

**MINUTES OF  
FAMU BOARD OF TRUSTEES  
MEETING  
October 22, 2007  
Via Telephone Conference Call**

The FAMU Board of Trustees met via telephone conference call. Chairman Jennings called the meeting to order at 7:50 a.m. He recognized Ms. Fuse-Hall to call the roll. The Board of Trustee members participating on the call were Chairman Jennings, Trustee Solomon Badger, Trustee Laura Branker, Trustee Richard Dent, Trustee Pamela Duncan, Trustee Maurice Holder, Trustee Daryl Parks, and Trustee Karl White. A quorum was established.

Staff members participating on the call were President James Ammons, Vice President Charles O'Duor, Attorney Avery McKnight, Attorney Shira Thomas, and Attorney Rosalind Fuse-Hall. The court reporter was Nancy Metzger. Outside counsel, Robert Sniffen of the Sniffen Law Firm, P.A., also participated.

Chairman Jennings thanked everyone for participating on the early morning and noted that there was only one item on the agenda and that was in regards to the settlement negotiations. Chairman Jennings recognized Attorney Avery McKnight regarding the statutory regulations that authorize the closed session.

Attorney McKnight noted that pursuant to Section 286.011 (8), of the Florida Statutes, and Articles 5.11 and 5.12 of the FAMU Board of Trustees Operating Procedures. He asked the board to authorize the meeting with board's attorney, in closed attorney-client sessions to discuss pending litigation before a court or administrative agency conditioned upon a number of requirements being met. Mr. McKnight noted that closed session may occur if counsel desires the advice of the board concerning litigation. He noted that he seeks such advice regarding settlement negotiations and litigation expenditures concerning such pending litigation before state and federal courts and state administrative agencies.

The notice of this closed attorney-client session was published with the notice of the FAMU Board of Trustees meeting. The closed session will be announced and the meeting will be reopened at the conclusion of the closed session. Attorney McKnight informed the board that the subject matter of the attorney-client session is limited to settlement negotiations and strategy session related to litigation expenditures. No final action or final decision will be taken or made at the closed attorney-client session. The final decisions must be voted on in open session in accordance with the open meetings laws.

The entire closed session will be recorded by a certified court reporter, Ms. Nancy Metzger. The court reporter recorded the session from beginning to the end and will be fully transcribed and filed with the University Clerk. The entire session will be recorded; no portion of the session will be off the record. All discussions, proceedings, names of persons present and speaking will be recorded. The transcript will become a part of the public record at the termination of the litigation or settlement of all claims.

Following this recitation, Trustee Parks moved that the board convene in closed session to discuss aspects of settlement negotiations. The motion was seconded by Trustee Holder and it was approved.

CLOSED SESSION – Once public, see the transcript of the session.

OPEN SESSION

To ensure that a quorum continued, Chairman Jennings recognized Ms. Fuse-Hall to take a roll call. All participants were still on the call and the quorum continued to exist.

Chairman Jennings recognized Trustee Parks. Trustee Parks moved that in the matter of Michael Brown that the Board authorizes the attorneys to continue settlement negotiations in accordance with the Board's discussion in closed session. The motion was seconded by Trustee White and it carried.

Attorney McKnight informed Trustees that all media calls should be directed to Attorney Robert Sniffen.

There being no further business to come before the board, the meeting adjourned.

Respectfully submitted,

**Rosalind Fuse-Hall (electronic signature)**

Rosalind Fuse-Hall  
Board Liaison