

MINUTES  
CYPRESS FOREST PUBLIC UTILITY DISTRICT

October 21, 2008

The Board of Directors (the "Board") of Cypress Forest Public Utility District, Harris County, Texas (the "District"), met in emergency session, open to the public, on the 21st day of October, 2008, at the Cypress Forest Public Utility District's Administrative Building, 16215 Champion Forest Drive, Spring, Texas 77379, inside the boundaries of the District, and the roll was called of the members of the Board:

Thomas J. Petrick	President
Linn Jensen Smyth	Vice President
Fred P. Jones	Secretary
Greg DiCioccio	Assistant Secretary
Michael J. Lynch, Jr.	Assistant Vice President

and all of the above were present, thus constituting a quorum.

Also present for all or part of the meeting were Joe B. Allen and Greer Pagan of Allen Boone Humphries Robinson LLP ("ABHR").

Director Petrick called the meeting to order.

CONVENE IN EXECUTIVE SESSION

The Board convened in executive session to conduct a private consultation with attorney to discuss pending or contemplated litigation, including permit protests.

RECONVENE IN OPEN SESSION

The Board reconvened in open session.

ENGAGE ATTORNEY FOR LITIGATION

Mr. Allen reviewed with the Board an agreement for professional services with Viada & Strayer for representation of the District in No. 4:08-CV-3071, *Kleinwood Municipal Utility District v. Cypress Forest Public Utility District, et al.*, in the United States District Court for the Southern District of Texas. Following review and discussion, Director Jones moved to authorize execution of the agreement as presented. Director DiCioccio seconded the motion, which was approved by unanimous vote.

There being no other matters to come before the Board, the meeting was adjourned.

[SIGNATURE PAGE FOR THE MINUTES OF THE OCTOBER 21, 2008, BOARD MEETING]

---

Secretary, Board of Directors

(SEAL)