

# WOODRUFF

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## MEMORANDUM

TO: Hon. Chair and Members of the Orange County Sanitation District Board of Directors

FROM: Bradley R. Hogin, Esq.  
General Counsel

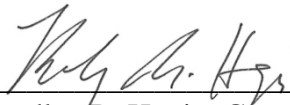
DATE: August 16, 2023

RE: Closed Session Items

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The Board of Directors desires to hold a closed session on August 23, 2023 for the purpose of conferring with its legal counsel regarding anticipated litigation. Existing facts and circumstances reflect a significant exposure to litigation against the District. The closed session will be held pursuant to the authority of California Government Code Section 54956.9(d)(2). The facts and circumstances are as follows. OC San retained PCL Construction, Inc. to construct the A-Side Primary Clarifiers Replacement Project at Plant 2. On August 1, 2023, PCL Construction submitted a claim for the costs of extended overhead, labor, and materials arising out of a project delay as alleged.

Respectfully submitted,

By  \_\_\_\_\_  
Bradley R. Hogin, General Counsel