

From: Prioleau, Florence W

Sent: Sunday, March 25, 2018 9:34 PM

To: Wright, Richard; Jones, Rosalyn

Cc: Hall Brown, Tyish S.; Sobrian, Sonya K.; Lawrence, Leslie M.; Garuba, Moses

Subject: RE: Faculty Senate Action re Faculty Trustee Election

Dear Dr. Wright,

I am disappointed to learn that the Faculty Senate has taken action to interfere with an ongoing faculty election apparently in contravention of rulings of the Office of the Secretary confirming the eligibility of Dr. Moses Garuba to serve as Faculty Trustee and thus his eligibility to run for re-election.

In my role as Secretary to the Board of Trustees, I have issued two recent rulings, based on an interpretation of the University Bylaws, responding to questions posed by the Faculty Senate related to eligibility of faculty members to serve on the Board of Trustees of the University. The most recent ruling on February 14, 2018 pertained to the eligibility of assistant and associate deans to serve as faculty trustee, the conclusion of which is that Dr. Garuba's status as an acting associate dean does not disqualify him from serving as a faculty trustee because he satisfies the requirements of Art. I, Sec. 8(a)(3)(b)(i) of the Bylaws. The earlier ruling dated October 10, 2017 confirmed that the declaration in Art. I, Sec. 8(a)(3)(c) that "Deans" are ineligible to serve on the Board of Trustees does not extend to assistant and associate deans.

I also remind the Faculty Senate of the provisions of Art. I, Sec. 3 of the Bylaws which provides that the Board shall solely determine the qualifications of all persons nominated to be members of the Board.

As the University Bylaws are final authority on this matter, the Faculty Senate's actions as you have described them cannot be supported. I would be pleased to discuss this matter with you.

Florence W. Prioleau, Esq.
Vice President, General Counsel & Secretary
Howard University
Phone: (202) 806-2650