

**ORLEANS PARISH SCHOOL BOARD
LEGAL COMMITTEE**



**Orleans Parish School Board Administrative Office
3520 General deGaulle Drive, Room 4050
New Orleans, LA 70114
February 10, 2011
1:00PM**

Committee Members

Mr. Brett Bonin, Chair

Mr. Seth Bloom

Mr. Thomas A. Robichaux

Mrs. Cynthia Cade

Mrs. Lourdes Moran, Ex-Officio

Mr. Woody Koppel

AGENDA

Call to Order

Mr. Brett Bonin

Adoption of the Agenda

Additions/Deletions/Modifications

Recess to Executive Session:

1. *Orleans Parish School Board v. Paul G. Pastorek, et al.*, CDC No. 2010-11454; Mandamus/Injunctive Relief – Status Report;
2. *BESE approval of LDOE Return of Schools Plan* – Status Report on Pending Litigation;
3. *Orleans Parish School Board v. Lexington Insurance Company, et al.*, CDC No. 2006-7342; Insurance Litigation – Status Report;
4. McDonogh No. 11 Expropriation – Amended Recommendation for Contingency Fee Contract;
5. USDOE Office for Civil Rights Complaint No. 06101465 re: J. P. – Recommendation to Approve Resolution Agreement;
6. Louisiana Department of Education Complaint No. 01-C-10 re: S.B. – Status Report;

7. *Kathryn Zeitoun on behalf of Zachary Makowsky v. Orleans Parish School Board*, CDC No. 2003-16474; Personal Injury – Settlement Recommendation;
8. *Carolyn Johnson v. Orleans Parish School Board*, CDC No. 2003-11153; Personal Injury – Settlement Recommendation;
9. *Evan Lambert and Kellie Lambert v. Orleans Parish School Board*, 14th JDC No. 2010-003030; Petition for Moratory Damages – Request for Attorney Fees/Costs;
10. *Johnny Houston, on behalf of his minor Johnnysha Houston v. Orleans Parish School Board, et al.*, CDC No. 2011-404; Personal Injury – Status Report;
11. *Kiantha Harris and Corey Scott, Sr., individually and as tutor of the minor, Corey Scott, Jr. v. Pelican Educational Foundation, Inc., et al.*, CDC No. 2010-12534; Personal Injury – Status Report;
12. *Brandy Baham, on behalf of her minor son, Montreal Baham v. Matthew Wilson, et al.*, CDC No. 2010-12093 Personal Injury – Status Report;
13. *Clarence Becknell v. Orleans Parish School Board*, USEDLA No. 2010-cv-04539; Employment Litigation – Status Report;
14. *Shannon Easterling v. Orleans Parish School Board*, CDC No. 2010-12323; Personal Injury – Status Report;
15. *Nolan Barrios III and Carolyn Barrios v. Orleans Parish School Board*, CDC No.2010-8653; Personal Injury – Status Report; and

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16. *Troy Magee v. Orleans Parish School Board, et al.*, CDC No. 2010-03354; Personal Injury – Status Report.

Reconvene from Executive Session

Action Items:

Action Item No. 1: Rescind Resolution No. 04-11 authorizing the General Counsel to seek approval of the Louisiana Attorney General for an attorney contingency fee contract.

Recommendation: That the Orleans Parish School Board rescind its action of January 18, 2011, adopting Resolution 04-11, because of newly negotiated terms and conditions of the proposed contingency contract.

Action Item No. 2: Resolution No. 05-11 - A resolution authorizing the General Counsel to seek the Louisiana Attorney General's approval to enter into an attorney contingency fee contract for representation in the McDonogh No. 11 expropriation matter.

Recommendation: That the Orleans Parish School Board adopts Resolution 05-11.

Action Item No. 3: Rescind Resolution No. 36-10 related to Type 2 applications pending before the Louisiana Department of Education (LDOE).

Recommendation: That the Orleans Parish School Board rescind its action of November 16, 2010, adopting Resolution 36-10 due to pending litigation. The recommendation is based on the advice of litigation counsel.

Adjournment