



## Request for Council Action

Originator Legal	Item <b>Litigation Update: RDNT, LLC v. City of Bloomington</b>
Agenda Section Organizational Business	Date 4/6/2015

### Description

In December 2011, the City Council passed a resolution denying an application for a conditional use permit for RDNT, LLC, the entity that owns the Martin Luther Campus. RDNT appealed that decision to the Hennepin County District Court, which ruled against the City. The City appealed to the Minnesota Court of Appeals, who ruled in favor of the City. RDNT petitioned for review to the Minnesota Supreme Court, which accepted review.

The Minnesota Supreme Court heard oral arguments on the case on September 2, 2014. On March 18, 2015, the Court upheld the Court of Appeals decision in favor of the City.

The litigation was handled by outside counsel provided through the City's insurance coverage from the League of Minnesota Cities Insurance Trust. Amy Larson, the City's Risk and Litigation Manager, will present information to the Council regarding the City's coverage from LMCIT, and introduce Jason Kuboushek from the Iverson Reuvers Condon law firm. Mr. Kuboushek will discuss the decision, and answer any questions regarding the outcome.

### Requested Action

No action is requested. For informational purposes only.

### Attachments:

NONE