

UNIVERSITY OF MINNESOTA

BOARD OF REGENTS

Litigation Review Committee

September 28, 2004

A meeting of the Litigation Review Committee of the Board of Regents was held on Tuesday, September 28, 2004 at 3:00 p.m. 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 President Kathryn Brown; General Counsel Mark Rotenberg, and Executive Director Ann Cieslak.

Others present: William Donohue, Lori Gildea, 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 Tuesday, September 28, 2004 at 3:00 p.m. in the William R. Peterson Conference Room, 600 McNamara Alumni Center, for the purpose of discussing attorney-client privileged matters including the following:

- 1) Lorraine Larson Condemnation Matter;
- 2) In the Matter of Syvilla M. Turbis;
- 3) Philip Klein v. Health Partners.

The committee voted unanimously to approve the resolution.

The public portion of the meeting adjourned at 3:01 p.m. and the non-public portion of the meeting adjourned at 3:55 p.m.

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