

UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

Litigation Review Committee

February 8, 2007

A meeting of the Litigation Review Committee of the Board of Regents was held on Thursday, February 8, 2007 at 9:15 a.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center.

Regents present: Frank Berman, presiding (via telephone); 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 and Keith Dunder.

The meeting convened at 9:15 a.m.

General Counsel Rotenberg introduced Deputy General Counsel Donohue who provided an update on an upcoming criminal trial in which some of the subpoenaed witnesses have a University affiliation. The trial involves a Minneapolis business establishment and allegations of serving alcohol to minors.

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

At 9:22 a.m. a motion was made and seconded that the following resolution be approved:

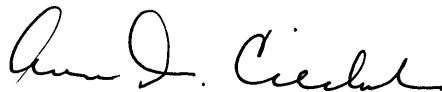
WHEREAS, based on advice of the General Counsel, the Board of Regents Litigation Review Committee has balanced the purposes served by the Open Meeting Law and by the attorney-client privilege, and determined that there is a need for absolute confidentiality to discuss litigation strategy in particular 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, February 8, 2007 at approximately 9:15 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. *DeSantiago v. Children's Health Care and Laura Erickson, M.D.*
- III. *Thompson v. Meier, University of Minnesota Board of Regents et al.*

The committee voted unanimously to approve the resolution. The public portion of the meeting adjourned at 9:24 a.m.

The non-public portion of the meeting adjourned at 10:01 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