

Berry, David P.

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From: Flynn, Terence F.  
Sent: Friday, October 28, 2011 11:51 AM  
To: Grant, Glenn  
Subject: RE: 10(j)

No, they are voted on by the Board -- all members must sign off. We do not panelize 10js. There is a proposal to delegate authority to the GC when the Board drops to 2 in December (has been the normal course), but Board Member will dissent on that.

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From: Grant, Glenn [GGrant@crowell.com]  
Sent: Friday, October 28, 2011 11:12 AM  
To: Flynn, Terence F.  
Subject: 10(j)

Hi Terry:

What's the normal procedure for 10(j) approval. More specifically, can one Board member authorize a 10(j) filing or does it take at least 3 members to sign off? My hunch is approval can probably be granted by one member, but wasn't sure.