Review Committee**

**March 9, 2006**

A non-public meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, March 9, 2006 at 8:32 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, and Brian Slovut.

**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 Thursday, March 9, 2006 at 8:30 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. *Charles Gill v. Geoff Maciejewski*
- II. *John Grundtner v. University of Minnesota*
- III. *Regents of the University v. Union Pacific*
- IV. *Jose Tori v. University of Minnesota*
- V. *University Education Association v. Board of Regents of the University of Minnesota*

The committee voted unanimously to approve the resolution. The public portion of the meeting adjourned at 8:33 a.m.

At 9:28 a.m. the committee reconvened in public session. Chair Berman requested that a number of issues relating to conflict of interest, outside consulting, and eminent domain be

placed on the agenda for future meeting. The committee discussed its jurisdiction in these areas, which are not litigation matters, and deferred to Chair Baraga to determine the appropriate committee to review these issues.

The meeting adjourned at 9:40 a.m.

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