



May 15, 2017

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RE: *University of North Carolina, Chapel Hill* – Case No. 00231

To All Parties:

On May 12, 2017, after close of business and only days before its response was due, I received a request as chief hearing officer from the institution in its infractions case. The institution requests a delay based on the recent interview of Ms. Crowder that the institution states occurred on May 10, 2017. The institution also asserts that the enforcement staff should reevaluate the allegations and that the institution needs more time to file its response. I see no reason to adjust any deadlines or delay this case from its August hearing date. The request is denied pursuant to NCAA Bylaws 19.3.8-(e) and 19.7.6 and Division I Committee on Infractions Internal Operating Procedure (COI IOP) 3-11.

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On May 15, 2017, the enforcement staff confirmed that Ms. Crowder had been interviewed and indicated to the panel that it would not need to amend the second amended notice of allegations (second amended NOA) nor would it need to conduct further investigation. As the charging authority, a reevaluation of the allegations in the second amended NOA rests with the enforcement staff. Even if the enforcement staff, as the institution's letter represents, is comparing Ms. Crowder's interview statements to the existing record, the enforcement staff has not expressed a need to reevaluate the second amended NOA.

The institution also argues that the matter should be delayed because the institution needs time to review Ms. Crowder's interview transcript and file its response. Undoubtedly, when individuals choose not to engage in the process and then subsequently do so after the process is well underway, their late participation has some ripple effects on timing. Here, however, the institution can file its response and supplement it related to Ms. Crowder's interview consistent with the 30-day cutoff for filing additional written material prior to the hearing as set forth in Bylaw 19.7.5 and COI IOP 3-15. The institution's letter indicates what Ms. Crowder stated in her interview was, in its opinion, consistent with the record. This approach limits further delay and allows the institution to supplement its arguments as it feels necessary.

All parties are reminded of the strict confidentiality requirements contemplated by Bylaw 19.01.3 and that the panel will continue to monitor the parties' compliance with this requirement. If necessary, the panel will address any failures to adhere to Bylaw 19.01.3 at the August infractions hearing.

If you have any questions regarding this matter, please contact Joel D. McGormley, managing director at (317-917-6774) jmcgormley@ncaa.org or Matt Mikrut, associate director, at (317-917-6838) mmikrut@ncaa.org.

Sincerely,



Greg Sankey, commissioner
Southeastern Conference
Chair
NCAA Division I Committee on Infractions

GS: jdm

cc: Commissioner John Swofford
NCAA Division I Committee on Infractions Panel Members
Selected NCAA Staff Members