

M Management Committee

Management Committee: March 28, 2007

Council Meeting date: April 11, 2007

ADVISORY INFORMATION

Date: March 14, 2007
Subject: Request for waiver of conflict – Gray Plant Mooty
District(s), Member(s): All
Policy/Legal Reference: Minnesota Lawyers Rules of Professional Conduct
Staff Prepared/Presented: Nils F. Grossman (651-502-1463)
Division/Department: Office of the General Counsel

Proposed Action/Motion

That the Metropolitan Council waive any conflict of interest and consent to the representation by Gray Plant Mooty of Goodyear Tire and Rubber Company in connection with a settlement agreement between Goodyear and the Metropolitan Council.

Background

The law firm of **Gray Plant Mooty** ("Firm") represents the Metropolitan Council and provides legal services pertaining to Intellectual Property Matters. There are no matters currently being handled by Gray Plant Mooty for the Council nor will the Metropolitan Council use the Firm's services in this matter. The Firm also represents Goodyear.

The parties have reached a settlement of a dispute and Goodyear wants the Firm to reduce the settlement to writing. The Firm is willing to draft the settlement document, subject to consent by the Council.

Issue(s)

Whether to grant consent to Gray Plant Mooty's request for a waiver.

Recommendation

The Office of General Counsel has no objection to the Firm's request.