

NOTICE OF MEETING
COMMITTEE ON FINANCE

Date: **November 16, 2005**
Time: **1:35 p.m.**
Location: **Clark Kerr Campus, Berkeley Campus**

Agenda - Closed Session

- Action Approval of the Minutes of the Meeting of September 21, 2005
- 501X Action - Consent Agenda
- A. Stipend for Acting Deputy Associate Director for Experimental Programs for the Principal Associate Directorate for Nuclear Weapons Programs, Los Alamos National Laboratory
 - B. Compensation for Deputy Division Leader, Los Alamos Neutron Science Center Division, Los Alamos National Laboratory
 - C. Compensation for Division Leader, Materials Science and Technology Division, Chemistry and Materials Sciences Directorate, Lawrence Livermore National Laboratory
 - D. Recommended 2005-06 Salaries for Certain Department of Energy-Sponsored Senior Management Program Personnel and Certain Personnel at Lawrence Berkeley National Laboratory, Lawrence Livermore National Laboratory, and the Los Alamos National Laboratory
 - E. Compensation for Associate Vice Chancellor–Information Technology and Chief Information Officer, Berkeley Campus
- 502X Action Approval of the Consolidation of Office Space, Office of the President
- 503X Information Lawsuit Brought by the Coalition for Limiting University Expansion (CLUE) and Possible Agreement to Defend and Indemnify Citibank and Developer Against Loss Resulting from Such Lawsuit
- 504X Discussion Collective Bargaining Matters

Committee Membership: Regents Blum, Preuss, Lee, Bustamante, Hopkinson, Núñez, Wachter, Juline, Gould, Schwarzenegger, Parsky, and Dynes; Advisory members Ledesma, Oakley, and Schreiner

GENERAL COUNSEL'S ITEMS

701XA Information

APPELLATE AND TRIAL COURT DEVELOPMENTS

APPELLATE COURT DEVELOPMENTS

1. ALLEN, et al., v. LAWRENCE LIVERMORE NATIONAL LABORATORY and REGENTS - Judgment for University Affirmed - Labor Code Compensation Dispute - Lawrence Livermore National Laboratory
2. ANVAR v. REGENTS - Judgment for University Affirmed - Challenge to Student Disciplinary Action - Los Angeles
3. ARREDONDO v. REGENTS - Judgment for University Affirmed - Medical Malpractice - Statute of Limitations - Los Angeles
4. BENNETT, et al., v. REGENTS - Denial of Class Certification Affirmed, Preliminary Injunction Modified - Breach of Contract, Mishandling of Human Remains - Los Angeles
5. CORNEJO v. REGENTS - Judgment for University Affirmed - Employment Discrimination - Davis
6. HENDERSON v. REGENTS - Judgment for University Affirmed - Denial of Equal Protection, Violation of Right of Privacy - Challenge to Non-Residency Determination - Davis
7. MIKLOSY and MESSINA v. REGENTS, et al. - Judgment for University Affirmed - Wrongful Termination, Whistleblower Retaliation, Intentional Infliction of Emotional Distress - Lawrence Livermore National Laboratory
8. REGENTS v. EAST BAY MUNICIPAL UTILITY DISTRICT - Petition for California Supreme Court Hearing Denied - Recovery of Excessive Utility Overcharges - Berkeley
9. WOROCH v. REGENTS - Judgment for University Affirmed - Defamation - Berkeley

TRIAL COURT DEVELOPMENTS

Employment Litigation

10. KOTLA v. REGENTS --Plaintiff's Attorneys' Fee Award - Wrongful Termination, Retaliation - Lawrence Livermore National Laboratory

Retirement System Litigation

11. FEIED v. REGENTS, et al. - Judgment for University - Denial of Retirement Benefits - Systemwide

Estate Litigation

12. ESTATE OF NINA PERA - Settlement - Recovery of Assets of Estate Bequeathed to University and Other Charitable Beneficiaries - San Francisco

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| 701XB | Information | <p>REPORT OF NEW LITIGATION</p> <ol style="list-style-type: none">1. ASUCSB v. REGENTS - Violation of Free Speech Rights - Challenge to Prohibition on Use of Mandatory Student Fees in Election Campaigns - Santa Barbara2. ASSOCIATION OF CHRISTIAN SCHOOLS, INTERNATIONAL v. REGENTS - Violation of Free Speech and Free Exercise, Related Constitutional Claims - Challenge to a-g Course Approval Requirements - Systemwide3. CALDWELL v. CALDWELL - Violation of Establishment Clause - Challenge to "Understanding Evolution" Website - Berkeley |
| 701XC | Information | <p>REPORT OF INTERIM ACTIONS</p> <ol style="list-style-type: none">1. SMITH v. REGENTS - Settlement - Medical Malpractice - Davis2. WORLDCOM SECURITIES LITIGATION - Settlement - Systemwide3. YEUNGER v. REGENTS - Settlement - Breach of Contract, Negligence in Handling of Decedent's Remains - Irvine |
| 701XD | Information | <p>REPORT OF SETTLEMENTS</p> <ol style="list-style-type: none">1. CARBAJAL v. REGENTS - Medical Malpractice, Wrongful Death - Los Angeles2. CERRUTI v. REGENTS - Worker's Compensation - Lawrence Livermore National Laboratory3. DORAME v. REGENTS - Workers' Compensation - Berkeley4. HERREN v. REGENTS - Workers' Compensation - Davis5. JOHNSON v. REGENTS - Medical Malpractice - Davis6. KING v. REGENTS - Medical Malpractice, Wrongful Death - Los Angeles7. LAMADRID v. REGENTS - Workers' Compensation - Irvine8. MAGOFFIN v. REGENTS - Medical Malpractice - Los Angeles9. MUNOZ v. REGENTS - Medical Malpractice, Wrongful Death - Los Angeles10. O'BRIEN v. REGENTS - Medical Malpractice - Irvine11. WOULDSE v. REGENTS - Medical Malpractice, Wrongful Death - San Diego |
| 702XA | Action | <p>NOTTBOHM v. REGENTS; JONES v. REGENTS - Proposed Settlements - Misappropriation of Genetic Material - Center for Reproductive Health - Irvine</p> |
| 702XB | Action | <p>SANCHEZ v. REGENTS - Proposed Settlement - Medical Malpractice - San Francisco (San Francisco General Hospital)</p> |

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| 702XC | Action | JONG v. REGENTS - Proposed Settlement - Medical Malpractice - Irvine |
| 702XD | Action | BUCKBERG v. REGENTS - Proposed Settlement - Statutory Indemnification, Implied Contractual Indemnity, and Indemnity and Equitable Indemnity - Los Angeles L.B. RESEARCH AND EDUCATION FOUNDATION v. REGENTS - Proposed Cross-Complaint for Fraud, Misrepresentation, and Deceit - Los Angeles |
| 703X | Information | REGENTS v. MONSANTO CORPORATION - Current Status - Patent Infringement - San Francisco |
| 704X | Information | ENRON CORPORATON SECURITIES LITIGATION - Current Status |
| 705X | Information | AOL-TIME WARNER SECURITIES LITIGATION - Current Status |
| 706X | Information | EOLAS TECHNOLOGIES, INC., et al. v. MICROSOFT CORPORATION - Patent Infringement - Current Status |

Closed Session Statute Citations

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| Litigation | [Education Code §92032(b)(5)] |
| Acquisition or disposition of property | [Education Code §92032(b)(6)] |
| Personnel matters | [Education Code §92032(b)(7)] |
| Collective bargaining matters | [Government Code §3596(d)] |