



January 16, 2009

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President Shirley Raines
c/o Mr. Mike Glazier
Bond, Schoeneck & King
7500 College Boulevard, Suite 910
Overland Park, Kansas 66210

RE: Notice of allegations, University of ~~Memphis~~ Case No. M299.

Dear President Raines:

This letter (and enclosure) is the result of a preliminary inquiry that has been conducted by the NCAA into the athletics policies and practices of the University of Memphis. This inquiry was initiated in accordance with Bylaw 32.2 of the 2008-09 NCAA Division I Manual and described in my September 5, 2008, letter.

The available information appears to be of sufficient substance and reliability to warrant a notice of allegations. Accordingly, this letter (and enclosure) constitutes a notice of allegations as described in Bylaw 32.6.1 and includes specific allegations. In order that complete information may be developed, several questions are submitted to obtain the facts of these matters, and also to determine the policies and practices of the University of Memphis in certain areas of athletics administration.

The institution is requested to thoroughly review these allegations and requests for information about its athletics policies and practices and submit a written response. You will note that the statement immediately following each allegation requests that the institution indicate whether the information is substantially correct and submit evidence to support its response. In accordance with the cooperative principle of the enforcement program, the institution should make every effort to interview the principals identified in the allegations and collect related information, regardless of whether a request to do so is specifically contained in the allegations. The committee's interest is for both the NCAA investigative staff and the institution to collect, where possible, information for consideration in order for the committee to determine the validity of the allegations.

National Collegiate Athletic Association

An association of over 1,200 members serving the student-athlete

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If the institution does not believe that the allegation is substantially correct, it should support its position with any evidence upon which the conclusion is based. Further, if the institution concludes that the allegation is substantially correct, but not complete or accurate in all respects, it should submit additional information to clarify or adjust the allegation as written.

In the interest of clarity and in accordance with the general procedures established by the NCAA Committee on Infractions, the institution is requested to copy each numbered item and the subparagraphs of each item contained in the notice of allegations. The institution's response, as well as the reasons for this position, should immediately follow each numbered item or subparagraph to which the information submitted is directly responsive. [Note: See attached suggested guidelines for submission of responses.]

Four copies of your response should be forwarded to the writer at the NCAA national office, and one copy should be forwarded to each member of the Committee on Infractions and its administrator, Shepard C. Cooper. In addition, please e-mail a copy of your response in Microsoft Word or Word Perfect format to Mr. Cooper (scooper@ncaa.org) and Amy Walker, executive assistant to the vice president of enforcement (ajwalker@ncaa.org). One copy of the media guide for each year for which allegations are made also should be forwarded to each member of the committee at the following addresses:

Mr. John S. Black
Shughart Thomson Kilroy, P.C.
Twelve Wyandotte Plaza
130 West 12th Street
Kansas City, MO 64105

Ms. Melissa Conboy
Deputy Athletic Director
University of Notre Dame
C113 Joyce Center
Notre Dame, IN 46556

Mr. Paul T. Dee (chair)
Director of Athletics
University of Miami
5821 San Amaro Drive
Coral Gables, FL 33146

Mr. Brian P. Halloran
#241
1630A, 30th Street
Boulder, CO 80301

Ms. Eileen K. Jennings
General Counsel
Central Michigan University
1303A West Campus Drive
Mt. Pleasant, MI 48859

Mr. Alfred J. Lechner Jr.
White & Case LLP
1155 Avenue of the Americas
New York, NY 10036-2787

Mr. Jerry Parkinson
Dean, College of Law
University of Wyoming
16th & Gibbon
Laramie, WY 82071

Mr. Dennis Thomas
Commissioner
Mid-Eastern Conference
222 Central Park Avenue, Suite 1150
Virginia Beach, VA 23462

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Mr. Shep Cooper
Director of the Committees
on Infractions
NCAA Distribution Center
1802 Alonzo Watford Sr. Drive
Indianapolis, IN 46202

Mr. David Price (four copies)
Vice President of Enforcement
NCAA Distribution Center
1802 Alonzo Watford Sr. Drive
Indianapolis, IN 46202

As indicated in my September 5, 2008, letter, the Committee on Infractions reviews information concerning possible major violations either through the summary disposition process or an in-person hearing. It is my understanding that the enforcement staff has discussed the possibility of processing this case through the summary disposition process and that currently this process does not appear appropriate.

Responses from the institution and all involved parties should be on file with these individuals, including the writer, by April 15, 2009. It is anticipated that the Committee on Infractions will consider your response during its June 5-7, 2009, meeting in Indianapolis, Indiana, and would welcome an appearance by representatives of the institution at that time. You will be notified of the actual time, date and location well in advance of the institution's appearance. In keeping with the premise of presidential control of athletics, the committee expects that you, as the president of an institution involved in potential major violations of NCAA legislation, will want to attend the hearing to personally present your views on presidential control and the institution's commitment to compliance. As the president, the committee is most interested in your presentation. Additionally, the committee requests that at a minimum, the following individuals be included among the university representatives: R. C. Johnson, director of athletics; Ed Stevens, faculty athletics representative; and Nicole L. Green, director of compliance. Please inform me at your earliest convenience if there are any anticipated difficulties in having the aforementioned individuals attend. Also, it is requested that Beth Harrelson, head women's golf coach, and John Calipari, head men's basketball coach, be included among the institution's representatives. In the event the institution determines that additional time is required to prepare a response, the institution may request a delay in responding and submit the reasons the delay is necessary. The request should be forwarded to Shep Cooper, director of the Committees on Infractions, at the NCAA national office. The Committee on Infractions then will consider the request. It should be noted that a delay in responding could postpone the hearing date stated above.

Under the provisions of Bylaw 32.6.4, in preparation for submitting a written response to a notice of allegations or making an in-person appearance before the Committee on Infractions, the enforcement staff will provide reasonable access to all pertinent materials maintained by the staff that corroborate or refute the allegations. These materials may include recordings of interviews and documents that were obtained during the inquiry. Requests for access to such materials should be made to the enforcement staff, which also is responsible for maintaining custody of these materials. Therefore, the staff will provide access at the NCAA national office or on a

secured Web site in the near future. Please contact the enforcement staff if you wish to review these materials.

In accordance with the procedures adopted by the Committee on Infractions, the enforcement staff shall notify in writing all present or former institutional staff members named in an allegation, and all prospective, present or former student-athletes whose eligibility could be affected based on involvement in an allegation of their opportunity to respond to any allegation involving them and participate in a hearing before the Committee on Infractions. A copy of these letters also has been included with the notice of allegations. Although these parties may be represented by personal legal counsel or plan to represent themselves, the institution is requested to provide any involved individuals with the opportunity to submit in writing any information they believe is relevant to the committee. Please note that under the provisions of Bylaw 32.8.6.1, the Committee on Infractions may subject the institution to a show-cause order as described in the provision of Bylaw 19.5.2.2 if any current staff member named for involvement in a major violation fails to attend a hearing. The enforcement staff also will notify certain individuals, and copies of those letters are enclosed.

Your institution should understand that all of the alleged violations set forth in the document attached to this letter are considered to be potential major violations of NCAA legislation, unless designated as secondary. If the institution believes that any alleged violation should be considered a secondary violation, including any specifically identified as a secondary violation by the enforcement staff, the response should indicate why the alleged violation should be considered a secondary violation, and it should present information to support that conclusion. Also, if the institution believes that the enforcement staff has acted contrary to the provisions of the enforcement procedures (Bylaw 32), it is requested to advise the Committee on Infractions of this concern in its response; otherwise, it may forfeit the opportunity to raise this issue on appeal.

Following the hearing, the committee will determine if violations of NCAA legislation have occurred and whether those violations are major or secondary violations. If the committee finds that major violations have occurred, then it will determine what penalties are appropriate as provided in 19.5.2.3 of the online version of the 2008-09 NCAA Division I Manual. Inasmuch as your institution was previously found in violation of NCAA rules in Infractions Report No. 245 decided on October 21, 2005, your institution is subject to the penalties set forth in Bylaw 19.5.2.3. If you believe this rule is not applicable, you should so state in your response and submit the appropriate information to support your position. The Committee on Infractions will determine following the infractions hearing if your institution should be subject to the provisions of this bylaw and whether the enhanced penalties provided for in the bylaw should be imposed.

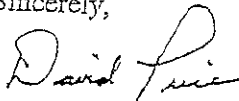
In making its decision in this case, the Committee on Infractions will consider all of the information submitted by the enforcement staff, the institution and all involved parties, and the testimony presented at the infractions hearing. It should be understood that at this juncture, the committee has not received any of the information gathered by the enforcement staff to substantiate that a violation occurred. The only information provided to the committee by the

enforcement staff regarding this case will be the allegations (attached), the NCAA enforcement staff case summary per Bylaw 32.6.7 and its hearing presentation per Bylaw 32.8.7.2. If the institution wishes the committee to consider any specific evidence, that information must be included in the institution's response to the notice of allegations. If any additional evidence should come to the institution's attention that was not previously available to it or that was not previously relevant that it believes the Committee on Infractions should consider, that information should be provided to the enforcement staff and the committee at least 10 days prior to the infractions hearing.

Your attention also is directed to Bylaw 32.8, which describes the procedures to be followed during the institution's appearance before the committee. In addition, you may wish to review the policies and guidelines set forth in Bylaw 19.4 of the enforcement procedures. Should you have additional questions concerning these procedures, please contact Mr. Cooper. Also, in the event members of the NCAA staff who have been involved in the investigation of this case can be of assistance to the institution in developing its response, please contact Jackie Thurnes, associate director of enforcement, for such assistance.

The enforcement program of the NCAA is a cooperative undertaking involving individual member institutions and allied conferences working together through the NCAA -- a unified effort designed to improve the administration of intercollegiate athletics. You are called upon as the president of the University of Memphis for your cooperation and assistance to the end that complete information related to this matter may be developed.

Sincerely,



David Price
Vice President of Enforcement

DP:jlh

Enclosures

cc: Mr. Britton Banowsky
Mr. Shep Cooper
Mr. R.C. Johnson
Mr. Ed Stevens
NCAA Division I Committee on Infractions

NOTICE OF ALLEGATIONS

to the

President of the University of Memphis

1. [NCAA Bylaws 13.2.1, 16.02.3 and 16.11.2.1 (2008-09 Manual)]

It is alleged that from 2004 through 2008, Jenny Bruun, head women's golf coach, provided multiple extra benefits valued at approximately \$3,115.70 to women's golf student-athletes [REDACTED]. Further, Bruun provided impermissible recruiting inducements valued at approximately \$70 to [REDACTED] before [REDACTED] enrolled at the institution. Specifically:

- a. Regarding [REDACTED] in December [REDACTED] and March [REDACTED], Bruun provided [REDACTED] extra benefits valued at approximately \$230. Specifically:
 - (1) In December [REDACTED], Bruun provided [REDACTED] a Christmas gift that included a sweater, Starbucks coffee mugs and a Starbucks gift card. The sweater had an approximate value of \$75, the mugs had an approximate value of \$30 and the gift card had a value of \$25. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (2) In March [REDACTED], Bruun provided [REDACTED] a birthday gift that included Adidas golf shoes (unrelated to permissible equipment). The shoes had an approximate value of \$100. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- b. Regarding [REDACTED] from the spring of [REDACTED] through the fall of [REDACTED], Bruun provided [REDACTED] some recruiting inducements valued at approximately \$70 and multiple extra benefits valued at approximately \$2,694.45. Specifically:
 - (1) Between April and August [REDACTED], and before [REDACTED] initially enrolled at the institution, Bruun provided [REDACTED] a good luck gift, flowers, the movie "Miracle" on DVD and a picture of a bible verse. The gifts had an approximate value of \$70. [NCAA Bylaw 13.2.1]
 - (2) In September [REDACTED], Bruun provided [REDACTED] a book entitled "Captivating." The book had an approximate value of \$15. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (3) In October [REDACTED], Bruun purchased air fare for [REDACTED] boyfriend, to fly from [REDACTED] to Memphis, Tennessee, so that [REDACTED] could visit [REDACTED]. The air fare had an approximate value of \$200. Additionally, Bruun permitted [REDACTED] to stay at her

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residence at no cost for approximately two weeks and at times, purchased his meals. The lodging and meals had an approximate value of \$425. Further, during this trip, Bruun provided ██████████ an Adidas duffle bag, valued at approximately \$35. [NCAA Bylaws 16.02.3 and 16.11.2.1]

- (4) In October ██████████, Bruun provided ██████████ a pair of used Champion basketball shorts and a University of Memphis (Memphis) hat and T-shirt (unrelated to permissible equipment). The shorts had an approximate value of \$10 and the hat and T-shirt had an approximate value of \$15. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- (5) In December ██████████, Bruun paid approximately \$85 in air fare fees for ██████████ so that ██████████ could change the date of departure on her flight from Memphis to ██████████ and return home earlier for the holiday break. ██████████ mother later reimbursed Bruun for the expense. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- (6) In December ██████████, Bruun provided ██████████ a Christmas gift that included a belt, a book entitled "Best Friends," a book entitled "A Wedding in December" and a wall hanging. The gifts had an approximate total value of \$56.95. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- (7) In February ██████████ Bruun purchased air fare for ██████████ to fly from Memphis to ██████████ so that ██████████ could return home. The air fare had an approximate value of \$200. ██████████ mother later reimbursed Bruun for the expense. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- (8) In the spring of ██████████, Bruun provided ██████████ a hole-in-one display plaque. The plaque had an approximate value of \$15. Bruun also made a donation to a charity in ██████████ name and provided ██████████ a bracelet that was received as a result of the donation. The donation and bracelet had an approximate value of \$25. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- (9) In July ██████████, Bruun provided ██████████ a birthday gift that included a purse, a "friendship" picture, Oakley sunglass lenses, a book entitled "Three Cups of Tea," a book entitled "Lance Armstrong's War," Nike golf shoes (unrelated to permissible equipment) and a Ping golf bag (unrelated to permissible equipment). The gifts had an approximate value of \$264.50. [NCAA Bylaws 16.02.3 and 16.11.2.1]

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- (10) In September [REDACTED], Bruun provided [REDACTED] a Memphis hat (unrelated to permissible equipment). The hat had an approximate value of \$20. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (11) In November [REDACTED], Bruun permitted [REDACTED] to stay at her residence at no cost for approximately two nights after [REDACTED] apartment was burglarized. The lodging had an approximate value of \$160. Further, Bruun provided [REDACTED] \$250 in cash to replace cash that was stolen from her apartment. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (12) In December [REDACTED], Bruun obtained tickets for [REDACTED] [REDACTED] cousin, to a National Football League game between the Tennessee Titans and the Indianapolis Colts. Further, Bruun drove [REDACTED] [REDACTED] from Memphis to Nashville, Tennessee, for the game. The tickets and transportation had an approximate value of \$248. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (13) In December [REDACTED], Bruun provided a Christmas gift to [REDACTED] that included a season series of the television show "The West Wing" on DVD and a wooden tea box and tea bag set. The gifts had an approximate value of \$75. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (14) In February [REDACTED], Bruun provided a Nike watch to [REDACTED]. The watch had an approximate value of \$85. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (15) In April [REDACTED], Bruun purchased air fare for [REDACTED] to fly from [REDACTED] to Memphis so that [REDACTED] could visit [REDACTED]. The air fare had an approximate value of \$200. Additionally, Bruun paid about \$25 for [REDACTED] taxi fare from the Memphis airport to a local golf course. [NCAA Bylaws 16.02.3 and 16.11.2.1]
 - (16) From the fall of [REDACTED] through the fall of [REDACTED], Bruun purchased approximately 25 impermissible meals for [REDACTED]. Also, Bruun paid for [REDACTED] admission into a movie on approximately four occasions. The meals had an approximate value of \$250, and the movie admissions had an approximate value of \$35. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- c. Regarding [REDACTED] from [REDACTED] through [REDACTED], Bruun provided [REDACTED] two Starbucks gift cards, one being a Christmas gift and one being a graduation gift. The approximate value of the gift cards was \$10 each. [NCAA Bylaws 16.02.3 and 16.11.2.1]

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d. Regarding [REDACTED], from the fall of [REDACTED] through the summer of [REDACTED] Bruun provided [REDACTED] extra benefits on a few occasions valued at approximately \$171.25. Specifically:

- (1) From the fall of [REDACTED] through the spring of [REDACTED], Bruun purchased approximately three impermissible meals for [REDACTED]. Also, Bruun paid for [REDACTED] admission into a movie on approximately one occasion. The meals had an approximate value of \$30, and the movie admission had an approximate value of \$8.75. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- (2) On May 1, [REDACTED] Bruun permitted [REDACTED] to stay at her residence at no cost for one night after [REDACTED] moved out of an institutional residence hall. Also, Bruun permitted [REDACTED] to store various personal belongings at her apartment at no cost from about May 1 through mid-August [REDACTED]. The lodging had an approximate value of \$80, and the storage had an approximate value of \$52.50. [NCAA Bylaws 16.02.3 and 16.11.2.1]

Please indicate whether this information is substantially correct and whether the institution agrees violations of NCAA legislation occurred. Submit evidence to support your response.

Also, please provide the following:

- a. An overview of the attendance and athletics participation at the institution for the identified student-athletes, including the (1) dates of enrollment at the institution and any other two- or four-year institution; (2) eligibility for practice and competition for each academic year enrolled; (3) amount of athletically related financial aid provided for each academic year; (4) level of participation (e.g., average minutes played, number of contests competed for each season of participation); (5) contribution to the team (e.g., number of contests started, ranking for each season of competition); and (6) number of NCAA postseason events participated in for each season of competition.
- b. A statement indicating whether any of the student-athletes identified in the allegation have remaining eligibility issues. Please include copies of all correspondence between the institution and the NCAA student-athlete reinstatement staff concerning the restoration of eligibility for the student-athletes named in the allegation.
- c. The reason Bruun provided the extra benefits to the student-athletes in light of NCAA legislation prohibiting such conduct.

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- d. The identities of all athletics department staff members involved in or having knowledge of the receipt of the extra benefits by the student-athletes. Also, provide a description of this involvement or knowledge prior to, at the time of and subsequent to the receipt of these extra benefits.
2. [NCAA Bylaws 13.1.2.1, 13.6.7.5.2, 16.02.3 and 16.11.2.1 (2008-09 NCAA Manual)]

It is alleged that in September [REDACTED] and November [REDACTED] Jenny Bruun, head women's golf coach, provided multiple women's golf student-athletes impermissible restaurant meals during prospective student-athletes' official paid visits. Specifically, Bruun purchased impermissible meals for women's golf student-athletes [REDACTED] during a weekend visit in [REDACTED] and for women's golf student-athletes [REDACTED] during a weekend visit in [REDACTED]. Further, Bruun arranged for [REDACTED] then a former women's golf student-athlete, to have impermissible contact with the prospective student-athletes and their parents during the weekend visit in [REDACTED] when Bruun invited [REDACTED] to attend a meal.

Please indicate whether this information is substantially correct and whether the institution agrees violations of NCAA legislation occurred. Submit evidence to support your response.

Also, please provide the following:

- a. An overview of the attendance and athletics participation at the institution for the identified student-athletes, including the (1) dates of enrollment at the institution and any other two- or four-year institution; (2) eligibility for practice and competition for each academic year enrolled; (3) amount of athletically related financial aid provided for each academic year; (4) level of participation (e.g., average minutes played, number of contests competed for each season of participation); (5) contribution to the team (e.g., number of contests started, ranking for each season of competition); and (6) number of NCAA postseason events participated in for each season of competition.
- b. A statement indicating whether any of the student-athletes identified in the allegation have remaining eligibility issues. Please include copies of all correspondence between the institution and the NCAA student-athlete reinstatement staff concerning the restoration of eligibility for the student-athletes named in the allegation.
- c. The reason Bruun provided the impermissible meals to the student-athletes in light of NCAA legislation prohibiting such conduct.

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- d. The identities of all athletics department staff members involved in or having knowledge of the receipt of the extra benefits by the student-athletes. Also, provide a description of this involvement or knowledge prior to, at the time of and subsequent to the receipt of these extra benefits.
- e. A copy of the September [REDACTED] and November [REDACTED] women's golf official paid visit records.
- f. A statement describing athletics department procedure used to monitor official paid visit meals and student hosts.
- g. A statement indicating whether the athletics department provided NCAA rules education to Bruun pertaining to student hosts and occasional meals as well as the institution's position as to whether Bruun should have been aware of the pertinent legislation.

3. [NCAA Bylaws 10.01.1, 10.1, 10.1-(a), 10.1-(c) and 10.1-(d) (2008-09 Manual)]

It is alleged that Jenny Bruun, head women's golf coach, failed to deport herself in accordance with the generally recognized high standards of honesty and sportsmanship normally associated with the conduct and administration of intercollegiate athletics for (a) knowing involvement in providing extra benefits to student-athletes and recruiting inducements to a prospective student-athlete, (b) providing false and misleading information to the institution concerning her involvement in and knowledge of possible NCAA violations, and (c) refusing to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the NCAA enforcement staff. Specifically:

- a. Regarding her involvement, Bruun knowingly violated NCAA legislation, as set forth in Allegation Nos. 1 and 2 of this notice. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(c)]
- b. Regarding her provision of false and misleading information, in December [REDACTED], June 2008 and August 2008, Bruun provided false and misleading information to the institution. Specifically:
 - (1) On June 19, and August 1, 2008, during interviews with the institution's investigators, Bruun reported that she did not provide many of the extra benefits to the student-athletes or the recruiting inducements to a prospective student-athlete identified in Allegation No. 1 when, in fact, she did. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(d)]

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(2) In December [REDACTED], Bruun concealed some of the NCAA violations outlined in Allegation No. 2 from her institution when she intentionally misrepresented information on expense reports pertaining to the individuals who received meals during the November [REDACTED] official paid visits. Further, on June 19, 2008, during an interview with the institution's investigators, Bruun reported that she did not knowingly provide the impermissible meals to student-athletes during the November [REDACTED] official paid visits, as outlined in Allegation No. 2, when, in fact, she did. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(d)]

c. Regarding her refusal to furnish information relevant to an investigation, on October 20, 2008, Bruun refused to submit to interviews with the NCAA enforcement staff when requested to do so. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(a)]

Please indicate whether this information is substantially correct and whether the institution agrees violations of NCAA legislation occurred. Submit evidence to support your response.

4. [NCAA Bylaws 16.02.3 and 16.11.2.1 (2008-09 NCAA Manual)]

It is alleged that during the 2007-08 academic year, the institution provided approximately \$2,260 in extra benefits to [REDACTED] of men's basketball student-athlete [REDACTED] in that he sometimes received free transportation on the men's basketball team's charter plane to and from away-from-home contests, as well as free lodging at the men's basketball team's hotel during away-from-home contests. Specifically:

- a. On February 19 and March 4, 2008, [REDACTED] was permitted to travel on the men's basketball team's charter plane at no cost. The total value of this transportation was approximately \$1,125. [NCAA Bylaws 16.02.3 and 16.11.2.1]
- b. On December 14, 15 and 18, 2007, and January 29 and 30, 2008, [REDACTED] was permitted to stay at the men's basketball team's hotel at no cost. The total value of this lodging was approximately \$1,135. [NCAA Bylaws 16.02.3 and 16.11.2.1]

Please indicate whether this information is substantially correct and whether the institution agrees violations of NCAA legislation occurred. Submit evidence to support your response.

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Also, please provide the following:

- a. A copy of all charter plane and hotel records pertaining to [REDACTED] extra benefits. Please provide a summary of charter plane transportation and hotel accommodations that [REDACTED] paid for as well as those that he did not pay for.
 - b. A statement describing the athletics department procedure used to monitor charter plane transportation used by [REDACTED]
 - c. A statement describing the athletics department procedure used to monitor hotel accommodations used by student-athletes' relatives.
5. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(h) (2008-09 NCAA Manual)]

It is alleged that [REDACTED] prospective men's basketball student-athlete, failed to deport himself in accordance with the generally recognized high standards of honesty and sportsmanship normally associated with the conduct and administration of intercollegiate athletics for his knowing fraudulence or misconduct in connection with his entrance examination. Specifically, on [REDACTED] an unknown individual completed [REDACTED] SAT, with [REDACTED] knowledge, which was used to obtain his admission into the institution and to certify his NCAA eligibility. [REDACTED] subsequently competed for the men's basketball team through the 2007-08 season, which included his participation in the 2008 NCAA Division I Men's Basketball Championship.

Please indicate whether this information is substantially correct and whether the institution agrees violations of NCAA legislation occurred. Submit evidence to support your response.

Also, please provide the following:

- a. An overview of the academic history for the identified prospective student-athlete, including the (1) name of the high schools attended and date of graduation; (2) cumulative and core grade-point average on the date of graduation; (3) dates of all ACTs and/or SATs completed, as well as scores received; and (4) certification status issued by the NCAA Eligibility Center.
- b. An overview of the institution's recruitment of the identified prospective student-athlete, including the (1) identities of the athletics department staff members involved in the recruitment of the prospect, (2) dates of unofficial and official paid visits to the institution's campus completed by the prospect, (3) duration of the institution's recruitment of the prospect, and (4) date the prospect signed a National Letter of Intent to attend the institution.

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- c. An overview of the attendance and athletics participation at the institution for the identified prospective student-athlete, including the (1) dates of enrollment at the institution and any other two- or four-year institution, (2) eligibility for practice and competition for each academic year enrolled, (3) amount of athletically related financial aid provided for each academic year, (4) average number of minutes and average number of contests participated in for each season of competition, (5) number of contests started for each season of competition, and (6) number of NCAA postseason events participated in for each season of competition.
 - d. A copy of [REDACTED] SAT.
 - e. A transcript of [REDACTED] November 7, 2007, interview with the institution.
 - f. A copy of all investigative records pertaining to [REDACTED] SAT supplied by the Educational Testing Service.
 - g. A copy of a September 2, 2008, report pertaining to [REDACTED] SAT handwriting examination prepared by Forensic Document Examiner Lee Ann Harmless.
 - h. A statement indicating whether the provisions of NCAA Bylaws 31.2.2.3 and 31.2.2.4 apply to the institution as a result of [REDACTED] potential involvement in the violations outlined in this allegation.
6. [NCAA Constitution 2.8.1 (2008-09 NCAA Manual)]

It is alleged that the institution violated the principle of rules compliance as it relates to Allegation No. 4, in that the institution did not monitor and assure compliance related to the men's basketball charter plane and hotel accommodations and the use of both by [REDACTED] the [REDACTED] of men's basketball student-athlete [REDACTED].

Please indicate whether this information is substantially correct and whether the institution agrees that a violation of NCAA legislation occurred. Submit evidence to support your response.

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Secondary violation

7. [NCAA Bylaws 13.01.4, 13.1.2.1 and 13.1.3.5.1]

It was reported that around July 2008, Dave Bronczek, a representative of the institution's athletics interests, made an impermissible telephone call to Oseye Gaddy, the mother of prospective men's basketball student-athlete Abdul Gaddy. During the call, Bronczek had a conversation with Gaddy about the institution's men's basketball program. Gaddy's son was being recruited by the institution's men's basketball program at the time of the call.

Please indicate whether this information is substantially correct and whether the institution agrees that a violation of NCAA legislation occurred. Submit evidence to support your response. Also, please provide a copy of the institution's September 10, 2008, self-report to the NCAA enforcement staff.

Information Requested by the Committee on Infractions

8. Please provide all information concerning other possible violations of NCAA legislation that was discovered by the institution as a result of its review of this matter. In this regard, please indicate the means by which the information was discovered and the institution's position whether a violation has occurred.
9. Please provide a detailed description of any corrective or punitive actions implemented by the institution as a result of the violations acknowledged in this inquiry. In that regard, explain the reasons the institution believes these actions to be appropriate and identify the violations upon which the actions were based. Additionally, indicate the date that any corrective or punitive actions were implemented.
10. Please provide a detailed description of all disciplinary actions taken against any current or former athletics department staff members as a result of violations acknowledged in this inquiry. In that regard, explain the reasons that the institution believes these actions to be appropriate and identify the violations upon which the actions were based. Additionally, indicate the date that any disciplinary actions were taken and submit copies of all correspondence from the institution to each individual describing these disciplinary actions.
11. Please provide a statement indicating the dates and titles of all positions at the institution held by individuals identified during the inquiry as allegedly having significant involvement in NCAA violations, as well as a brief overview of each position. Additionally, provide the dates, title and employer of all positions held by such individual(s) during the five years prior to the dates of the alleged violations.

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Furthermore, provide a brief review of the previous major infractions case history for the identified individuals.

12. Please provide a short summary of every major infractions case involving the institution or individuals named in this notice. In this summary, provide the date of the infractions report, a description of the violations found by the Committee on Infractions, the individuals involved, and the penalties and corrective actions. Additionally, please provide a copy of any major infractions reports involving the institution or individuals named in this notice that were issued by the Committee on Infractions within the last 10 years.
13. Please provide a chart depicting the institution's reporting history of secondary violations for the past five years. In this chart, please indicate for each academic year the number of total secondary violations reported involving the institution or individuals named in this notice. Also, please include the applicable bylaws for each violation, and then indicate the number of secondary violations involving just the sports team named in this notice for the same five-year time period.
14. Please provide the institution's overall NCAA division and conference affiliation, as well as the total enrollment on campus and the number of men's and women's sports sponsored.
15. Please provide a statement describing the general organization and structure of the institution's intercollegiate athletics department, including the identities of those individuals in the athletics department who were responsible for the supervision of all sport programs during the previous four years, and whether the institution conducts a systematic review of NCAA and institutional regulations for its athletics department employees. If yes, identify the agency, individual or committee responsible for this review and describe the responsibilities and functions of each identified.
16. Please provide the following information concerning the sport programs identified in this inquiry:
 - The average number of initial and total grants-in-aid that have been awarded during the past four academic years.
 - The number of initial and total grants-in-aid in effect for the current academic year (or upcoming academic year if the regular academic year is not in session) and the number anticipated being in effect for the following academic year.
 - The identities of all student-athletes anticipated to be on athletically related financial aid as of the first semester of the next academic year who will have four

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years of remaining eligibility and five years of enrollment (per the NCAA's five-year rule) to complete those four years; the identities of all student-athletes who have three years of remaining eligibility and four years of remaining enrollment to complete those three years; the identities of all student-athletes who have two years of remaining eligibility and three years of remaining enrollment to complete those two years; and the identities of all student-athletes who have one year of remaining eligibility and two years of remaining enrollment to complete that year.

- The average number of student-athletes during the previous four years who have redshirted and the number who are redshirting during the current academic year (or upcoming academic year if regular academic year is not in session).
- The number of student-athletes in each of the previous four years who were awarded athletically related financial aid, but who withdrew from the squad for reasons other than graduation or loss of eligibility.
- A list of the institution's win-loss record for the past four seasons and the dates and results of all postseason competition in which the institution has participated during those years. If there was postseason competition, please indicate how this was earned; i.e., conference automatic bid, at-large bid.
- The average number of official paid visits provided by the institution to prospective student-athletes during the past four years.
- The cost of room, board, books and tuition at the institution for the past four academic years.
- Copies of the institution's squad lists for the past four academic years.
- Copies of the institution's media guides for the past four academic years.
- A review of the institution's obligations (contractual or otherwise) concerning live telecasts of contests during the next three seasons. These should include, but not be limited to, contractual agreements negotiated by the institution's conference and opponent or through its sports network affiliations.
- A statement indicating whether the provisions of NCAA Bylaws 31.2.2.3 and 31.2.2.4 apply to the institution as a result of the involvement of student-athletes in violations noted in this inquiry.

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- A statement indicating whether the provisions of NCAA Bylaw 19.5.2.2-(e) apply to the institution as a result of the involvement of student-athletes in violations noted in this inquiry.

Any additional information or comments regarding this case are welcome.