

On the motion of Mr. Estopinal,
Seconded by Mr. Wittie, the following resolution was offered:

**RESOLUTION NO. 12-05-13-01 -- AFFIRMATION OF
RESOLUTION NO. 08-15-13-04**

WHEREAS, Resolution No. 08-15-13-04 affirmed Resolution No. 06-06-13-04, which in turn authorized the President or Vice President of the Southeast Louisiana Flood Protection Authority-East ("SLFPA-E") to engage Jones, Swanson, Huddell & Garrison, LLC, on behalf of itself and the levee districts within its jurisdiction regarding claims for damages due to land loss and erosion; and

WHEREAS, Resolution No. 08-15-13-04 also affirmed the engagement of Jones, Swanson, Huddell & Garrison, LLC pursuant to Resolution No. 06-06-13-04, and ratified the filing, in keeping with that engagement, of the lawsuit filed originally in Civil District Court for Orleans Parish as Case No. 13-6911 and removed to the federal District Court for the Eastern District of Louisiana as Case No. 13-5410, naming as plaintiffs the Board of Commissioners of SLFPA-E, individually and as the board governing the Orleans Levee District, the Lake Borgne Basin Levee District, and the East Jefferson Levee District, and naming as defendants Tennessee Gas Pipeline Company, LLC, *et al.* ("the lawsuit"); and

WHEREAS, Resolution No. 08-15-13-04 also authorized the continued prosecution of the lawsuit; and

WHEREAS, Resolution No. 08-15-13-04 was passed with Mr. Barry, Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Tilly, Mr. Pineda, and Mr. Wittie voting in favor, no Board members voting against, Mr. Barnes absent, and Mr. Doody recused; and

WHEREAS, Mr. Barry, Mr. Barnes, and Mr. Pineda ceased to be members of the Board on October 17, 2013, replaced by Mr. Hassinger, Mr. McHugh, and Mr. Angers;

BE IT HEREBY RESOLVED, that SLFPA-E reaffirms Resolution No. 08-15-13-04; and

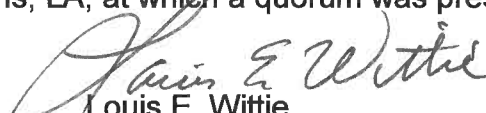
BE IT HEREBY FURTHER RESOLVED, that SLFPA-E authorizes the continued prosecution of the lawsuit.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Estopinal, Mr. Kemp, Mr. Luettich, Mr. Tilly and Mr. Wittie
NAYS: Mr. Angers, Mr. Hassinger and Mr. McHugh
ABSENT: None

This resolution was declared adopted this 5th day of December, 2013.

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I hereby certify that the above and foregoing is a true and correct copy of a resolution duly adopted by the Southeast Louisiana Flood Protection Authority-East at its meeting on December 5, 2013, held in New Orleans, LA, at which a quorum was present.


Louis E. Wittie
Secretary