

## ANNUAL REPORT for 2010-2011

### COMMITTEE ON UNIVERSITY GOVERNANCE

The Committee on University Governance is responsible for reviewing and making recommendations with respect to proposed changes in *The Code* and the Delegations of Duty and Authority, for nominating individuals for election to the seventeen institutional boards of trustees and other University related boards, and for appellate review of certain campus actions and decisions. This report summarizes the work of the Committee from November 2010 through October 2011.

The list below shows the membership of the committee at the beginning of this period.

#### November 2010

R. Steve Bowden, Chairman  
Clarice Cato Goodyear, Vice Chairman  
Dudley E. Flood, Secretary  
Peaches G. Blank  
Peter D. Hans  
Adelaide D. Key  
Franklin E. McCain  
J. Bradley Wilson, *Emeritus*  
Chancellor John F. Mauceri, *Ex Officio*

Effective August 11, 2011, the committee is now composed of the following members:

Bill Daughtridge, Jr., Chairman  
Franklin E. McCain, Vice Chairman  
Irvin A. Roseman, Secretary  
H. Frank Grainger  
Thomas J. Harrelson  
William Edwin McMahan  
David M. Powers  
Chancellor John F. Mauceri, *Ex Officio*

## Appointments to Institutional Boards of Trustees

During 2010-2011, the committee considered a number of nominations for election to the boards of trustees at the seventeen constituent campuses.

Pursuant to the committee's recommendation, the Board of Governors made the following appointments:

Institution	Trustee	Term Ending
NCSSM	Marjorie Benbow	6/30/2011
NCSSM	Michael Dougherty	6/30/2013
UNCA	Ronald A. Paulus	6/30/2013
UNCA	Cissie Stevens	6/30/2013

Pursuant to the Committee's recommendation, with terms ending June 30, 2015, the Board of Governors made the following regular biennial appointments in 2011:

### APPALACHIAN STATE UNIVERSITY

H. Martin Lancaster  
Michael A. Steinback  
G. A. Sywassink  
Brenda White Wright

### EAST CAROLINA UNIVERSITY

Robert G. Brinkley  
Deborah W. Davis  
Carol M. Mabe  
Kieran Joseph Shanahan

### ELIZABETH CITY STATE UNIVERSITY

Timothy Ray Bellamy  
Norma M. James  
Abdul SM Rasheed  
Julius Walker, Jr.

FAYETTEVILLE STATE UNIVERSITY

Edward E. Dickerson IV

John R. Griffin, Jr.

Vedas Neal

Donald L. Porter

NORTH CAROLINA A&T STATE UNIVERSITY

Spence H. Broadhurst

Pamela M. Buncum

Karen J. Collins

Patricia Miller Zollar

NORTH CAROLINA CENTRAL UNIVERSITY

John A. Barbee

George R. Hamilton

Dwight D. Perry

Avon L. Ruffin

NORTH CAROLINA STATE UNIVERSITY

Philip G. Freelon

Barbara H. Mulkey

John P. Sall

Susan P. Ward

UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE

Sue McClinton

Audrey Byrd Mosley

N. King Prather

Virgil Lamar Smith

UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL

W. Lowry Caudill

Phillip L. Clay

J. Alston Gardner

Sallie Shuping Russell

UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE

Robert F. Hull, Jr.

Dhiaa M. Jamil

Joe L. Price

Laura A. Schulte

UNIVERSITY OF NORTH CAROLINA AT GREENSBORO

Charles K. Blackmon

Susan M. Safran

Harriet Jean Twiggs Smalls

Martin P. Weissburg

UNIVERSITY OF NORTH CAROLINA AT PEMBROKE

Kellie Hunt Blue

Robert E. Caton

Dwight Pearson

Paul Willoughby

UNIVERSITY OF NORTH CAROLINA AT WILMINGTON

Wilma W. Daniels

Carlton Fisher

Wendy F. Murphy

H. David Swain

NORTH CAROLINA SCHOOL OF THE ARTS

Lee A. Chaden

Claire C. Christopher

Don Flow

Barbara Lyons Goodmon

WESTERN CAROLINA UNIVERSITY

Carolyn Lloyd Coward

Patricia Blanton Kaemmerling

Wardell C. Townsend, Jr.

Teresa Williams

## WINSTON-SALEM STATE UNIVERSITY

Marin B. Davis

Susan Henderson

Keith W. Vaughn

Chuck Wallington

## NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS

Lavonia I. Allison

Brian D. Bailey

Marjorie Benbow

Shirley T. Frye

Sallie D. Johnson

Henry D. Kuo

D. Carr Thompson

Thomas J. Williams

### Appointments to Other Boards

Pursuant to the committee's recommendations for affiliated entities to the University, the Board of Governors made the following appointments or confirmations:

Institution	Name of Board	Member	Term Ending
NCA	Board of Directors	David O. Belcher	6/30/2015
NCA	Board of Directors	John F.A.V. Cecil	6/30/2015
NCA	Board of Directors	Dumont Clark IV	6/30/2015
NCA	Board of Directors	Perry Howard	6/30/2103
NCA	Board of Directors	Lynne Scott Safrit	6/30/2015
PCMH	Board of Trustees	Janice H. Faulkner	2/29/2016
PCMH	Board of Trustees	David H. Womack	2/29/2016
UNC Press	Board of Governors	Nina S. Allen	6/30/2016
UNC Press	Board of Governors	Gillian Cell	6/30/2016
UNC Press	Board of Governors	Linda Hanley-Bowdoin	6/30/2016
UNC CPTV	Board of Trustees	Sabrina DeFonce Bengel	6/30/2014
	UNC Umstead Review Panel	Ray S. Farris	6/30/2014
	UNC Umstead Review Panel	H. D. Reaves, Jr.	6/30/2014

## 2011 Trustee Selection Process

In October 2010, the Committee formally began the 2011 trustee selection process when correspondence was sent to each chancellor and each chairman of the institutional boards of trustees seeking nominations for trustees with terms beginning July 1, 2011.

## Campus Liaison Assignments / Responsibilities

The Committee continued its focus on defining campus liaison responsibilities and the importance of using the trustee nomination form in the trustee selection process. The committee underscored the requirement that the form is to be officially signed by the chancellor/board chairman. The form can also be used for others who wish to make a nomination.

## Appeals

In October 2011, the Committee received background information regarding the appeal of a student at North Carolina State University. The Board of Governors approved the Committee's recommendation that the appeal be remanded to the NCSU Board of Trustees with instructions that the Board of Trustees remand the matter to the Vice Chancellor for Student Affairs.

Also in October the Committee received background information regarding the appeal of a student at the University of North Carolina at Greensboro. The Board of Governors approved the Committee's recommendation that the campus decision of expulsion be affirmed.

## Litigation Requests / Settlements

In February 2011, the Committee considered the request from East Carolina University to initiate litigation in the name of the University of North Carolina, on behalf of ECU against HealthyPirates.com. Under its authority delegated in 1998, the Committee approved the request to file a Lanham Act complaint in federal court to enjoin HealthyPirates.com's unauthorized use of the mark, as recommended by counsel.

In June 2011, the Committee considered the request from NC State University to settle litigation in the name of the University of North Carolina, on behalf of NC State against Olver. Under its authority delegated in 1998, the Committee approved the request and authorized the campus to settle the litigation for an amount not to exceed \$400,000, as recommended by counsel.

Also in June, the Committee considered the request from the University of North Carolina at Chapel Hill to take legal action in state or federal court so as to establish its ownership of certain inventions. Under its authority delegated in 1998, the Committee authorized the University of North Carolina at Chapel Hill to participate in or initiate litigation in order to secure its intellectual property rights, if any, after engaging in such due diligence, investigation, and evaluation of its intellectual property rights in certain computer technology.

In October 2011, the Committee considered the request from the University of North Carolina at Chapel Hill to approve the proposed settlement of caveat proceedings brought by heirs in the estate of John Christopher Wieters III. Under its authority delegated in 1998, the Committee authorized the University of North Carolina at Chapel Hill to settle.

#### Department of Defense Classified Research

The accreditation process for the University of North Carolina at Charlotte Closed Facility to meet the requirements of the National Industrial Security Program Operations Manual under which the campus will be conducting research involving Department of Defense classified information requires the Board of Governors to pass a resolution naming those members of the Board who will not have access to the information and therefore not be required to have personal security clearances. The Board of Governors approved the required resolution in August 2011.

#### UNC Health Care System

In October 2011, the Committee received President Ross' reappointment of D. Jordan Whichard III of Greenville to serve as a member of the UNC Health Care System Board of Directors. The Board of Governors approved the Committee's recommendation to ratify this reappointment.

### Athletics Update

Periodically throughout the period of this annual report, the Committee received updates from Chancellor Holden Thorp and his staff on the UNC-Chapel Hill athletics program, from Chancellor Harold Martin and his staff on the North Carolina A&T State University athletics program, and from Chancellor Steve Ballard on the East Carolina University athletics program.

### Task Force on Athletics and Academics

In August 2011, Chairman Daughtridge welcomed President Ross who gave an overview of the origin of the UNC Task Force on Athletics and Academics. Chancellor Ballard, Chairman of the Task Force, then discussed the Report on the Task Force in detail. He and members of the Task Force were available to respond to questions.

For the Committee on University Governance:

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Bill Daughtridge, Jr., Chairman