

COMMITTEE ON FINANCE

Date: **May 14, 2003**
Time: **2:20 p.m.**
Location: **UCSF – Laurel Heights**
3333 California Street, San Francisco

Closed Session

Action Approval of the Minutes of the Meetings of January 15, 2003 and April 3, 2003

501X Action - Consent Agenda (*5 minutes*)

- A. Amendment of Lease with U.S. Department of Energy for State University Tract, Simmons Plot, Lawrence Berkeley National Laboratory
- B. Amendment of Lease with U.S. Department of Energy for State University Tract, Simmons Plot, Bailey Tract, and Plot "O" Parcel, Lawrence Berkeley National Laboratory

502X Discussion Collective Bargaining Matters [**Oral Presentation–No Item**] (*15 minutes*)

GENERAL COUNSEL'S ITEMS (*20 minutes*)

701XA Information APPELLATE AND TRIAL COURT DEVELOPMENTS
APPELLATE COURT DEVELOPMENTS

1. ESTATE OF JENSEN - Judgment for University Affirmed -Will Contest - San Francisco and Berkeley
2. KATZBERG v. CHANCELLOR, UNIVERSITY OF CALIFORNIA, DAVIS - Judgment for University Affirmed - Challenge to Disciplinary Action - Davis
3. PALMER v. REGENTS - Judgment for University Affirmed - Whistleblower Retaliation - Los Angeles

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Committee on Finance Membership: Regents Hopkinson, Connerly, Lee, Montoya, Sayles, Preuss, Parsky, Lozano, Wesson, Ligot-Gordon, Davis, Moores, and Atkinson; Advisory members Murray and Pitts

TRIAL COURT DEVELOPMENTS

Academic Personnel Litigation

4. NEIS v. REGENTS - Judgment for University - Discrimination (National Origin) in Tenure Denial - Berkeley

Other Employment Litigation

5. SEGREST v. REGENTS - Judgment for University - Sexual Harassment - San Diego
6. CAMPBELL v. REGENTS - Review Granted - Wrongful Termination - San Francisco

Medical Malpractice Litigation

7. MULLER v. REGENTS - Judgment for University - Medical Malpractice - San Francisco (University Medical Center, Fresno)
8. SALGADO v. REGENTS - Judgment for University - Medical Malpractice - Los Angeles

Utility Litigation

9. REGENTS v. CITY AND COUNTY OF SAN FRANCISCO, et al. - Judgment for University on Liability (Damages To Be Determined) - Recovery of Excessive Utility Overcharges - San Francisco

Miscellaneous Litigation

10. ROBBINS v. SURLS - Judgment for University Employee - Violation of Due Process and First Amendment Rights - Division of Agriculture and Natural Resources

701XB Information REPORT OF NEW LITIGATION

1. SAN JOAQUIN RAPTOR CENTER, et al. v. CITY OF MERCED, et al. - CEQA Challenge to City of Merced Approval of Sewer and Water Utility Expansion Project - Merced
2. COALITION OF UNIVERSITY EMPLOYEES, et al. v. REGENTS - Public Records and Open Meetings Act - Office of the President

701XC Information REPORT OF INTERIM ACTIONS

1. CLAIM AGAINST BAHR, VERMEER HAECKER ARCHITECTS - Settlement - DeNeve Plaza (Student Housing) - Los Angeles
2. CLAIM OF DIAGNOSTIC IMAGING, INC. - Settlement - Breach of Procurement and Laboratory Renovation Contract - San Francisco
3. HWANG v. REGENTS, et al. - Arbitration with Agreed-Upon Range of Award - Negligent Condition of Facilities - Los Angeles
4. REGENTS v. BARTON MYERS ASSOCIATES, INC. - Authorization to Tender Settlement Demand Pursuant to Code of Civil Procedure Section 998 - Design Deficiency - Ocean

- Atmosphere Research Facility, Scripps Institute of Oceanography - San Diego
5. REGENTS v. MBUNDA - Acceptance of Assignment of Cause of Action and Authorization to File Suit - Recovery of Amounts Paid for Inauthentic African Art - Santa Barbara
 6. REGENTS v. MICROTHERAPEUTICS, INC., et al. - Authorization to File Suit for Patent Infringement - Treatment of Aneurisms - Los Angeles
 7. REGENTS v. QTL BIOSYSTEMS, LLC - Authorization for Filing of Declaratory Judgment Action to Clear Title and Rights in University Inventions Related to Fluorescence-Based Detection of Molecules - Santa Barbara
 8. SMITH v. REGENTS - Settlement - Denial of Tenure, Discrimination (Gender, Age) - Davis
 9. CLAIM OF RICHARDSON – Settlement – Negligent Maintenance of Facilities – Santa Barbara

701XD Information REPORT OF SETTLEMENTS

1. BRODERICK v. REGENTS - Medical Malpractice, Wrongful Death -San Francisco
2. LEONARD v. REGENTS - Medical Malpractice - San Diego
3. LITTLE v. REGENTS - Medical Malpractice, Wrongful Death - Los Angeles
4. LOUIE v. REGENTS - Medical Malpractice - San Francisco
5. MOTLEY v. REGENTS - Medical Malpractice, Wrongful Death - Los Angeles
6. ORTIZ v. REGENTS - Workers' Compensation - Los Angeles
7. SCAF v. REGENTS - Medical Malpractice - Los Angeles
8. WALKER v. REGENTS - Medical Malpractice, Wrongful Death - Davis

702X Action KAUFMAN v. REGENTS, et al. - Proposed Settlement - Medical Malpractice - San Francisco (San Francisco General Hospital)

703X Information REGENTS v. FIDELITY AND DEPOSIT COMPANY OF MARYLAND, et al. - Inability to Negotiate Settlement Agreement - Construction Dispute - Parnassus Central Utilities Plant Project - San Francisco

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- 704X Information ADVANCED MICROTHERM v. REGENTS, et al. - Construction Dispute - Davis, Berkeley, San Francisco
- 705X Information SINGLETON v. REGENTS - Current Status - Discrimination (Gender) - Lawrence Livermore National Laboratory
- 706X Information GONZALEZ v. REGENTS - Current Status - Medical Malpractice - Los Angeles
- 707X Information PENDING PERSONNEL AND RELATED LITIGATION - Current Status - Lawrence Livermore National Laboratory
- 708X Information PENDING SECURITIES LITIGATION - Current Status

Closed Session Statute Citations

Litigation	[Education Code §92032(b)(5)]
Acquisition or disposition of property	
	[Education Code §92032(b)(6)]
Personnel matters	[Education Code §92032(b)(7)]

Closed Session – Regents Only

- 502XX Action Salary for Senior Vice President – Business and Finance, Office of the President
- 503XX Action Salary for Vice President for Financial Management, Office of the President
- 504XX Action Salary for University Auditor, Office of the President

Closed Session – Regents Only – Statute Citation

Personnel matters [Education Code §92032(b)(7)]