

## NOTICE OF MEETING

### The Regents of the University of California

#### COMPLIANCE AND AUDIT COMMITTEE

Date: **September 13, 2017**  
Time: **Upon adjournment of the open session meeting<sup>1</sup>**  
Location: **Price Center, San Diego Campus**

#### Agenda – Closed Session

- Action Approval of the Minutes of the Meeting of July 12 and the Special Meeting of August 3, 2017
- C7(X) Discussion Cyber Incident Response Process
- Closed Session Statute Citation: Security matters [Government Code §11126(c)(18) and Education Code §92032(b)(1)]*
- C8(X) Action Recommended Settlements for Board Action
1. Flores, et.al. v. Regents – Proposed Settlement – Negligence – Los Angeles
  2. Montgomery v. Regents – Proposed Settlement – Medical Malpractice – San Diego
  3. Regents v. California Berry Cultivars, LLC et al. – Proposed Settlement – Breach of Contract, Conversion and Patent Infringement – Davis

*Closed Session Statute Citation: Litigation [Education Code §92032(b)(5)]*

...continued

Committee membership: Regents Anguiano, De La Peña, Elliott (Vice Chair), Lemus, Makarechian, Newsom, Pérez, Sherman, Tauscher, Varner, and Zettel (Chair); Ex officio members Brown and Kieffer; Chancellors Blumenthal, Gillman, Khosla, and Yang; Advisory members Anderson, Graves, and White

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<sup>1</sup> All times indicated and the order of business are approximate and subject to change.

C9(X)	Discussion	Appellate, Trial Court Developments and Updates
		1. BERKELEY CEMENT v. REGENTS – Appeal Pending – Breach of Contract – Merced
		2. CITY AND COUNTY OF SAN FRANCISCO v. REGENTS, et al. – Petition for Review Filed with California Supreme Court – Action to Compel Payment of Municipal Parking Taxes – San Francisco
		3. CONSOLIDATED OLYMPUS DUODENOSCOPE CASES – Related Trial Update – Medical Malpractice – Los Angeles
		4. DALE-JABLONOWSKI, et al. v. REGENTS – Complaint Filed – Medical Malpractice – San Francisco
		5. DOE v. REGENTS – Motion to Dismiss Denied – Student Sexual Misconduct – Santa Barbara
		6. FELARCA, et al. v. BIRGENEAU, et al. – Ninth Circuit Oral Argument Scheduled – Claims Arising from Police Response to Campus Protests – Berkeley
		7. FERNANDEZ v. REGENTS – Preliminary Approval Hearing Held – Consumer Privacy Statute – Los Angeles
		8. GAO v. REGENTS – Defense Trial Verdict – Medical Malpractice – Irvine
		9. GOPEN v. REGENTS – Trial Commenced – Civil Rights – Irvine
		10. GRANEY v. REGENTS – Oral Argument of Appeal Scheduled – Petition for Writ of Mandate Regarding Termination Hearing – San Francisco
		11. HATTEN-MILHOLIN, et al. v. REGENTS and JOE BENGFORT – Answer Filed – Employment Discrimination – San Francisco
		12. JACOBS, et al. v. REGENTS, et al. – Petition for Review Filed – Concealed Weapon Endorsements – Systemwide
		13. THE KOALA v. KHOSLA, et al. – Second Amended Complaint Dismissed and Notice of Appeal Filed – First Amendment – San Diego
		14. KRISHNA LUNCH OF SOUTHERN CALIFORNIA, INC., et al. v. REGENTS, et al. – Motion to Dismiss Second Amended Complaint Filed – First Amendment – Los Angeles
		15. NIXON v. REGENTS – Motion to Dismiss Filed – Student Discipline – Santa Cruz
		16. REGENTS v. AISEN – Remand Order and Appeal – Breach of Fiduciary Duty – San Diego
		17. REGENTS v. CALIFORNIA CLINICAL TRIALS – Lawsuit Stayed – Systemwide

18. REGENTS v. LAKE – Rulings on Motions in Limine; Settlement Discussions – Breach of Contract (for Damages) and Peremptory Writ of Mandate (to Compel the Processing and Payment of Valid Claims for Medical Services) – Davis Health System
19. ROBLES v. REGENTS, et al. – Lawsuit Filed, Dismissed, and Refiled – Violation of First Amendment and Personal Injury – Berkeley
20. STUDENT SEXUAL MISCONDUCT CASES – Various Activity – Various Campuses
21. SUNDQUIST, et al. v. RECONSTRUCT COMPANY, N.A., et al. – Proposed Mediation – Affirmative Recovery – Berkeley, Davis, Irvine and Los Angeles
22. SWEENEY v. REGENTS – Jury Verdict – Negligence – Los Angeles
23. YALLEY, et al. v. LIBERTY LIFE ASSURANCE COMPANY OF BOSTON, et al. – Complaint Filed – Workers’ Compensation Benefits – Systemwide
24. YOUNG AMERICA’S FOUNDATION, et al. v. JANET NAPOLITANO, et al. – Motion to Dismiss Filed – Constitutional Claims Regarding Campus Speakers – Berkeley
25. General Counsel’s Update on Pending or Threatened Litigation

*Closed Session Statute Citation: Litigation [Education Code §92032(b)(5)]*

C10(X) Information Settlements and Separation Agreements Under Delegated Authority Reported from June 3, 2017 to August 4, 2017

*Closed Session Statute Citation: Litigation [Education Code §92032(b)(5)]*

C11(X) Discussion Conflicts of Interest in the Health Enterprise

*Closed Session Statute Citation: Litigation [Education Code §92032(b)(5)]*