

**UNIVERSITY OF MINNESOTA**

**BOARD OF REGENTS**

**Litigation Review Committee**

**Thursday, September 8, 2011**

**8:00 - 9:15 a.m.**

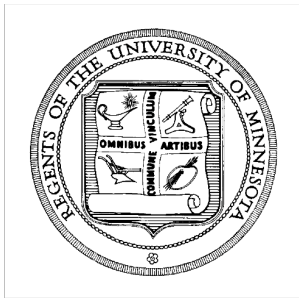
**600 McNamara Alumni Center, W. R. Peterson Conference Room**

**Board Members**

Venora Hung, Chair  
Linda Cohen, Vice Chair  
David McMillan  
Patricia Simmons

**A G E N D A**

1. Annual Report on Legal Matters - M. Rotenberg (p. 2)
2. Resolution to Conduct Non-Public Meeting of the Litigation Review Committee to Discuss Attorney-Client Privileged Matters - M. Rotenberg (p. 3)



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**Litigation Review Committee**

**September 8, 2011**

**Agenda Item:** Annual Report on Legal Matters

review       review/action       action       discussion

**Presenters:** General Counsel Mark Rotenberg

**Purpose:**

policy       background/context       oversight       strategic positioning

Each year the Office of the General Counsel (OGC) is required by Board of Regents Policy: *Attorneys and Related Services* to report on its activities.

**Outline of Key Points/Policy Issues:**

This report reviews activities of OGC and provides the Litigation Review Committee an opportunity to discuss legal developments and trends affecting the University and OGC's performance in providing legal services to the University.

**Background Information:**

The Annual Report is provided in the docket materials for the September 9, 2011 Board of Regents meeting beginning on page 6.

## RESOLUTION

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 Minn. Stat. § 13D.01, Subd. 3 and 13D.05 Subd. 3(b), a non-public meeting of Litigation Review Committee be held on Thursday, September 8, 2011 at 8:00 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. Union Pacific Railroad Co. and Vertellus Specialties Inc.*
- II. *Board of Regents of the University of Minnesota and Orland Henry "Tubby" Smith v. James R. Williams*
- III. *Kathryn Brenny v. Board of Regents of the University of Minnesota, and John Harris*
- IV. *Potential litigation to recover revenue associated with a patent portfolio*