

**Regular Meeting of the Board of Trustees
January 29, 2008**

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UNIVERSITY OF CINCINNATI

Official Proceedings of the

Two Hundred and Seventy-Seventh Meeting of the Board of Trustees

(A Regular Meeting)

January 29, 2008

The Two Hundred and Seventy-Seventh Session of the Board of Trustees of the University of Cincinnati was opened at 10:25 a.m. on Tuesday, January 29, 2008, in the Russell C. Myers Alumni Center of the University of Cincinnati. Notice of this meeting was given in accordance with Section 121.22 of the Ohio Revised Code. The proceedings of the Board, when not otherwise provided for by its bylaws, are governed by *Robert's Rules of Order*.

Jeffrey L. Wyler, Chairperson of the Board of Trustees, presided. Mr. Wyler asked that roll be called.

BOARD MEMBERS PRESENT: Anant R. Bhati, Jeffrey L. Wyler,
H.C. Buck Niehoff, Sandra W. Heimann,
Gary Heiman, C. Francis Barrett, Thomas H.
Humes, Robert E. Richardson, Jr.

BOARD MEMBER ABSENT: Margaret E. Buchanan

ALSO PRESENT: Nancy L. Zimpher, President;
Anthony J. Perzigian, Senior Vice President
for Academic Affairs and Provost;
Monica Rimai, Senior Vice President for
Administration and Finance;
Michael W. Carroll, Vice President of
Development and Alumni Affairs;
Sandra J. Degen, Vice President for
Research;
Mitchel D. Livingston, Vice President for
Student Affairs and Services;

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Mr. Wyler:

You may speak if you would like to Rob.

Mr. Richardson:

Thank you Chairman. It's my honor to be here this morning. I have a lot of love for this university and I believe together we can make this even one of the best universities not only in Ohio but around the nation. We have great students, we have great faculty, we have great research facilities and I'm ready to do everything I can to help. As Mr. Wyler said, I got my engineering degree here, I got my law degree here. My wife actually got her undergrad here. She got her law degree here. My mother got her degree here. My aunt got her degree here and both of my sisters got their degrees here. So we have a long, long line of dedicated UC people in our family. So this runs really, really deep in my blood and I'm very, very excited about this opportunity to serve my alma mater. Thank you.

Mr. Wyler:

I see a great candidate for the Richardson School of Law over here. Rob welcome. You join two other people here at the table who have law degrees from the University of Cincinnati and a couple of more people have two degrees also like you. So we're all UC, I guess is what I want to say. As you know, Rob replaced Phil Cox who retired at the end of his nine-year term in November. We will be having a reception after the meeting today in the foyer for Phil at 11:00. Also, I would like to recognize Linda Graviss. Linda would you stand up please? I see her back there. Linda has been here for 39 years it says here. She is the Associate Vice President for Financial Services and she is retiring at the end of the month. I have worked with Linda on finance issues, investment issues. She's been a great asset to the University of Cincinnati and we're going to miss you but thank you for your service. (Applause)

Speaking of losing people, Daisy has gotten a job outside of Cincinnati and she is leaving. She says it's wonderful to have money coming in. She said she is going to

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Report of the President

President Zimpher:

Thank you Jeff and thanks for those remembrances. It's just incredible what people have done and continue to do for this university and this community so thank you.

I'm delighted to welcome you as well Rob. I think it is just sort of overwhelming to think not too many years ago you were right on the other side and here you are. I don't know how you're coping with it. I think it's a big deal and I think it's wonderful to have you on our board, thank you. And to Linda Graviss, you know when you make a 39-year commitment to an organization as complex as ours and you see the kind of growth that Linda has contributed to over the years it really is remarkable so I want to personally thank you Linda, and hope that you enjoy your retirement but don't get too far away. And the darn thing about running a university is the bittersweet moment when great students say goodbye. Now, the one thing about Cincinnati, Daisy, is people go but they come back. We have some other instances of that that we'll talk about later today but congratulations. We hate to say goodbye at this time but we're pretty confident you'll be back both as an alum and maybe as a future citizen of this community.

We, as always have a lot celebrate. Among them, the new Miss America, Kirsten Haglund, a UC musical theatre student at CCM, why should we be surprised, crowned this weekend. She is the 2nd Miss America from UC in eight years, and although from Michigan, I think people in Cincinnati are already thinking of ways that Kirsten can raise the visibility of our community and, of course, our great university.

I want to thank all of the fans who traveled to Birmingham, Alabama for the PapaJohns.com Bowl in December. Did I see Brian Kelly? Stand up, thank you Brian.
(Applause)

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UC and the National Institute for Occupational Safety and Health, we call it NIOSH, have formed a Memorandum of Understanding for future collaborative endeavors. This MOU encourages NIOSH researchers and UC researchers including, but not limited to, faculty, staff, students, and residents to cooperate in mutually beneficial research. We have several of these master research agreements and it just streamlines the ability of our faculty to engage with external agents and this is a critically important relationship so Sandra I just wanted to thank you for your leadership in that regard.

We also have a new Masters of Public Health program now accepting applications for its first class of students. This has been a Masters program that Ethicon EndoSurgery has been very interested in. It was approved by you, our board, at our June meeting, as a new program, and at that time Provost Perzigian explained the context for both programs that we might mothball or disengage and programs that we would add to our roster. The program had to be finally approved by the Ohio Board of Regents and that was done in mid-December and so wide open it will be the first public health training program with an emphasis on an evidence-based approach to safeguarding and improving the public's health.

I know this may sound repetitive but I am very happy to report that UC's Interior Design program is, you got it, ranked No. 1 in the nation for the ninth straight year. Of course, when we announced that ranking we also announced rankings in Industrial Design, No. 2, sometimes No. 1, sometimes No. 2, and our very highly ranked program in Architecture, this year No. 5. These three programs are always in the top 5; typically 1 or 2 so congratulations to DAAP (Design, Architecture, Art, and Planning).

Once again, as those of you who choose to watch the Super Bowl on February 3rd you can take pride that two UC students have again worked on the graphic designs that millions will see in the City of Phoenix, at the Phoenix airport, and at the University of Phoenix stadium. It's the fourth year in a row that UC student designers have

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Now we've added a couple of continuing features to our Board of Trustees meeting. One in particular, the enrollment story, which may be, in this decade, the big story. If you build it they will come. If you raise the bar they will come, and if you recruit like crazy they will come, and Caroline is going to tell us in what depth and proportion and what we're going to do with them when they get here. Caroline Miller.

(Caroline Miller, Ph.D., Associate Vice President for Enrollment Management, gave the following enrollment update information.)

Dr. Miller:

Thank you President Zimpher. I think I have about the coolest job on this campus right now and I hope I still feel this way in September, but if you have been reading either the national or the local press you know that applications are up nationwide, and they're up most across the board. That said, the magnitude of our application increase makes us an outlier even with that national trend. On February 1st we were 44% up in freshman applications, over 100% up in transfer applications. Now part of this is due to some deadline changes and things that relate particularly to Cincinnati but still that's 40% ahead of 2006 and while we're looking at February 1st I still anticipate we're going to be up 25%, that's 2,000 more applications than last year, 3,000 more applications than the year before. The application increases are playing havoc with our yield ratios and projections for us and for campuses nationwide. We've proudly seen increases in our yield over the last two years but in all honesty we are projecting a slight decrease in yield for the coming year. Yes, the multiple application phenom is part of this and yes movement into a more competitive student market is also part of this. Needless to say, at this point we're weighing admissions applications decisions very carefully and we will change our decision process for next year.

So let me tell you about this market. Fall 2008 is stage 3 of our raising the bar project. It also represents the most aggressive change in our admissions criteria and we're indeed fortunate to have this large applicant pool to help us achieve these goals.

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heart and my head, that the consequences are great, both for UC and for our potential students. It's very important that we get it right. Thank you.

Dr. Bhati:

Caroline you missed a graduation percentage point.

Dr. Miller:

We haven't had another year go. We are thinking that given where retention is over the four classes, five classes that are currently with us, that we will see an increase in the graduation rate with the June class and we'll know that for recorded purposes probably at the September board meeting. But one thing I will tell you is whether it's a great percentage jump or not, a lot more of them by virtue of larger classes rolling through will be graduating.

Dr. Bhati:

Thank you. Good job.

Mr. Wyler:

A 96% retention bodes well for the future.

Mr. Humes:

Caroline since the decision was made to raise the bar, what has been our collective increase in enrollment and how would you project that out based upon the range of expectations for the coming year.

Dr. Miller:

Oh, I keep a lot of numbers in my hip pocket but... The freshman class in fall 2004 was about 3,700. The freshman class that we entered this past fall was 4,150. I'm speaking uptown only and not the branches. We've seen increases in retention over that same window that have added approximately 500 students each year to the ongoing

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population. So that the undergraduate student body has gone from somewhere around 18,500 to 20,500 so it's both the function of larger classes rolling through and the fact that those classes are staying with us in greater rates.

Mr. Humes:

Well, you're doing a great job. Congratulations.

Dr. Miller:

With a lot of help. Thank you.

President Zimpher:

Thank you Jeff. We've also added another feature to our Board of Trustee meetings which is to capture the voice of the faculty. A series that we intend to repeat at each of our meetings to give you a snapshot. All we really have time for, for what are very deeply engaged academic, scholarly, clinical, and outreach activities of our faculty. So we're delighted today to have Dr. Joe Broderick with us. He chairs UC's Neurology Department. He is going to share some information on The Greater Cincinnati/Northern Kentucky Stroke Team. I know that you know about the stroke team in general terms but we just couldn't think of anybody better to sort of drill down and give us a bird's eye view of what faculty members are doing at the University of Cincinnati. So Dr. Broderick welcome to our board of trustees meeting. It's great to have you here.

(Joseph P. Broderick, M.D., Distinguished Research Professor and Chair, Department of Neurology, College of Medicine, gave the following presentation on the Voice of the Faculty: The Greater Cincinnati/Northern Kentucky Stroke Team, using PowerPoint slides. A handout consisting of copies of the slides was distributed to the members of the Board and others seated at the meeting table. A copy of the handout is on file in the Office of the Board of Trustees.)

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Dr. Broderick:

Thank you Nancy, it's a pleasure to be here this morning and I represent actually a large group of people who actually are meeting at the same time. We have our stroke meeting from 8:00 to 9:00 and usually there are about 40 or so people there. They all say hi. What I'm going to be talking about really represents their efforts, not my efforts, per se. I think that one of the things that I would like to do this morning is to try to tell you how the faculty and staff at the University of Cincinnati have changed the face of stroke not only for this region but for the world. Now to do that I first have to tell you a little bit about stroke and many of you will have personal experiences with friends or family, even board members who have been affected with this terrible disease. It's the third leading cause of death in the United States. Actually, second worldwide and it's the leading cause of major adult disability. For many people it's worse to be disabled than it is to die. There's over 700,000 strokes in the United States each year. That number was based upon research that was done here in our greater Cincinnati population at the University of Cincinnati and that's a quoted number used world wide.

These are the pictures of stroke. And if you want to look here at first on the left side here, what we see here is a type of stroke called ischemic stroke where there's blockage of blood flow to the brain, in an artery, and what happens is after a few minutes to a couple of hours the brain dies and this dark area is the dead brain. This makes up about 85% of all strokes. In the middle area here we see the second type of stroke in which there's breaking of a blood vessel in the substance of the brain and the bleeding accumulates with devastating consequences. About 40% of these people will be dead within a month and only about 10% of them will have recovery of function to be able to take care of themselves. The third type of stroke is where there's a little blister or aneurysm on a blood vessel at the base of the brain which breaks and the blood accumulates around the surface of the brain and that's also a very deadly type of stroke.

Also, you need to understand the impact of stroke in Greater Cincinnati. There's 3,000 strokes, about 10 per day each year in Greater Cincinnati. Now while I was sitting

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model across the world and people don't remember sometimes what it was like 20 years ago.

This is our network now. So we actually go in person to 15 hospitals, you can see them spread out here across the region in Greater Cincinnati and Northern Kentucky. We also take calls from another 20 hospitals outside this ring that we can't get to in person but we can use telephones and we hope someday also telemedicine as well to give advice and input and many of those patients are then treated and transferred in. Our pagers are on 24 hours, 7 days a week. We respond within 1/2 minute to 1 minute. When we hear the story if we feel like we need to go in we can be at one of these hospitals within 20 to 25 minutes depending upon where that person lives in the community in terms of us as physicians. But you see, we have emergency physicians, neurologists, neuro-interventionalists, nurses, fellows, and we go to all of these hospitals.

What does it mean to really have a network and maybe the best way is to explain what happens to a patient because that is really what this is about. And this is an adaptation of the Stroke 'Doors' of Cincinnati, if you've seen the Doors of Cincinnati, but these are the doors that somebody with a stroke goes through. So hopefully somebody recognizes the signs of stroke and usually it's a family member as we'll talk about. They call 911 and the ambulance rides up, puts them in, evaluates them, actually probably does what was called the Cincinnati Stroke Scale which was developed here and used nationwide. Say yeah, probably a stroke, they get in the ambulance, they make a call to the hospital. The hospital is then calling us often and sometimes we actually beat the patient to the hospital, which is pretty remarkable. Then what we do is we see them there. They get a brain picture, go through another door and then we have to make a decision about using treatment. And if we treat them sometimes they'll stay at the community hospital but if they need more interventional treatment or a higher level of care we transfer them to University Hospital where they may then go into a catheterization laboratory where we do some additional treatment through the catheter. Then they go up to what we think is one of the best neuro-intensive care units in the

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country and then finally they'll go either home or to rehabilitation. And we have our sister hospital, Drake Hospital, which we think is a terrific rehabilitation hospital and eventually back to the office. So that's all the doors a patient goes through and an explanation of how our network works.

Here's our flagship hospital, University Hospital, and also here's the laboratories and I won't be able to talk so much about what goes on in our laboratories but that's the groundwork for the advances that we make. Now one of the things that we offer people out in the community is the participation in potential trials many of which we lead across the world. And I think this is an impressive number: 20,000 people from our community have participated in stroke research in some degree over the past 20 years, including clinical trials, studies of the genetics of strokes, telephone surveys about whether people know the warning signs, what are the risk factors, and also how common stroke is. Every five years we take the pulse of stroke in the community. We literally count and abstract the information of every stroke that occurs in this community. That gives us information about whether stroke's increasing, decreasing, who it's affecting, and how we're managing it.

Now we've done, I think, some pretty interesting and innovative things. Now I have my SMART Phone now but back 20 years ago most physicians didn't know what a cell phone was, but we were one of the first in the community to use one and this is what this big old black box is. You plug it into your cigarette lighter and we would actually then, when we would get the call like we do now on our pager we would be in the car and we would be making – here I think we're going to St. Elizabeth Hospital and you see 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 calls on route to the hospital and this trauma approach was we've got to get the x-rays, we've got to get the labs, we've got to talk to the family, we've got to talk to the physician, and in that process by the time the physician arrived everything was set and ready to go and we could treat within 90 minutes which is what we had to do at that point in time. So this was an innovative way to approach stroke. When we told our colleagues at national and international meetings that we were doing that, they said,

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“That’s not possible. You can’t do that.” And they wouldn’t believe us and we said, “But, we are. This is how we do it.” And after awhile when people began to change they realized yes you can but you had to think out of the box.

We did most of the work with the first treatment of stroke which is called TPA. It’s a protein our bodies make. It helps break up blood clots like Drain-O for your clogged drain and we give it in larger quantities than the body makes but we have to give it within three hours of onset. That’s when we know it for sure works. We have then since gone on combining it with other medications. We just completed an NIH trial, we’re beginning another, and more importantly, we’re the world leaders in taking... starting with TPA and then going inside of the artery with devices and other treatments, ultrasound, to open up blood clots, and that’s something we’ve also been leading. We’ve basically been the leaders in understanding the second type of stroke, the intracerebral hemorrhage and that’s reflected in the fact that I have chaired writing the international guidelines and one of our neurosurgeons has also been one of the authors for the guidelines.

If you remember nothing else from my talk this morning this is the slide you should remember because we also do research on how to educate people about stroke. Because our big limitation of getting treatment is people arriving within the time window to treat so you have to recognize it and you have to know what to do. So we trained our EMS personnel in the field how to recognize stroke and we said you know, we should all be able to train the public in a simple way with an acronym of how to recognize a stroke and so this is the acronym, FAST. F - for sudden face numbness or weakness, A – arm and/or leg weakness or numbness, S – speech difficulties, any of these, T – time to call 911. Remember that and also sudden vision loss is part of that as well though it’s less common, but if you remember that that may make the difference of somebody getting treatment in an effective time period.

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University Hospital. And our larger goal is to be the best place for research and neurologic care so that no one ever needs to leave this region to get the best care. The Neuroscience Institute was founded actually in 1998. You can see all of the departments it actually involves. As I said, it's a very collaborative group. We're very proud to be a part of the University of Cincinnati, we think it's one of the jewels of the University and of the community overall and we look and expect for even greater strides over the next ten years. Thank you so much.

(Applause).

Mr. Wyler:

Any questions of Dr. Broderick?

Dr. Bhati:

Joe, wonderful job, it couldn't have been better. It's a phenomenon. What number of transport do you expect every year being transferred from other hospitals to our institutions here?

Dr. Broderick:

We have about, I would say, 100 patients get transported where the call goes out to the other hospital and they get moved in and that's, I think, appropriate because there are some strokes that are probably okay to be managed out in the community and some that just really shouldn't be. They should be at University Hospital.

Dr. Bhati:

One thing you might want to tell us is about the Intensive Care Unit you have developed into the Neuroscience Institute.

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President Zimpher:

Let me add to what Dean Stern said. This is a model collaboration and breakthrough science and we're really privileged to have you especially since your team is meeting without you so you need to get back over there and find out what they decided today.

Dr. Broderick:

And they're the best group of people that I've ever worked with. They're a pleasure and I hope you never get personally having to meet them in the hospital with a stroke but if you do you will be in good hands.

President Zimpher:

Well we believe that. Thank you very much Joe.

We add to the agenda this morning, an update from Graduate Education on our campus. As you know, we had a recent reorganization. We have a Senior Vice President and Provost for Academic Affairs in Dr. Tony Perzigian, and reporting directly to the Provost and the Senior Vice President for Academic Affairs is our Dean of the Graduate School so we're delighted to have a report today from Dr. Neville G. Pinto. Neville, thank you very much.

(Neville G. Pinto, Ph.D., Vice Provost and Dean of the Graduate School, gave the following Report on Graduate Education at UC, using PowerPoint slides. A handout consisting of copies of the slides was distributed to the members of the Board and others seated at the meeting table. A copy of the handout is on file in the Office of the Board of Trustees.)

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Dr. Pinto:

Thank you, Nancy and good morning to all. With one eye on the clock here I hope that in about five minutes I can give you a good sense for the graduate enterprise here at UC so I'll jump right into it. To add to the story that Caroline Miller gave you about 20 minutes ago, we have strong demand at the graduate level as well and this is a national trend again. It appears to be rooted in the fact that I think people are recognizing that education and skills are very important to compete and we're seeing that among our best students as well. There is great demand now for graduate programs and as you will see, at Cincinnati we're actually doing quite well in grabbing our piece of the pie in meeting the need for advanced education. We have consistently sustained demand for the programs. We see about 10,000 applicants every year for our 250 graduate programs that we offer, and we admit approximately a little over 2,000 students every year into our graduate programs. In terms of enrollment, you can see the red bars there are the overall enrollment. This is reported in full-time equivalents. We have about 5,000 full-time equivalent graduate students which translates anywhere between 7,000 to 8,000 graduate students on campus, either full time or part time. And you will see that a lot of the growth is really driven by the demand for Masters level programs particularly in the health areas. There's been a great demand and as Nancy mentioned earlier, one example is the Masters in Public Health that was approved recently. The year prior to that we had a Doctorate in Physical Therapy that was approved and there is great demand for all these programs among others.

How are we doing in terms of the overall picture? Over four years we've seen more than 10.5% growth. To compare this to the national growth in enrollment in graduate education that runs right around 8%. So we're really grabbing a good share of the students, attracting them here to do advanced work at the highest levels.

Who are these students? We attract really outstanding both American and international students. You're probably not surprised but a little over 1/5 of our graduate students are international and you may be surprised by the next one. More than 50% of

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our graduate students are women. Among the 77% of US Citizens about 75%, we ask really students to declare as part of their admissions their ethnicity, and about 75% have claimed as White and about a little under about 13 to 14% are ethnic minority. Among those we have 9% African Americans and now a growing Hispanic fraction of the population. A significant number don't declare their ethnicity and if we just factor out if we want a rough number for our makeup I would say if you factor out say 75% of those that don't declare are White then we come up with approximately 85% White and 15% ethnic minority overall.

A very important point - while we have a long way to go at increasing the underrepresented population at the graduate level, these numbers are encouraging. We've had a 17% increase in minority enrollment in the last four years.

Where do our international students come from? The vast majority of students are from Asia. We have about three countries contribute the largest number of students. India is at the top and then we have China and South Korea. Many of these students go into the sciences and allied fields but there's also a very significant contingent in our CCM program. The Bologna Countries there may seem strange to you. That is essentially the European Union. The European Union now has a strategy of having a uniform higher education system so that students can transfer across countries and I think the hidden agenda there is to make it more attractive to international students relative to our own system.

This jumps around a few issues, again, of keeping this to be a reasonably short presentation I thought I would put up items that may be of interest to you. We run a survey every year of all graduate students when they graduate. It's a very comprehensive survey. It's required for graduation so we get a 100% response rate, and we have a very large database now on which we can measure trends. It's a very comprehensive survey. It has ten factors that we measure with multiple questions. For those of you who are familiar with graduate education I think most of here, you know that at the graduate level

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Program quality is a big deal for us and we have a very robust graduate program review process. I won't go into the details but I'll just highlight the fact that it actually involves a team of external experts, usually national experts that are brought on campus and that individually evaluate the program. This information is then fed to a committee of the provost, the college dean and the graduate dean and based on this recommendations are made to the program for improvement. In cases where programs are deemed to be excellent or near excellent we make investment in these programs and over the last five years we've invested in 14 programs and a total investment of \$3.5 million. And this program is really a very successful program and we noticed that the faculty, the graduate faculty, really respond to this as an opportunity to strengthen their graduate programs.

Graduate aid. Graduate aid is a big issue at the graduate level and if you talk to Daisy she will tell you that when she came in she probably took a vow of poverty with the whole goal of eventually landing a job that would put her in a different category and perhaps start to enjoy life, but graduate aid is very important. These graduate students really assist us with our mission both teaching and research. Over half of the research on campus is done by graduate students. They do a significant portion of our teaching and we have to be competitive to attract the best graduate students so we always have to keep an eye on the amount of graduate aid that is available and the one that I pick up as one of the more important ones is the graduate stipend support. And to give you a sense of where we are right now, we have just under \$30 million in stipend support for our graduate students. And the source of that is approximately 1/3 from faculty initiative so about 32%, the bright yellow on the right there, comes from money that's raised by faculty through the submissions of proposals, so approximately \$10 million a year. The university also provides a very generous component, about \$11 million a year for support of these graduate assistants, and about another 1/3 comes from either the college or the foundation sources.

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One of the real positives and one that truly shows our commitment at putting students at the center is what we have done with health insurance for graduate students in the past three years. In 2004, we had no health insurance for graduate students and really we're not where we should have been relative to our competitors. Despite a rather challenging financial environment in the last couple of years we have made this a priority and we are now at 75% coverage for individual graduate students. The goal, of course, here is 100%. So in terms of our product, what do we put out from our graduate programs? Of course, we put out highly skilled folks ready to contribute to our society at the highest levels of creativity, imagination, and with a really solid base of knowledge. Last year we graduated 2,000 students, 1,700 at the masters level and about 300 at the doctoral level. What I want to emphasize here is it's more than just people we put out. These graduate students and graduate faculty develop a knowledge base that makes a great difference to our society and what I would encourage you to do is we have dissertations online for all of these students. I put a Website in there and you should have it in your handout at the very bottom and if you would go to that Website you will find that there's a listing of last year's dissertations. If any of them catch your interest I would encourage you to at least read the abstract online because I went through a few. I am an engineer by training so things in the arts and humanities are always very interesting and I can tell you it's fairly interesting ready but it really brings across the depth and wealth of intellectual capacity that we have here at the University of Cincinnati. Thank you very much. (Applause).

Dr. Bhati:

What percentage of the students after graduation stayed in the state of Ohio?

Dr. Pinto:

We haven't tracked that but that's one of the priorities now for the state itself and that's perhaps something that we will. There's something known as the Innovation Partnership and you may have heard of this that the state is now pushing forward and the idea being that we need to do two things. One is offer programs that attract residents of

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Ohio and also to graduate programs at Cincinnati or in Ohio and also to attract folks from the rest of the country to come in here to our top graduate programs and then develop a pipeline that keeps these folks within the state. This is not something that we've tracked traditionally but we will be doing it in the near future.

President Zimpher:

Nor is it something we can do without our business and industry partners, which is another reason why, for instance, Ethicon EndoSurgery is so interested in the masters degree in Public Health because they're looking for highly skilled employees of the future and the more we can create those partnerships as Neville and Sandra Degen know, the greater we can be at retaining the best and brightest in Ohio and pulling Daisy back once she has this east coast experience.

Mr. Wyler:

It's called the yo-yo theory.

President Zimpher:

Neville, you have put in a very short amount of time a lot of data. There is great parlance with our graduate programs. It is critically important to the reputation and rankings of our graduate programs to the research we do to our ongoing recruitment and to the newer engagement of our undergraduates in the kind of research that our masters and doctoral students do so we really thank you for your presentation. Thank you very, very much.

Mr. Wyler:

Thank you, Neville.

President Zimpher:

Mr. Wyler.

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are going wonderfully. But Brian, maybe you'd like to make a comment or two to the board about how you plan to beat Oklahoma and when you're going to use some of my plays.

Mr. Kelly:

Well first of all let me thank President Zimpher because she was on that trip as well and very flexible to be able to do an interview in an airport hangar I think says a lot about our president and her flexibility and clearly I want to thank the Board for this opportunity to be the head football coach. I wear it every day. It's not just Saturdays. It's 24 hours a day, 7 days a week. We want to represent the greatness of this university. We're a small part of what goes on here and I'm reminded of that in listening to the esteemed colleagues that we have here today we're such a small part of the greatness at the University of Cincinnati. I am very proud of the fact that when we talk about national rankings this past year we finished 17th in the country nationally. I think that was one spot ahead of the University of Michigan, quite coincidentally so we're very pleased that we can be in those ranks; the things that we talk about today which were to maintain and continue to develop a top 20 program. We were a top 20 team this year. We want to be a top 20 program. Just like the other fine academic areas here at this university we want to continue to progress in the same fashion so again, thank you very much for your support and we will continue to work towards bringing UC football to that national recognition just like we have with our university. Thank you very much.

Mr. Wyler:

Brian, thank you. (Applause).

THE REGULAR MEETING OF THE BOARD OF TRUSTEES

The Regular Meeting of the Board of Trustees was convened on January 29, 2008, at 10:25 a.m. and, as noted on the first page (page 103) of these minutes, roll call was taken.

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Mr. Wyler:

The meeting will now come to order, the Two Hundred and Seventy-Seventh Session of the Board of Trustees of the University of Cincinnati and we will now convene.

Approval of the Minutes of the November 27, 2007 Regular Meeting

Mr. Wyler called for additions, corrections, deletions to the minutes of the November 27, 2007 regular meeting of the Board of Trustees. Upon motion of Dr. Bhati, seconded by Mrs. Heimann, the minutes were approved as distributed.

Approval of the Items Recommended by the Board Committees

Listed below are the items recommended to the Board of Trustees for approval by the Academic and Student Affairs Committee, the Finance and Administration Committee, and the Governance and Audit Committee at their respective meetings held on January 29, 2008, prior to the Regular Meeting of the Board of Trustees.

Academic and Student Affairs Committee Recommendation

08.1.29.01 FACULTY APPOINTMENTS

Synopsis: Appointment and Emeritus Status for Faculty Members

It is recommended that the Board of Trustees approve the granting of appointment and emeritus status to the faculty identified in the attached document. These recommendations have been approved by the appropriate departments, colleges, office of the vice president for health affairs, and office of the senior vice president and provost for baccalaureate and graduate education.

Director Reappointment

Michaele Pride, M.A.

Director of the School of Architecture and Interior Design in the College of Design, Architecture, Art, and Planning
 Effective: September 1, 2008 through August 31, 2011

Emeritus Status

Charles Heaton, M.D.

Professor Emeritus in the Department of Dermatology, College of Medicine
 Effective February 1, 2008

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Robert Keith, Ph.D.

Professor Emeritus in the Department of Otolaryngology/Head
 & Neck Surgery, College of Medicine
 Effective January 3, 2008

Finance and Administration Committee Recommendations

**08.1.29.02 APPROVAL OF NEW SERVICE AGREEMENT FOR REAL TIME
 PRICING WITH DUKE ENERGY OHIO, INC.**

Synopsis: This resolution seeks authorization for the Senior Vice President for Administration and Finance to execute a new rate agreement with Duke Energy Ohio, Inc., ("Duke") allowing the University to participate in the Real Time Pricing program, which is projected to save the University in excess of \$1.5 million per year in energy costs.

It is recommended that the Board of Trustees approve and authorize the Senior Vice President for Administration and Finance to execute a new electrical service agreement with Duke terminating the existing agreement and allowing the University to participate in the Real Time Pricing rate program through 2008. Approval and authorization by the Board of Trustees is required pursuant to University Rule 10-1-06, as the projected total amount of the cost of services under the new agreement exceeds \$1,996,500. To accelerate receipt of the benefits of the Real Time Pricing program the Senior Vice President for Administration and Finance entered into a temporary agreement with Duke, effective January 1, 2008 which agreement will expire January 31, 2008 in the event the Board of Trustees fails to adopt this recommendation.

Under the Real Time Pricing program the University will purchase electric power from the grid at rates substantially below the standard tariff rate. Duke will charge the University for the cost of the power plus applicable riders for transmission, etc. The net savings in the University's energy costs are projected to exceed \$1.5 million for 2008. Savings are achieved, in part, through the temporary shut down of our cogeneration turbines which are powered by natural gas, the current cost of which renders their operation uneconomical. The cogeneration turbines will be maintained and will be available on an emergency stand-by basis and in the event the market shifts rendering their operation once again economical.

This recommendation follows an exhaustive operational and financial analysis of our power generating facilities conducted by the Office of the Senior Vice President for Facilities and is supported by the opinions of outside energy consultants.

**08.1.29.03 APPROVAL OF CHANGES TO BOARD RULE ON INVESTIGATION
 OF RESEARCH MISCONDUCT**

Synopsis: The recommendation seeks approval for recommended changes to University Rule 10-17-05, entitled "Policy for investigation of research misconduct."

The University Compliance Board has recommended changes to University Rule 10-17-05, entitled "Policy for investigation of research misconduct." These changes are intended to cause the rule to comply with updated Public Health Service requirements issued in June, 2005, and are drawn in large part from the Model Policy for Investigation of Research Misconduct published by the Public Health Service's Office of Research Integrity in 2007. The changes are summarized as follows:

- Additional detail is provided concerning the definitions of "fabrication," "falsification," and "plagiarism" subject to the Rule (§ B);

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08.1.29.06 AMENDMENTS TO RULES 50-27-11 & 50-77-25, 50-77-15, 50-77-21, 50-77-22, AND 50-77-23

Synopsis: It is recommended that the Board of Trustees approve various amendments to Rules 50-27-11 & 50-77-25, 50-77-15, 50-77-21, 50-77-22, and 50-77-23 to remove the restriction on faculty members earning a degree in their home college, to correct the minimum graduate course load requirements for students receiving University Graduate Scholarships, to allow part time graduate student participation at Greater Cincinnati Consortium institutions, to allow credit hours from more than one program to be counted towards a masters degree, to reduce the period allowed to earn a masters degree from seven to five years, to update the doctoral requirements to include those programs that do not require certification exams and dissertations, and to remove the mandatory seven month doctoral program requirement.

The proposed amendments would bring about the following changes in graduate programs:

Rules 50-27-11 and 50-77-25: Rules 50-27-11 and 50-77-25 currently state that the faculty members cannot earn degrees from the same college in which they teach. This rule is unnecessarily broad because the real potential for conflict of interest is at the departmental level, not the college level. The amendment appropriately narrows the restriction to the faculty member's specific department or division.

Rule 50-77-15: As currently written, Rule 50-77-15 incorrectly provides that students receiving a University Graduate Scholarship (UGS) but who are not also graduate assistants must carry twelve credit hours per quarter. This requirement, however, was only intended for graduate assistants. The amendment clarifies that students receiving a UGS who are not also graduate assistants are only required to carry a course load that at least equals the number of graduate credit hours covered by the UGS award each quarter.

Rule 50-77-21: Under the current Rule 50-77-21 only full time graduate students may enroll at Greater Cincinnati Consortium of Colleges and Universities. The proposed amendment gives part time students the same opportunity to enroll at Consortium Colleges and Universities that full time students currently enjoy. Because the University's graduate student body includes an increasing number of part time students, it is necessary that academic opportunities are expanded to reflect this demographic shift.

Rule 50-77-22: Rule 50-77-22 now only allows credit hours earned in a single graduate program to be counted towards a master's degree. The amendment eliminates this restriction and allows a graduate program the flexibility to count credits earned in other programs toward the degree. The amendment also reduces the time allowed to complete a master's degree from seven to five years. This change is prompted by faculty concerns that seven years is too long a period for completion of a master's program in an era when knowledge is being created at an ever increasing rate.

Rule 50-77-23: Rules 50-77-23 B and 50-77-23 D require that all doctoral candidates undergo a qualifying examination and complete a dissertation. The proposed amendment recognizes that some programs have candidacy certification requirements other than exams, such as exhibitions, recitals, or projects and have "culminating experiences" rather than dissertations. The amendment also removes the required seven month period between admission to a doctoral candidacy and receipt of a doctoral degree found in Rule 50-77-23 C. This decision ultimately belongs to the graduate program, as it is in the best position to make the decision when it is appropriate to award a degree.

Copies of the Rules with the proposed amendments are attached.*

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08.1.29.07 UNIVERSITY OF CINCINNATI MISSION STATEMENT

It is recommended that the Board of Trustees approve the revisions to the University of Cincinnati Mission Statement. The language has been revised to reflect the university's commitment to diversity as expressed in the UC|21 Academic Plan.

The document has been discussed and vetted with the following groups who provided feedback: President's Cabinet, Dean's Council, Diversity Council, Faculty Senate, Student Government, Graduate Student Governance Association, Student Affairs Cabinet, Council on Student Affairs, and leaders in the larger community.

University of Cincinnati Mission Statement

The University of Cincinnati serves the people of Ohio, the nation, and the world as a premier, public, urban research university dedicated to undergraduate, graduate, and professional education, experience-based learning, and research. We are committed to excellence and diversity in our students, faculty, staff, and all of our activities. We provide an inclusive environment where innovation and freedom of intellectual inquiry flourish. Through scholarship, service, partnerships, and leadership, we create opportunity, develop educated and engaged citizens, enhance the economy and enrich our University, city and global community.

08.1.29.08 BRIAN KELLY EMPLOYMENT CONTRACT

Synopsis: It is recommended the Board approve a new employment contract for Head Football Coach Brian Kelly.

In his first season Head Football Coach Brian Kelly has had tremendous success both on the field and in generating excitement and interest in the UC Football Program. We have negotiated a new contract that brings Coach Kelly's employment more in line with the midpoint of other head coaches in the Big East and to continue association with the University of Cincinnati Football Program. The contract is for a five year term. The major changes to his prior agreement include raising his guaranteed income, including base salary, radio and TV, public appearances and football camp revenues from \$4.5 million to \$6.3 million to be distributed over five years, and an assistant coach salary pool of \$1.475 million to enable salary adjustments to the Big East average.

The contract also provides an incentive for the University to provide the Football Program with two practice fields by September 2009 and an indoor facility (by adding a bubble over Nippert) by December 2009: should either of these deadlines be missed the buyout amount of Coach Kelly's contract would be reduced by fifty percent until the later of January 15, 2010 or the date that the fields become available.

08.1.29.09 AMENDMENT OF SECTION 4.7 OF THE HEALTH ALLIANCE CODE OF REGULATIONS

Synopsis: It is recommended that the Board approve an amendment to section 4.7 of the Health Alliance Code of Regulations increasing the maximum number of years that a Voting Director of the Health Alliance Board may serve by one year for each year that a Voting Member Serves as Chair.

At a November 28, 2007 meeting of the Health Alliance Governance Committee, the Board of Directors of the Health Alliance unanimously approved an amendment to section 4.7 of the Health Alliance Code of Regulations that would increase the maximum number of years that an individual can serve as a Voting Director of the Health Alliance. Under the amendment the

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maximum would be increased by adding one year for each full year or substantial portion thereof that a Voting Director serves as Chair. Because section 4.17 of the Code of Regulations provides that all amendments to the Code must be approved by each of the Participating Entities, the amendment is being submitted to the Board of Trustees for approval.

A copy of the proposed amendment is attached.*

Governance and Audit Committee Recommendation

**08.1.29.10 APPROVAL OF RESOLUTION RECOGNIZING PRECISION
RADIOTHERAPY AS PART OF THE UNIVERSITY FACULTY
PRACTICE PLAN AND APPROVING CERTAIN RELATED
AGREEMENTS**

Synopsis: Precision Radiotherapy provides advanced diagnostic and therapeutic radiology services through University of Cincinnati faculty members associated with the departments of Radiology and Neurosurgery. Precision has been formed as a joint venture of the University of Cincinnati College of Medicine, Department of Radiology practice corporation and the Mayfield Clinic, an affiliate of the University which operates the practice plan for the Department of Neurosurgery.

The recommendation seeks approval for the attached* resolution recognizing Precision Radiotherapy as a part of the University Faculty Practice Plan, approving the execution of certain contracts associated with such recognition, and the delegation of authority to the Dean of the College of Medicine to establish and oversee the activities of Precision Radiotherapy as a component of the Practice Plan.

As more fully set forth in the Resolution, approval will ensure that the activities of Precision Radiotherapy will further the public purposes of the University of Cincinnati Academic Health Center and its Faculty Practice Plan, including quality teaching, patient care and research, while ensuring that such activities will be in full compliance with the requirements of federal regulations governing the Academic Health Center.

It is recommended that the Board of Trustees approve the Resolution.

Action Items

Mr. Wyler:

The trustees are present at the committee meetings held today and have heard the recommendations of the Academic and Student Affairs Committee, the Finance and Administration Committee and the Governance and Audit Committee. The items reviewed and recommended by the committees are named in the action items listed at your place. May I have a motion to approve all items please?

*Filed in the Office of the Board of Trustees

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Upon motion of Dr. Bhati, seconded by Mr. Heiman, the Board approved the items recommended by the committees by the following roll call vote:

Recommendation Nos. 08.1.29.01 through 08.1.29.08 and 08.1.29.10

AYE: Dr. Bhati, Mr. Wyler, Mr. Niehoff, Mrs. Heimann, Mr. Heiman,
 Mr. Barrett, Mr. Humes, Mr. Richardson

NAY: None

ABSENT: Mrs. Buchanan

Recommendation No. 08.1.29.09

AYE: Dr. Bhati, Mr. Wyler, Mr. Niehoff, Mrs. Heimann, Mr. Barrett,
 Mr. Humes, Mr. Richardson.

NAY: None

ABSENT: Mrs. Buchanan

ABSTAIN: Mr. Heiman

Comments from Chairman Wyler

I would like to comment briefly on one of the recommendations. The board has approved the recommendation to add a representative from the Foundation to replace the immediate past President of the Alumni Association so that both entities will be represented. This is something I have believed in for about 15 years when I was serving on the Foundation Board and I wondered why we were not included in the Board of Trustees so Steve I'm the one that kind of initiated this. But Steve has been here for about five years. He also served on the Presidential Search Committee with me that hired President Zimpher. Steve you come forward and I'd like to give you a little gratitude. It's not a car, but... (Laughter). (Applause).

Mr. Thompson:

I would just like to say a brief thanks. I have appreciated the opportunity to serve my alma mater in this role along with many other volunteer capacities that I have

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entertained over the last 28 years and I've learned a lot from my experiences here in the last five and a half years but most importantly I appreciated the many friendships, new friendships that I've generated from this, the renewed friendships that I've also gained as a result of my service and the opportunity to give back to the University. To use my late father's words just to try to repay the debt that I could never repay for the opportunities that UC has given me and I think that when I look at where we are today and where we were when I was a student or when I came on the Alumni Board as President I think we would all agree we've been going in the right direction on basically all fronts – enrollment, academics, financial responsibility, and athletics. So I'm happy to be a small part of that and I know there's many great things that lay ahead with the great leadership team that we have at the University and in our Alumni Association. So thank you.

Mr. Wyler:

Thank you for your service Steve. It's been appreciated by the entire institution.

Unfinished and New Business

Mr. Wyler:

Is there any unfinished business? Hearing none we'll move on. Ann Welsh is unable to be with us today. She'll provide the report of the Faculty Senate at our next meeting. Alumni Association Report. Mr. Dobbs?

Mr. Dobbs:

Thank you Mr. Chairman. Our search for a new executive director has concluded with the appointment of Myron Hughes, College of Business graduate, 1986 who will assume those duties on February.18. In Myron we have found someone who brings great breadth of experience outside of the education sector as well as a history of close involvement as an alumnus, the perspective of living here in the city and in other cities, tremendous presence and demonstrated leadership abilities, a knack for building relationships and partnerships, and an enormous passion for UC and the City of

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most of you may not remember he is the only UC basketball player to break his finger in the warmups of his first game. And he couldn't play for two months or the whole season?

Mr. Hughes:

Well, actually I played that first game with a broken finger...

Mr. Wyler:

Yeah, and you threw up nothing but bricks man, I remember that.

Mr. Hughes:

I made my first shot from 20 feet out so...

Mr. Wyler:

See how they remember that stuff. I made my first shot from 20 feet out.

Welcome back, Myron. (Applause). I have student trustee reports, Daisy Hamburg.

Ms. Hamburg:

Thank you Mr. Wyler. I just wanted to take this opportunity to thank you all. I've really enjoyed working with you over the past two years and I do plan on returning to Cincinnati at some point, and I look forward to my new role as an alumnus.

Mr. Wyler:

Thank you Daisy and thank you for your contributions. We really appreciate it. Undergraduate, Seth Vensil.

Mr. Vensil:

Thank you Mr. Wyler. First off on behalf of the undergraduate body I would like to extend a warm welcome to our newest Trustee, Mr. Richardson. I look forward to working with you over the next year in all of our endeavors. Although at times in winter

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Mr. Radley:

Thank you Chairman Wyler. As we gather back for this New Year there's been a kind of new energy within student government that we're excited about. And a lot of things that we've been doing have been building on building relationships with other institutions in the community. As I mentioned before, the new Ohio Student Government Association has been fully functioning lately and Jerry Tsai the former Student Body President has been elected the chairperson of that in addition to another university student, Brad Stephens, a third year from the College of Business is serving the role as vice president. So we have a lot to be happy about with the OSGA. As well, earlier this month student government went on its annual retreat. We had about 60 members go with us consisting of board members, cabinet members, senators, as well as executives. We took a lot of time to brainstorm new ideas for the upcoming year as well as build relationships so that we can accomplish these things. The final kind of relationship building thing that has been going on recently is the student body vice president Jerry Brandyberry has been very active with the Keep Cincinnati Beautiful initiative. It will be coming into our area, I believe the kickoff is this Friday so we look forward to utilizing that relationship to increase public safety in our area, finally getting our lighting initiative off the ground as well as making both the campus and community a better place.

And lastly, with the New Year and the start of winter quarter we are happy to announce the opening of the UCit@Langsam Project. This is a 24/7 computer and study lab on the fifth floor of Langsam library that was created in collaboration with UCit and University Libraries so students are very excited about the opportunities that the university is presenting to them in order to have access to resources at all hours of the day. Thank you.

Mr. Wyler:

Thank you Jay. Speaking of governance, it's our last item of business today the board will hold an election of officers. Today we will elect a chairperson, the vice chair,

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and the secretary. The term of office is one year or until the next election. May I have a nomination for the chairperson of the board of trustees?

Mr. Barrett:

Mr. Chairman at the risk of being presumptuous I would hope that you would continue as Chairman. You have been an excellent Chairman and I would formally nominate you as Chairman of the Board of Trustees.

Dr. Bhati:

I will second it.

Mr. Wyler:

Thank you very much. Any other nominations? All those in favor say aye.

Aye.

Opposed? (There were none).

Mr. Wyler:

Mr. Wyler is elected Chairperson of the Board of Trustees. His first order of business is to meet with the new Miss America (laughter). May I have the nomination of the Vice Chair on the Board of Trustees please?

Mr. Heiman:

Mr. Chairman I would like to nominate Buck Niehoff for the Vice Chairman of the Board of Trustees.

Mr. Barrett:

I'd like to second that motion.

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Mr. Wyler:

Seconded by Mr. Barrett. Are there any other nominations? All those in favor say aye.

Aye.

Opposed? (There were none).

Mr. Wyler:

H. C. Buck Niehoff is elected Vice Chairman of the Board of Trustees. Congratulations. Election of the Secretary of the Board. May I have a nomination for Secretary of the Board of Trustees please?

Mr. Niehoff:

Mr. Chairman I would like to nominate Dr. Bhati as secretary.

Mr. Wyler:

Is there a second?

Mr. Heiman:

Second.

Mr. Wyler:

Thank you, Mr. Heiman. Are there any other nominees? (There were none).

All those in favor say aye.

Aye.

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Mr Wyler:

Opposed, say nay. (There were none).

Dr. Bhati, you have been reelected as Secretary of the Board of Trustees.

Dr. Bhati:

Thank you.

Mr. Wyler:

Congratulations to all officers.

I will now call for an executive session. There will be no business conducted at the conclusion of the executive session.

Mr. Humes:

Mr. Chairman as usual, can I make one more comment. I'll figure out a way to get this in before you say that... But I want to congratulate especially the alumni association on the great work they've done in bringing in Myron Hughes but also just carrying forth everything that you've done at the football tournaments and everything and also Steve Thompson, congratulations and thank you for what you've done. You mentioned that you follow in the footsteps of your father and I had the pleasure of knowing your father and all I can say is he would be very proud of you.

Mr. Thompson:

Thank you.

Mr. Wyler:

Thank you, Mr. Humes. I will now call for an executive session. There will be no business conducted at the conclusion of the executive session. Our next regular meeting is here on a different date, March 18, 2008. Thank you for being here.

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Executive Session

Mr. Wyler:

May I have a motion to enter Executive Session for the purpose of conferences with attorneys for the university concerning disputes involving the university that are the subject of pending or imminent court action, considering the appointment, employment, dismissal, discipline, promotion/demotion or compensation of a public employee or official.

Upon motion of Mr. Barrett, seconded by Mr. Heiman, the Board voted to enter executive session by the following roll call vote:

AYE: Dr. Bhati, Mr. Wyler, Mr. Niehoff, Mrs. Heiman, Mr. Heiman,
Mr. Barrett, Mr. Humes, Mr. Richardson.

NAY: None

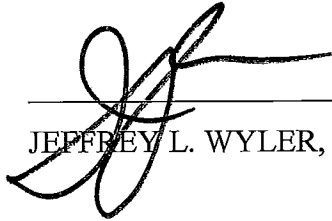
ABSENT: Mrs. Buchanan

Upon proper motion and second, the Executive Session adjourned at 11:05 a.m.

Adjournment

There being no further business before the Board, upon proper motion and second, the meeting adjourned at 11:05 a.m.

UNIVERSITY OF CINCINNATI
TWO HUNDRED AND SEVENTY-SEVENTH MEETING OF THE BOARD OF TRUSTEES
JANUARY THE TWENTY-EIGHTH TWO THOUSAND AND EIGHT



JEFFREY L. WYLER, CHAIRPERSON



ANANT R. BHATI, SECRETARY