

**MWD**

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

February 6, 1992

*To:* Board of Directors (Legal and Claims Committee)  
*From:* General Counsel  
*Subject:* Memorandum Concerning Closed Session Relating to Pending Litigation Matters (Closed Session Pursuant to Gov. Code, § 54956.9, subds. (a) & (b))

Under specified conditions, Directors of the District may meet in closed session to confer with or receive advice from the General Manager and General Counsel regarding pending litigation when discussion in open session would prejudice the District's position in the litigation or when the Board is deciding whether to initiate litigation.

Government Code section 54956.9 requires that this memorandum be furnished to you whenever the District's General Counsel recommends such a closed session regarding pending litigation or potential litigation where Metropolitan would be a party. This memorandum must be furnished to you no later than one week after the closed session is held.

It is anticipated that a closed session will be held at the meeting of the Legal and Claims Committee on February 10, 1992 and that a closed session may be required at the meeting of the Board of Directors on February 11, 1992 to present, discuss and consider Item 7-7, Confidential Letter of General Manager and General Counsel, dated January 29, 1992, regarding Settlement of Two Garvey Reservoir Claims, and that a closed session may be required at the Legal and Claims Committee meeting of February 10, 1992 regarding an Oral Update on Garvey Reservoir Claims.

  
Fred Vendig

LRB:jh  
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