

NOTICE OF MEETING

The Regents of the University of California

COMPLIANCE AND AUDIT COMMITTEE

Date: **September 29, 2021**
Time: **1:30 p.m.**¹
Location: **Teleconference meeting conducted in accordance with Paragraph 3 of Governor Newsom's Executive Order N-29-20**

Agenda – Closed Session

- | | | |
|-------|------------|---|
| | Action | Approval of the Minutes of the Meeting of July 21, 2021 |
| C1(X) | Discussion | Update on the Pension Administration Project |
| | | <i>Closed Session Statute Citations: Personnel matters [Education Code §92032(b)(7)] and Litigation [Education Code §92032(b)(5)]</i> |
| C2(X) | Action | Recommended Settlement for Board Action |
| | | Pharmacogenomics Testing – Proposed Settlement – Government Investigation – UC San Diego Health |
| | | <i>Closed Session Statute Citation: Litigation [Education Code §92032(b)(5)]</i> |
| C3(X) | Discussion | Appellate, Trial Court Developments and Updates |
| | | 1. AKELLA v. REGENTS OF UNIVERSITY OF CALIFORNIA – Judgment for Petitioner Akella Reversed; Final Judgement Entered – Academic Senate Bylaw 336 Discipline – Santa Cruz |

...continued

Committee membership: Regents Anguiano, Butler (Vice Chair), Cohen, Elliott (Chair), Makarechian, Park, Pérez, Rendon, Sures, and Zaragoza; Ex officio members Estolano and Newsom; Advisory member Regent-designate Pouchot; Chancellors Christ, Gillman, Hawgood, Khosla, and Yang

¹ All times indicated and the order of business are approximate and subject to change.

2. AMERICA'S FRONTLINE DOCTORS, et al. v. CHANCELLOR WILCOX, CHANCELLOR GILLMAN, REGENTS, et al. and PRESIDENT DRAKE – New Case Filed; Plaintiffs' Temporary Restraining Order Denied; Petition to Supreme Court Pending – Privacy, State Created Danger, and State Law Claims in Response to University COVID-19 Vaccine Policy – Office of the President
3. AMERICAN FEDERATION OF STATE, COUNTY and MUNICIPAL EMPLOYEES v. REGENTS, et al.; MAKE UC A GOOD NEIGHBOR et al. v. REGENTS, et al.; BERKELEY CITIZENS FOR A BETTER PLAN v. REGENTS, et al. – Petitions Filed – California Environmental Quality Act – Berkeley
4. AMERICAN FEDERATION of STATE, COUNTY, and MUNICIPAL EMPLOYEES (AFSCME) LOCAL 3299 v. REGENTS, et al. – Merits Hearing Scheduled – California Environmental Quality Act – Davis
5. BLACKHORSE HOA, et al., v. REGENTS, et al. – Merits Hearing Scheduled – California Environmental Quality Act (CEQA) – San Diego
6. SAVE BERKELEY'S NEIGHBORHOODS (SBN) v. REGENTS, et al. – Hearing on the Merits – California Environmental Quality Act (CEQA) – Berkeley
7. COMPLAINANT SEXUAL MISCONDUCT CASES – Various Activity – All Campuses
8. DALEY v. REGENTS – Trial Commenced – Medical Malpractice – San Francisco Medical Center
9. DAVILA v. REGENTS, et al. – Trial Commencing – Medical Malpractice – San Francisco Medical Center
10. DOES v. REGENTS, et al. – Lawsuits Pending – Sexual Misconduct – Los Angeles Medical Center and Campus Health
11. EAST MEADOW ACTION COMMITTEE v. REGENTS, et al. – Appeal Pending – California Environmental Quality Act (CEQA) – Santa Cruz
12. ERAZO et al. v. REGENTS and ACCELLION, INC. – Class Action Complaint Filed – Data Breach – Systemwide
13. FIES v. REGENTS, et al. – Trial Commencing – Medical Malpractice – Los Angeles Medical Center
14. GOMEZ v. REGENTS, et al., Pending – Petition for Review Denied – Wage and Hour Class Action – San Diego Medical Center
15. KHERIATY v. REGENTS, et al. and PRESIDENT DRAKE – New Case Filed; Motion for Preliminary Injunction Filed – Privacy and Equal Protection Claims In

- Response to University Coronavirus Disease (COVID-19) Vaccine Policy – UC Irvine / Office of the President
16. PANORAMIC HILL ASSOCIATION v. REGENTS, et al. – Post-Writ Considerations – California Environmental Quality Act (CEQA) – Berkeley
 17. PARNASSUS NEIGHBORHOOD COALITION, et al. v. REGENTS; YERBA BUENA NEIGHBORHOOD CONSORTIUM LLC v. UNIVERSITY OF CALIFORNIA, et al.; SAN FRANCISCANS for BALANCED and LIVABLE COMMUNITIES v. REGENTS, et al. – Merits Hearing Scheduled – California Environmental Quality Act (CEQA) – San Francisco
 18. RECINOS v. REGENTS, et al. – Mediation Scheduled – Class Action Claim Regarding Late Fees – Systemwide
 19. REGENTS, et al. v. CITY OF SANTA CRUZ – Motion for Summary Judgment – Breach of Contract – Santa Cruz
 20. RESPONDENT SEXUAL MISCONDUCT CASES – Various Activity – All Campuses
 21. RIFFEL v. REGENTS, et al. – Motion to Dismiss Granted – Admissions Fraud – Los Angeles
 22. SAVE BERKELEY’S NEIGHBORHOODS (SBN) v. REGENTS, et al. – Remand to Trial Court – California Environmental Quality Act – Berkeley
 23. SAVE BERKELEY’S NEIGHBORHOODS (SBN), et al. v. REGENTS, et al. – Trial Postponed/Service on Benefitted Estate – Breach of Covenants – Berkeley
 24. SMITH v. REGENTS, et al. and NAPOLITANO – Case Fully Resolved – State Equal Protection Claims Challenging Use of SAT and ACT Test Scores in Admissions – Office of the President
 25. STEVENS, et al. v. REGENTS, et al. – Motion for Judgment on the Pleadings – Breach of Settlement Agreement/Declaratory Relief – Santa Cruz
 26. TEAMSTERS LOCAL UNION 2010, et al. v. REGENTS, et al. and PRESIDENT DRAKE – Case Dismissed – Privacy and Equal Protection Claims in Response to Presidential Executive Order Requiring Vaccination for Flu – Office of the President
 27. TUITION and FEES REFUND CLASS ACTIONS – Motion to Dismiss Consolidated State Complaint Granted with Limited Leave to Amend – Claims Seeking Refunds Based on COVID-Related Actions – Systemwide
 28. GENERAL COUNSEL’S UPDATE ON LITIGATION

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

C4(X) Information Settlements and Separation Agreements Under Delegated
Authority Reported from June 1, 2021 to July 31, 2021

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