

Meeting No. 892

THE MINUTES OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

Pages 1 - 2

March 26, 1996

Austin, Texas

MEETING NO. 892

TUESDAY, MARCH 26, 1996.--The members of the Board of Regents of The University of Texas System convened via telephone conference call at 10:35 a.m. on Tuesday, March 26, 1996, on the ninth floor of Ashbel Smith Hall at 201 West Seventh Street in Austin, Texas, with the following in attendance:

ATTENDANCE.--

Present

Chairman Rapoport, presiding
Vice-Chairman Hicks
Vice-Chairman Smiley
Regent Deily
Regent Evans
Regent Holmes
Regent Loeffler
Regent Temple

Absent

*Regent Lebermann

Executive Secretary Dilly

Chancellor Cunningham

In accordance with a notice being duly posted with the Secretary of State and there being a quorum present, Chairman Rapoport called the meeting to order. He announced that the sole purpose of this emergency meeting was to confer with General Counsel regarding the 5th U. S. Circuit Court of Appeals' decision in Hopwood vs. State of Texas, et al and to consider any appeal of that decision which may be appropriate.

RECESS TO EXECUTIVE SESSION.--The Board recessed to Executive Session in accordance with the Texas Government Code, Chapter 551, Section 551.071 to consider actions related to the Hopwood vs. State of Texas, et al litigation which involved the admissions policies at The University of Texas at Austin School of Law.

*Regent Lebermann was excused because of a previous commitment.

RECONVENE.--Following the Executive Session which adjourned at 11:00 a.m., the members of the Board reconvened in open session. Chairman Rapoport noted that in Executive Session the Board had been briefed by Vice Chancellor and General Counsel Ray Farabee and representatives of The University of Texas at Austin regarding the recently issued "Hopwood Decision" and inquired of the Board as to whether there was any suggested action from the floor.

U. T. Board of Regents: Authorization to Request the Attorney General to Appeal the 5th U. S. Circuit Court of Appeals' Decision in Hopwood vs. State of Texas, et al.--Regent Holmes moved that the Board request that the Attorney General make, or authorize to be made, an application to the U. S. Supreme Court for a Writ of Certiorari to appeal the 5th U. S. Circuit Court of Appeals' decision in the case of Hopwood vs. State of Texas, et al.

Vice-Chairman Smiley and Regent Temple seconded the motion which carried by unanimous vote.

ADJOURNMENT.--Chairman Rapoport announced that the purpose for which this meeting was scheduled had been completed and the meeting was duly adjourned at 11:05 a.m.

/s/ Arthur H. Dilly
Executive Secretary

April 3, 1996