THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES

LEGAL AND CLAIMS COMMITTEE

June 12, 2012

Chair Wunderlich called the meeting to order at 8:32 a.m. in Committee Room 2-145 at Metropolitan's Headquarters.

Members present: Chair Wunderlich

Directors Ackerman, Ballin, Edwards, Fleming, Griset, Hawkins,

Heidel, Record and Steiner

Members absent: Vice Chair Quiñonez and Directors Camacho and Dick

Other Board Members present: Directors Blake, Brown, Evans, Foley, Grandsen, Lewinger, Little, Millard, Morris, J. Murray, Peterson, Wilson and Wright

Staff present: Scully, Bennion, Beatty, Breaux, Goshi, G. Johnson, Kightlinger, Man,

Miyashiro, Riss, Upadhyay, Waade and Zinke

1. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COMMITTEE ON MATTERS WITHIN THE COMMITTEE'S JURISDICTION

None

2. APPROVAL OF THE MINUTES OF THE LEGAL AND CLAIMS COMMITTEE MEETING HELD ON MAY 15, 2012

Approved

Motion: Fleming Seconded: Steiner

3. CONSENT CALENDAR ITEMS -- ACTION

None

4. OTHER BOARD ITEMS -- ACTION

8-10 Subject: Report on existing litigation; and authorize (1) an increase

in maximum amount payable under contract with

Morrison & Foerster for legal services by \$1.1 million to an amount not to exceed \$2 million; and (2) an increase in

the maximum amount payable under contract with

Update, Inc. for document review services by \$200,000 to an amount not to exceed \$300,000 in connection with San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco

County Superior Court Case No. CPF-10-510830. (Closed

Session)

Presented by: Senior Deputy General Counsel Heather Beatty

Closed Session: Directors Heidel, Lewinger, Steiner and Wilson, representing

the San Diego County Water Authority, withdrew from the

meeting for this item.

In closed session the Committee heard a report on Item 8-10. In open session the Committee voted to adopt the CEQA determination and authorize General Counsel to amend the contract (1) for legal services with Morrison & Foerster to increase the maximum amount payable by \$1.1 million to an amount not to exceed \$2 million; and (2) for document review services with Update, Inc. to increase the maximum amount payable by \$200,000 to an amount not to exceed \$300,000 in the San Diego County Water Authority v. Metropolitan Water

District of Southern California litigation.

Motion Carried: Moved: Fleming Seconded: Edwards

Not present: Directors Heidel and Steiner

5. BOARD INFORMATION ITEMS

None

a. Subject: General Counsel's report of monthly activities

Presented by: General Counsel Marcia Scully

General Counsel Marcia Scully referred committee members

to her written monthly report.

b. Subject: Report on Consolidated Delta Smelt Cases, USDC Case

No. 1:09-CV-407 LJO-DLB; and Consolidated Salmonid Cases USDC Case No. 1:09-CV-1053 LJO-DLB. (Closed

Session)

Closed Session: No report was given.

6. FOLLOW-UP ITEMS

None

7. FUTURE AGENDA ITEMS

None

Next regular meeting will be held on July 10, 2012.

Meeting adjourned at 9:12 a.m.

Robert Wunderlich Chair