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From: "Ammerman, Paula" <PRA4@psu.edu>

To: "Frazier, Kenneth C." <ken\_frazier@merck.com>, "Tomalis, Ronald" <rtomalis@pa.gov>

Cc: Garban <sag7@psu.edu>, "John P. Surma (jpsurma@uss.com)" <jpsurma@uss.com>, "Erickson, Rodney" <RAE@psu.edu>

Date: Sat, 10 Dec 2011 10:38:44 -0500

Subject: Big 10 Letter

President Erickson asked that I send the below message to you:

Ken and Ron:

Attached for your information is the official letter I received from Jim Delaney relative to the Big 10's desire to have their legal counsel participate in the investigative process with respect to institutional control, ethical conduct and/or other compliance issues. As reported by Ron in the briefing update to the Board last week, I know that you've had conversations with the Big 10 and the NCAA on this matter.

I would like to share the letter with the remainder of the Board as well as to the University community, assuming that you have no objections.

Thanks,  
Rod



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December 8, 2011

President Rodney Erickson  
Pennsylvania State University  
201 Old Main  
University Park, PA 16802

Dear Rod:

At the direction of the Council of Presidents and Chancellors ("COP/C") of the Big Ten Conference, the Conference is gathering and reviewing facts relating to the institutional control, ethical conduct and other compliance issues arising out of the allegations set forth in the Grand Jury Report of sexual abuse of minors by former assistant head football coach Jerry Sandusky on the Penn State campus.

We acknowledge that the NCAA has commenced a review of these matters as well and has requested that Penn State provide written responses to a series of questions set forth in President Emmert's November 17, 2011 letter to you. We also understand that the Penn State's Board of Trustees has appointed a Special Committee of the Board to investigate, among other things, the circumstances relating to the Grand Jury Report and that the Freeh Group has been retained by the Special Committee to assist in that investigation. We request that Jon Barrett of Mayer Brown LLP, who is Big Ten legal counsel, be allowed to participate in this investigation relating to matters of institutional control, ethical conduct and or other compliance related issues. It is our intent to avoid as much duplicative effort as possible given the Special Committee's investigation and the NCAA's review and we will try to collaborate to the extent possible with these other investigations. I understand that Jon Barrett has been communicating with both the Freeh Group and the NCAA regarding an agreeable process of collaboration on gathering and sharing information. We expect that the Big Ten will be accorded the same treatment as the NCAA in this collaborative process.

Initially, we request that you provide us and our legal counsel with a copy of your written response to the NCAA as requested in its November 17 letter and any other written communications or data that you provide to the NCAA relating to its review. We will also follow the federal and state investigations and will take notice of the relevant information that we learn from these concurrent processes.

Sincerely,

A handwritten signature in black ink, appearing to read "James E. Delany".

James E. Delany  
Commissioner

cc: Council of Presidents and Chancellors  
Linda Caldwell, Penn State Faculty Representative