

December 9, 2011

Senator Mary Ann Salmon, Senate Co-Chair
Representative Tommy Lee Baker, House Co-Chair
Arkansas Legislative Council
315 State Capitol
Little Rock, AR 72201

Dear Senator Salmon and Representative Baker:

The Litigation Reports Oversight Subcommittee of the Arkansas Legislative Council met Wednesday, November 30, 2011, at 10:00 a.m. in Room B, MAC.

Representative Gaskill called the meeting to order. The following items were heard and reviewed without objection by the Subcommittee:

- David Dawson, Staff Attorney, Arkansas Highway and Transportation Department, gave an overview of the settlement agreement for Carl McConnell, Jr. v. Arkansas State Highway and Transportation Department, Claims Commission No. 11-0539-CC. The case was heard at the Claims Commission hearing in July, and the Commission awarded \$100,000 to the claimant. Mr. Dawson gave an overview of the settlement agreement for Melissa Fowler v. Arkansas State Highway and Transportation Department, Claims Commission No. 11-0749-CC. The case was settled for \$27,500.
- Lori Freno, Senior Assistant Attorney General, Office of the Attorney General, gave an update on the status of monitored litigation cases.
- John Bethel, Director, Public Service Commission, gave an overview of current litigation cases. In Comcast v. Bradshaw, the Commission was successful, and the tax amount in dispute should be available soon to assist the counties involved. Arkansas Electric Energy Consumers, Inc. and Arkansas Gas Consumers, Inc. v. Arkansas Public Service Commission are actually three suits filed contesting the Public Service Commission's authority to award incentives to utilities companies meeting energy efficiency program requirements.

With no further business, the meeting adjourned at 10:40 a.m.

Sincerely,

Sen. David Johnson
Senate Co-Chairman

Rep. Billy Gaskill
House Co-Chairman