MINUTES

Annual Meeting of the Board of Visitors The College of William and Mary in Virginia

April 14-15, 2011

The Board of Visitors of The College of William and Mary in Virginia met on the campus in Williamsburg on Thursday and Friday, April 14-15, 2011.

On Wednesday evening, April 13, the full Board convened for dinner in Plumeri House at 119 Chandler Court.

Those present were:

Charles A. Banks III
Janet M. Brashear
Colin G. Campbell
Timothy P. Dunn
Edward L. Flippen
Laura L. Flippin
John W. Gerdelman
R. Philip Herget III
Kathy Y. Hornsby

Dennis H. Liberson Anita O. Poston L. Clifford Schroeder, Sr. Robert E. Scott Michael Tang John C. Thomas Jeffrey B. Trammell Henry C. Wolf, Rector

Also present was William and Mary President W. Taylor Reveley III.

At 7:15 p.m., the Rector convened the full Board and moved that, pursuant to Section 2.2-3711.A.1., of the Code of Virginia, the meeting be closed in order to discuss personnel matters involving specific college employees. Motion was seconded by Ms. Brashear and approved by voice vote. The observers were asked to leave the room and the Board went into closed session at 7:15 p.m.

The Board reconvened in open session at 9:15 p.m. Mr. Wolf reviewed the topic discussed during closed session for the benefit of the observers, then moved adoption of the Resolution certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Ms. Brashear and approved by roll call vote of the Committee members conducted by Secretary of the Board Janet Brashear. (Certification Resolution is appended).

There being no further business, the Board adjourned at 9:15 p.m.

On Thursday, April 14, the Committee on Administration, the Committee on Buildings and Grounds, the Committee on Development and Alumni Affairs, the Committee on Athletics, the Committee on Student Affairs and the Committee on Strategic Initiatives met in the Board Room while the Committee on Audit, the Committee on Academic Affairs, the Richard Bland College Committee and the Committee on Nominations met in the Board Conference Room.

Those present on Thursday were:

Charles A. Banks III
Janet M. Brashear
Colin G. Campbell
Timothy P. Dunn
Edward L. Flippen
Laura L. Flippin
John W. Gerdelman
R. Philip Herget III
Kathy Y. Hornsby
Dennis H. Liberson

Anita O. Poston
L. Clifford Schroeder, Sr.
Robert E. Scott
Michael Tang
John C. Thomas
Jeffrey B. Trammell
Henry C. Wolf, Rector

Faculty representative: Alan J. Meese
Student representatives: Christina E. Scott
Johnathan R. Malbon

Others present were:

W. Taylor Reveley III Virginia M. Ambler James R. Golden Samuel E. Jones Anna B. Martin Sean Pieri Kathleen F. Slevin Karen R. Cottrell Edward C. Driscoll, Jr. Michael J. Fox W. Fanchon Glover Michael L. Stump Brian W. Whitson Sandra J. Wilms

Also in attendance were Assistant Attorney General Deborah Love, Staff Liaison Deloris Thomas, Dean Davison M. Douglas, Dean Virginia L. McLaughlin, Dean Carl J. Strikwerda, Dean John T. Wells, and members of the William and Mary Faculty Liaison Committee.

The Committee on Audit met from 7:40 to 8:35 a.m.; the Committee on Administration met from 8:17 to 9:20 a.m.; the Richard Bland College Committee met from 8:56 to 10:05 a.m.; the Committee on Buildings and Grounds met from 9:20 to 10:35 a.m.; the Committee on Academic Affairs met from 10:10 to 10:55 a.m., the Committee on Development and Alumni Affairs met from 10:56 a.m. to 12 noon;

At 12:00 noon the Board convened as a committee of the whole. Chair Timothy Dunn called the **Committee on Athletics** to order and presided. Director of Athletics Terry Driscoll provided an update on the spring season, then introduced Deirdre Connelly and Steve Cole, advisors to the Student Athletic Advisory Counsel. SAAC President Max Sabert and Vice President Kevin Alas reported on the mission and service projects undertaken by the group. A brief discussion ensued. Mr. Driscoll then presented a short quiz on athletic facts and reviewed upcoming special events. There being no further business, the Committee adjourned at 12:26 p.m.

The Committee on Nominations met from 12:40 to 1:15 p.m.

At 1:45 p.m. the Rector reconvened the Board for the Provost Report and Faculty Presentation, noting that Provost Halleran was not present due to a family illness. Academic Affairs Committee Chair Anita Poston advised that Vice Provost Kate Slevin would report in his stead. Ms. Slevin introduced Dean of the Mason School of Business Larry Pulley, who framed his remarks around the recent five-year reaccreditation visit. A brief discussion ensued.

Ms. Slevin advised that the curriculum review was currently underway and briefly reviewed the process, noting that the faculty committee had begun to meet. A brief discussion ensued.

At 2:25 p.m. the Board convened as a committee of the whole for the Committee on Student Affairs. Mr. Thomas presided as chair and introduced Vice President for Student Affairs Virginia Ambler. Ms. Ambler reported on the College radio station, noting that the annual report was contained in Enclosure G. In her report, Ms. Ambler updated the Board on the Cohen Career Center and the Counseling Center and noted that the fraternity housing feasibility study was reviewed in the Buildings and Grounds committee meeting.

Ms. Ambler introduced Director of Residence Life Deb Boykin and several students. The various programs administered by the office were highlighted, followed by a brief discussion.

Student Charter Day co-chairs Brian Focarino and Brittany Fallon provided an update on the success of student activities at Charter Day and plans for the future. A brief discussion ensued.

Student Liaisons Nataniel Montoya and Jake Nelson gave a report on the Student Assembly's efforts to introduce gender neutral housing. Incoming Student Assembly President Kaveh Sadeghian and Vice President Molly Bulman were introduced; Mr. Sadeghian commented briefly on his plans for the upcoming year. Following a brief discussion, and there being no further business, the Committee adjourned at 3:18 p.m.

Chair Jeffrey Trammell called the Committee on Strategic Initiatives to order at 3:19 p.m. and presided.

Following brief opening remarks, Mr. Trammell recognized Vice Chair Janet Brashear, who commented on the strategic planning efforts and the development of the dashboard metrics. Ms. Brashear introduced Vice President for Strategic Initiatives James Golden, who reviewed the strategic framework, noting that it was now integrated into budget planning, and discussed progress to date and emerging plans. Mr. Golden reviewed the University Dashboard update, contained in Enclosure H. A general discussion ensued.

Mr. Golden provided a brief update on current and future communications efforts. There being no further business, the Committee adjourned at 3:59 p.m.

The Rector moved that the Board of Visitors convene in Executive Session for the purpose of discussing the performance of specific executive employees of William and Mary and Richard Bland, as provided for in Section 2.2-3711.A. 1., of the Code of Virginia. Motion was seconded by Mr. Gerdelman and approved by voice vote. The Board went into executive session at 4:00 p.m.

The Board reconvened in open session at 5:25 p.m. The Rector reviewed the topic discussed during closed session for the benefit of the observers, then moved adoption of the **Resolution** certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Mr. Gerdelman and approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.) The Board recessed until Friday morning.

On Friday, April 15, the Executive Committee met in the Rector's Office while the Committee on Financial Affairs met in the Board Room, prior to the full Board meeting.

Those present on Friday were:

Charles A. Banks III Colin G. Campbell Timothy P. Dunn Edward L. Flippen Laura L. Flippin John W. Gerdelman R. Philip Herget III Kathy Y. Hornsby Dennis H. Liberson Anita O. Poston

L. Clifford Schroeder, Sr.

Robert E. Scott Michael Tang John C. Thomas Jeffrey B. Trammell Henry C. Wolf, Rector

Faculty representatives: Alan J. Meese

Stephen E. Martin

Student representatives: Christina E. Scott

Johnathan R. Malbon

Absent:

Janet M. Brashear

Others present were:

W. Taylor Reveley III Virginia M. Ambler James R. Golden Samuel E. Jones Anna B. Martin Sean Pieri Kathleen F. Slevin Karen R. Cottrell Edward C. Driscoll, Jr. Michael J. Fox W. Fanchon Glover Michael L. Stump

Brian W. Whitson Sandra J. Wilms

Also in attendance were Assistant Attorney General Deborah Love, Staff Liaison Deloris Thomas, Dean John T. Wells, Richard Bland College President James B. McNeer, Provost LeAnn Binger, Vice President for Administration and Finance Russell E. Whitaker, Jr. and members of the William and Mary Faculty Liaison Committee.

The Executive Committee met from 8:00 to 8:50 a.m.

The Rector convened the Board at 9:00 a.m. After brief welcoming remarks, the Rector moved that the Board of Visitors convene in Executive Session for the purpose of discussing the performance of specific executive employees of William and Mary and Richard Bland, as provided for in Section 2.2-3711.A. 1., of the Code of Virginia. Motion was seconded by Mr. Gerdelman and approved by voice vote. The Board went into executive session at 9:03 a.m.

The Board reconvened in open session at 9:25 a.m. The Rector reviewed the topic discussed during closed session for the benefit of the observers, then moved adoption of the Resolution certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Mr. Gerdelman and approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification Resolution is appended.)

The Committee on Financial Affairs met from 9:25 to 10:18 a.m.

At 10:18 a.m. Rector Henry C. Wolf called the annual meeting to order.

Recognizing that a quorum was present, the Rector asked for a motion to approve the minutes of the meeting of February 3-4, 2011. Motion was made by Mr. Schroeder, seconded by Mr. Gerdelman and approved by voice vote.

Following brief opening remarks, the Rector moved that the Board of Visitors convene in Closed Session for the purpose of discussing and/or approving personnel actions involving the evaluation, appointment, promotion, tenure and leaves of specific college employees; discussing matters relating to the acquisition and development of real property in the City of Williamsburg for the benefit of the College; to hear a briefing from the Office of the Attorney General involving lawsuits; to discuss specific recommendations related to contracts for services or work to be performed by the College; and discussing matters pertaining to the consideration of honorary degrees, as provided for in Section 2.2-3711.A. 1., 3., 7., 8., and 10., of the Code of Virginia. Motion was seconded by Mr. Banks and approved by voice vote. The Board went into closed session at 10:20 a.m.

The Board reconvened in open session at 10:37 a.m. The Rector reviewed the topics discussed during closed session, then moved adoption of the **Resolution** certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Mr. Thomas and approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.)

Mr. Schroeder reported for the Committee on Audit. There were no action items.

Mr. Liberson reported for the Committee on Administration, noting that the Committee had heard a report on the employee background check policy under development and the committee had directed the administration to proceed with the final policy.

Mr. Liberson moved that the administration proceed with development of a final policy on Employee Background Checks based on the discussion held in the Administration Committee on April 14, 2011. The final comprehensive policy, which will include background checks for all newly hired College employees, will be brought to the Board of Visitors at the September meeting for consideration. Motion was seconded by Mr. Thomas and approved by voice vote.

Mr. Hornsby reported for the Richard Bland College Committee.

President McNeer reminded the Board that Commencement will be held on Friday, May 13, and Virginia Delegate Roslyn Dance will be the speaker. He noted that work on the mascot continues, and congratulated Johnathan Malbon for all of his work on the project and on behalf of Richard Bland. Ms. Hornsby also thanked Mr. Malbon and asked him to show the sketch of the RBC Statesman Eagle to the Board. It was greeted by applause.

Ms. Hornsby moved adoption as a block of **Resolution 1**, Faculty Promotion – Mary Gurnick; **Resolution 2**, Faculty Promotion and Tenure – Patricia Crocker; **Resolution 3**, Faculty Promotion and Tenure – Barbara Morgan; **Resolution 5**, Appointment of Public Services/Reference Librarian; **Resolution 6**, 2011-12 Tuition and Fees; **Resolution 7**, Proposed Six-Year Capital Outlay Plan – 2012-2018

Biennia; and **Resolution 8.** 2011-12 Operating Budget Proposal. Motion was seconded by Mr. Liberson and approved by voice vote.

In the absence of Ms. Brashear, Mr. Banks reported for the Committee on Buildings and Grounds.

Mr. Banks asked for a motion to adopt Resolution 9, Virginia Institute of Marine Science Resolution to Approve the 2012-2018 Capital Outlay Plan; Resolution 10, College of William and Mary Resolution to Approve the 2012-2018 Capital Outlay Plan; and Resolution 11, Resolution to Approve Utility Easement for Martin Family Stadium. Motion was made by Mr. Scott, seconded by Ms. Hornsby and approved by voice vote.

Mr. Banks reported for the Committee on Financial Affairs.

Mr. Banks asked for a motion to adopt Resolution 36, FY2011-12 Operating Budget for Educational and General Programs; Resolution 37, FY2011-12 Tuition and Fee Structure for Full- and Part-time Students; Resolution 38, FY2011-12 Auxiliary Enterprise Operating Budgets; Resolution 39, FY2011-12 Sponsored Programs Operating Budget; Resolution 40, FY2011-12 State Appropriated Student Financial Assistance; Resolution 41, FY2011-12 Applied Music Fee; Resolution 42, FY2011-12 Board of Visitors Private Funds Budget; and Resolution 43, Redirection of Funds Supporting Unrestricted Quasi-Endowments of the Board of Visitors. Motion was made by Mr. Scott, seconded by Mr. Flippen and approved by voice vote. Ms. Flippin voted nay.

Mr. Banks asked for a motion to adopt **Resolution 44**, Virginia Institute of Marine Science FY2011-12 Operating Budget. Motion was made by Mr. Scott, seconded by Mr. Flippen and approved by voice vote.

Mr. Herget reported for the Committee on Development and Alumni Affairs.

Mr. Herget moved adoption of **Resolution 34**, Establishment of the Terry Glenn Memorial Scholarship Endowment and **Resolution 35** (R), Establishment of the First Lieutenant Todd W. Weaver Memorial Endowment. Motion was seconded by Mr. Dunn and approved by voice vote. (**Resolution 35**(R) is appended.)

Ms. Poston reported for the Committee on Academic Affairs.

Ms. Poston moved adoption of Resolution 12, Appointments to Fill Vacancies in the Instructional Faculty; Resolution 13, Appointments to Fill Vacancies in the Professional Faculty; Resolution 14, Faculty Promotions; Resolution 15, Designated Professorships; Resolution 16, Distinguished Professorships for Associate Professors; Resolution 17, Appointments to University Professorships for Teaching Excellence; Resolution 18, Faculty Leave of Absence; and Resolution 45, William and Mary Student Professorship, which was distributed during the committee meeting. Motion was seconded by Mr. Scott and approved by voice vote. (Resolution 45 is appended.)

Ms. Poston moved adoption of **Resolution 19**, Amendments to the Bylaws of the Faculty Assembly. Motion was seconded by Mr. Thomas and approved by voice vote.

Ms. Poston moved adoption of Resolution 20, Retirement of George W. Gilchrist, Department of Biology; Resolution 21, Retirement of Evelyn G. Hall, Department of Kinesiology and Health Sciences; Resolution 22, Retirement of Clyde A. Haulman, Department of Economics; Resolution 23, Retirement of David L. Holmes, Jr., Department of Religious Studies; Resolution 24, Retirement of Marlene K. Jack, Department of Art and Art History; Resolution 25, Retirement of Mariann Jelinek, Mason School of Business; Resolution 26, Retirement of David L. Lutzer, Department of Mathematics; Resolution 27, Retirement of Henry E. Mallue, Jr., Mason School of Business; Resolution 28, Retirement of Richard S. Price, Department of Anthropology; Resolution 29, Retirement of Sally H. Price, Department of Anthropology; Resolution 30, Retirement of Abdul-Karim Rafeq, Department of History; Resolution 31, Retirement of Alemante Gebre-Selassie, Marshall-Wythe School of Law; Resolution 32, Retirement of Mary M. Voigt, Department of Anthropology; and Resolution 33, Retirement of Alan Wallach, Department of Art and Art History. Motion was seconded by Mr. Scott and approved by voice vote.

Mr. Wolf reported for the Executive Committee.

Mr. Wolf moved the adoption of the report of the Committee given in Closed Session to formally approve the awarding of the following honorary degrees at Commencement:

Marian Wright Edelman – Doctor of Public Service (D.P.S.) Brian P. Lamb – Doctor of Humane Letters (L.H.D.) Joseph J. Plumeri II - Doctor of Public Service (D.P.S.)

Motion was seconded by Ms. Poston and approved by voice vote.

There was no old business.

Under new business, Mr. Herget reported for the Committee on Nominations.

Mr. Herget reported that the Committee had met and recommended the following individuals to serve in the offices noted for the 2011-2013 term:

Rector – Jeffrey B. Trammell Vice Rector – Charles A. Banks III Secretary – Dennis H. Liberson

Mr. Herget placed all three names in nomination and asked for any other nominations from the floor. Hearing none, Mr. Herget moved that nominations be closed. Motion was seconded by Mr. Thomas and approved by voice vote.

Mr. Herget moved adoption of the slate of officers as presented. Motion was seconded by Mr. Gerdelman and approved by voice vote. A round of applause was offered by the Board.

Mr. Wolf moved that John Gerdelman and Kathy Hornsby be reappointed to the Real Estate Foundation Board. Motion was seconded by Ms. Poston and approve by voice vote.

Mr. Liberson reported on the inaugural meeting of the Richard Bland Presidential Search Committee meeting, held on the Petersburg campus on Wednesday, April 13.

The Rector recognized those attending their last meeting: Board members John Gerdelman, Anita Poston; student representatives Chrissy Scott and Johnathan Malbon; and staff liaison Deloris Thomas. Mr. Gerdelman recognized the Rector, also attending his last meeting.

The Rector moved that the Board of Visitors convene in Executive Session for the purpose of discussing the performance of specific executive employees of William and Mary and Richard Bland, as provided for in Section 2.2-3711.A. 1., of the Code of Virginia. Motion was seconded by Mr. Banks and approved by voice vote. The Board went into executive session at 11:10 a.m.

The Board reconvened in open session at 12:09 p.m. The Rector reviewed the topic discussed during closed session for the benefit of the observers, then moved adoption of the **Resolution** certifying that the closed session was held in compliance with the Freedom of Information Act. Motion was seconded by Mr. Scott and approved by roll call vote of the Board members conducted by Secretary to the Board Michael Fox. (Certification **Resolution** is appended.)

Following brief closing remarks and there being no further business, the Board adjourned at 12:10 p.m.

April 13, 2011

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Board of Visitors of The College of William and Mary in Virginia has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712.D. of the Code of Virginia requires a certification by this Board of Visitors that such closed session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Visitors, reconvening in open session, hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session to which this certification applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board of Visitors.

VOTE

AYES:

NAYS: ()

ABSENT DURING CLOSED SESSION:

Henry C. Wolf

April 14, 2011

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Board of Visitors of The College of William and Mary in Virginia has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712.D. of the Code of Virginia requires a certification by this Board of Visitors that such closed session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Visitors, reconvening in open session, hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session to which this certification applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board of Visitors.

VOTE

AYES:

17

NAYS:

ABSENT DURING CLOSED SESSION:

Board of Visitors

April 15, 2011

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Board of Visitors of The College of William and Mary in Virginia has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712.D. of the Code of Virginia requires a certification by this Board of Visitors that such closed session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Visitors, reconvening in open session, hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session to which this certification applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board of Visitors.

VOTE

AYES:

NAYS: 🔿

ABSENT DURING CLOSED SESSION:

Henry C. Wolf

April 15, 2011

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Board of Visitors of The College of William and Mary in Virginia has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712.D. of the Code of Virginia requires a certification by this Board of Visitors that such closed session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Visitors, reconvening in open session, hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session to which this certification applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board of Visitors.

VOTE

AYES: / 6

NAYS: O

ABSENT DURING CLOSED SESSION:

Henry C. Wolf Rector of the College April 14 - 15, 2011

Page __1__of __1___

COLLEGE OF WILLIAM AND MARY ESTABLISHMENT OF THE FIRST LIEUTENANT TODD W. WEAVER MEMORIAL ENDOWMENT

The family and friends of First Lieutenant Todd A. Weaver made a generous gift to the College of William and Mary to establish the First Lieutenant Todd W. Weaver Memorial Endowment, the income from which shall be used to provide support to an academic or research study abroad experience for a current student with an emphasis on government or international relations.

Lieutenant Weaver graduated Phi Beta Kappa and summa cum laude from the College of William and Mary in the Class of 2008. As a student, he served as the ROTC cadet battalion commander while majoring in government with a minor in psychology. He was remembered as "one of the very best" by Professor John McGlennon of the Government Department. Lieutenant Colonel Barbara Streater remembered him as "the best of the best."

Lieutenant Weaver was already a veteran when he enrolled at the College. Motivated by the terrorist attack of September 11, 2001, he enlisted in the National Guard upon graduating from Bruton High School. He was deployed as a combat engineer in 2004 as part of Operation Iraqi Freedom.

Lieutenant Weaver was killed in action on September 9, 2010, in Kandahar, Afghanistan as a result of wounds suffered while leading a reconnaissance team. The American flag at the College of William and Mary was flown at half-mast in honor and memory of Todd Weaver and presented to his wife at a memorial service in Williamsburg.

BE IT RESOLVED, That the Board of Visitors of the College of William and Mary hereby acknowledges this generous gift and establishes the First Lieutenant Todd W. Weaver Memorial Endowment, the income from which shall be used at the discretion of the Provost; and

BE IT FURTHER RESOLVED, That the Board of Visitors expresses its appreciation to the family and friends of Lieutenant Weaver for their thoughtful and generous gift.

Board of Visitors

April 14-15, 2011

Resolution 45

Page 1 of 1

COLLEGE OF WILLIAM AND MARY WILLIAM AND MARY STUDENT PROFESSORSHIP

The students of the College of William and Mary have created the William and Mary Student Professorships to be funded by an annual student fee as a tangible expression of their high regard for the faculty of the College. It is the intent of the students that the annual awarding of the William and Mary Student Professorships will assist in retaining William and Mary's best faculty.

The following member of the Instructional Faculty of the College of William and Mary has been recommended for a designated professorship.

BE IT RESOLVED, That upon recommendation of the President, the Board of Visitors of the College of William and Mary approves the designated professorship of the following member of the Faculty of the College for a three-year term, effective with the 2011-2012 academic year.

LAURA A. HEYMANN, Class of 2014 Professor of Law

April 15, 2011

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Board of Visitors of The College of William and Mary in Virginia has convened a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712.D. of the Code of Virginia requires a certification by this Board of Visitors that such closed session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Visitors, reconvening in open session, hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session to which this certification applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board of Visitors.

VOTE

AYES: /4

NAYS: O

ABSENT DURING CLOSED SESSION:

Henry C. Wolf/