

May 15, 2017

VIA ELECTRONIC MAIL

Mr. Thomas C. Hosty
Director of Enforcement
National Collegiate Athletic Association
P.O. Box 6222
Indianapolis, IN 46206-6222

Re: *University of North Carolina, Chapel Hill — Case No. 00231*

Dear Tom:

I am in receipt of and seek clarification to your May 15, 2017, letter to me.

I confirm the three items you mentioned numerically in your letter.

However, in your final paragraph you indicated "...I was clear that we will not amend the allegations in light of her interview answers." Tom, I do not share your recollection of our conversation on either Friday, May 12 or Saturday, May 13. I believe that the NCAA process is that the staff uses the responses and all of the record to evaluate the level of support for each allegation in preparation for the prehearing conference – and, if the responses and the evidence are persuasive, then the staff amends the allegation. This is what my understanding was based on our conversations.

Does this statement in today's letter mean that even after receiving the University's and other involved parties' responses that the staff will not consider amending the Second Amended Notice of Allegations? Your letter forecloses the University's opportunity to have the meaningful prehearing conference required under the NCAA rules if the staff has already concluded that no amendment is possible. The University's concern in this regard was heightened upon receiving Chairman Sankey's letter that the staff "indicated to the panel that it would not need to amend the Second Amended Notice of Allegations."

The University is entitled to a meaningful prehearing conference. If decisions have already been made that foreclose amendment of the Second Amended Notice of Allegations, please let us know so that the University does not expend resources on engaging in a meaningless exercise. I am reminded at this time of the words that you, Jon Duncan and other leaders in enforcement have said in a genuine way during this

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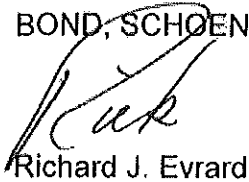
and other cases where we have worked together. That is the staff "just wants to get things right." I would be surprised if you said that trying to get it right, in this instance, would not include a thorough analysis of Ms. Crowder's testimony, the parties' responses and their impact on the Second Amended Notice of Allegations.

Please help me understand so that I might explain the current status to my client.

Thank you.

Sincerely,

BOND, SCHOENECK & KING, PLLC



Richard J. Evrard

RJE/gm

cc: Mr. Elliot Abrams
Mr. Jon Duncan
Mr. Steve Keadey
Mr. Bob Kirchner
Mr. Scott Lassar
Mr. Joel McGormley
Mr. Mark Merritt
Mr. Randall Roden
Mr. Greg Sankey
Mr. Todd Shumaker
Ms. Kathy Sulentic
Mr. William Thomas