

MINUTES OF THE EXECUTIVE SESSION
of the
MICHIGAN STATE UNIVERSITY
BOARD OF TRUSTEES
January 29, 1976

Present: Trustees Bruff, Carrigan, Huff, Krolikowski, Martin, Radcliffe, Stack, and Stevens; President Wharton, Attorney Carr, Select Committee Members Bruff, Hoefer, Scarborough, Williams, Dr. John Fuzak.

President Wharton called the session to order at 8:30 p.m. in the Heritage Room, Kellogg Center.

Discussion re investigations of athletic programs

1. The Trustees discussed the current investigation of the University's intercollegiate athletic programs. The President also informed the Trustees of his discussions with Mr. Wayne Duke, Big Ten Commissioner.

On motion by Huff, seconded by Bruff, the Board approved the President's recommendation that he cooperate with Commissioner Duke in disclosure of the findings of the investigation to date for a final resolution.

Resolution re cooperation with Big 10 commissioner re football program

WHEREAS, the Board of Trustees of Michigan State University has reviewed investigative developments in the football program subsequent to October 20, 1975, and

WHEREAS it is recognized that further action may result therefrom,

NOW, therefore be it resolved that the President and Select Committee meet with Commissioner Duke and discuss all findings therefrom that are duly supported by substantive evidence.

Univ. attorney to study merits of litigation against NCAA

2. The Trustees then discussed whether the University should litigate its case against the NCAA findings and penalties.

Trustee Stack moved, seconded by Bruff, that we should proceed with litigation. The motion was defeated. Stack voted Yes, all others voted No.

Trustee Bruff then moved, seconded by Huff, that the University not litigate at the present time but that University Attorney Carr be asked to study the merits of litigation. Motion passed unanimously.

Adjourned.

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Present: Trustees Bruff, Carrigan, Huff, Krolikowski, Martin, Radcliffe, Stack, and Stevens; President Wharton, Attorney Carr.

President Wharton called the first session to order at 8:30 a.m. in the Heritage Room, Kellogg Center.

NCAA to be informed of two possible violations

1. On motion by Carrigan, seconded by Bruff, it was resolved that the President should communicate with the NCAA that at least two substantive findings of possible violation have occurred and that the investigation is proceeding cooperatively with the Big Ten Commissioner.

Asst. football coaches contracts extended until further Board action

2. The Trustees discussed the issue of contract renewals for the assistant football coaches. The general consensus was that action on all contracts should be delayed pending a final decision on the contracts of assistant coaches Butler and Weyers, and that all contracts should be extended until further action by the Board.

Adjourned.

President Wharton called a later session to order at 1:30 p.m. in the Galaxy Room, Kellogg Center. All Trustees, President Wharton and Attorney Carr were present.

Discussion re investigation of athletic programs continued

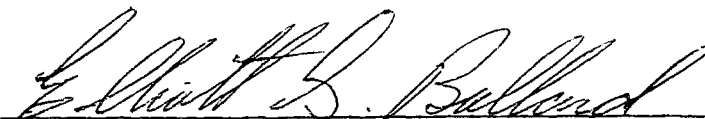
1. The Trustees continued their discussion of the current investigation of the University's intercollegiate athletic programs.
2. The University Attorney reviewed developments since the offer of the one-quarter undivided interest in property owned by Ruth M. Cook and the trustee of the Ruth M. Cook revocable trust, legally described as the fractional SW $\frac{1}{4}$ of the W $\frac{1}{2}$ of the fractional NW $\frac{1}{4}$ of Section 19, T3N, R1W, Alaiedon Township, Ingham County, Michigan. The Board had previously accepted this unrestricted gift at its May 1975 meeting but required completion of a quiet title action before formalizing the acceptance. The lawsuit with Wickes Co. has been completed and a judgment has been entered discharging the mortgage.

Acceptance of warranty deed covering interest in property given to Univ. by Ruth M. Cook

Accordingly, it was moved by Trustee Huff, seconded by Trustee Stack, and unanimously voted that acceptance of the warranty deed dated May 9, 1975 covering the conveyance of an undivided 25% interest in the above described real estate is affirmed by the Board of Trustees of Michigan State University.

Adjourned.


President


Secretary