THE OHIO STATE UNIVERSITY

OFFICIAL PROCEEDINGS OF THE

ONE THOUSAND FOUR HUNDRED AND EIGHTY-THREE

MEETING OF THE BOARD OF TRUSTEES

Columbus, Ohio, January 28-29, 2016

The Board of Trustees met on Thursday, January 28 and Friday, January 29, 2016, at Longaberger Alumni House, Columbus, Ohio, pursuant to adjournment.

** ** **

Minutes of the last meeting were approved.

** ** **

January 29, 2016 meeting, Board of Trustees

The Chairman, Dr. Wadsworth, called the meeting of the Board of Trustees to order on Thursday, January 28, 2016 at 2:03pm.

Present: Jeffrey Wadsworth, Chairman, Alex Shumate, Linda S. Kass, Janet B. Reid, William G. Jurgensen, Clark C. Kellogg, Timothy P. Smucker, Cheryl L. Krueger, Michael J. Gasser, Brent R. Porteus, Erin P. Hoeflinger, Alex R. Fischer, Abigail S. Wexner, Alan VanderMolen, James D. Klingbeil, Steven M. Loborec, and Halie M. Vilagi.

Dr. Wadsworth:

Good afternoon. I would like to convene the meeting of the Board of Trustees and ask the Secretary to note the attendance.

Dr. Thompson:

A quorum is present, Mr. Chairman

Dr. Wadsworth:

I hereby move that the board recess into executive session to consult with legal counsel regarding pending or imminent litigation, to discuss details of security arrangements, to consider business sensitive trade secret matters required to be kept confidential by Federal and State statutes, and to discuss personnel matters regarding the appointment, employment, and compensation of public officials.

May I have a second?

Upon motion of Dr. Wadsworth, seconded by Mr. Shumate, the Board of Trustees adopted the foregoing motion by unanimous roll call vote, cast by trustees Wadsworth, Shumate, Kass, Reid, Jurgensen, Kellogg, Smucker, Krueger, Gasser, Porteus, Hoeflinger, Fischer, and Wexner.

Dr. Thompson:

Motion carries, Mr. Chairman.

***

Dr. Wadsworth:

Good morning everybody. Welcome to the Board of Trustees meeting.

Before we begin our usual practice of recognizing students and their tremendous contributions, I want to thank my fellow trustees for their time and attention this week.

As usual, we started our meeting on Wednesday by inviting all trustees to the Wexner Medical Center Board and we had outstanding participation. We also adjusted our committee times yesterday to allow for broader committee participation, crossover of meetings, and so on.

Last night we had an opportunity to host faculty. We had six outstanding faculty members give us their thoughts on what is working well at the university and talk about their own history and some of the values they have. We had an opportunity to ask them questions. I think we all thought it was very valuable.

I also want to say that later on, after this meeting, we will meet with applicants interested in the graduate/professional student trustee position.

With that, I will turn to my first item of business. I would like to formally reconvene the meeting of the Board of Trustees and ask the secretary to note attendance.

Dr. Thompson:

A quorum is present, Mr. Chairman.

Dr. Wadsworth:

Good. So that we are able to conduct the business of this meeting in an orderly fashion, I would ask that ringers on all phones and other communication devices be turned off at this time and I would ask that all members of the audience observe rules of decorum, proper to conducting the business at hand.

I will now call on Halie Vilagi to present the student recognition awards. Thank you, Halie.

***

STUDENT RECOGNITION AWARDS

Ms. Vilagi:

Thank you, Mr. Chairman. I would like to call Minori Minagawa and Reginald Pryear up to the table.

Our first student being recognized today is Minori Minagawa, a fourth year student in the College of Education and Human Ecology. Minori will graduate this spring with a BS in exercise science with an honors thesis distinction and a minor in psychology. Her ability to balance rigorous coursework and athletics is truly remarkable.

Minori has maintained a cumulative GPA (grade point average) of 4.0 while running cross country and track. Her achievements include two-time Big Ten distinguished scholar, three-time academic All-Big Ten selection, three-time Ohio State scholar-athlete, and 2015 U.S. Track & Field and Cross Country Coaches Association Academic All-American.

Additionally, Minori serves as an executive board member of the Student-Athlete Advisory Board. In this role, she is responsible for leading discussions in support of current student-athlete topics and issues affecting student-athletes. She also recognizes opportunities for Ohio State student-athletes to give back to the community through volunteering and special events.

As a member of the Ohio State University honors program, Minori helped conduct research to investigate the effects of aerobic interval exercise training on mouse skeletal muscles, later presenting the research at the Denman undergraduate research forum.

Since her freshman year, Minori has been a member of the Alumnae Scholarship Housing program. This program helps create a cooperative living environment where women support and empower each other. During her time at Ohio State, Minori has also volunteered for the Columbus Marathon, Martin Luther King Day of Service, Lifecare Alliance Meals-on-Wheels program, and Girls on the Run. Next year, she will attend The Ohio State University for the Doctorate of Physical Therapy program.

Congratulations, Minori. If you would like, you can say a few words.

Ms. Minagawa:

My experience here at Ohio State has been an amazing one. The different opportunities that the university has offered me has been wonderful. The experience as a student first and then an athlete, has been a great experience and I am excited to continue on to pursue my physical therapy degree. Thank you.

Ms. Vilagi:

Reginald Pryear is a second year student in the Doctor of Nursing Practice program in the College of Nursing. His excellence, as demonstrated by his 3.9 GPA, is not confined to the classroom.

Reggie currently serves in the demanding role of chief nursing officer (CNO) of ambulatory services at Ohio State's Wexner Medical Center. Dean of Nursing, Bernadette Melnyk, described him as a "consummate professional with a keen intelligence and curiosity."

Reggie earned his Bachelors of Nursing degree from Malone College and began his nursing career at Aultman Hospital in Canton, Ohio in the ICU (intensive care unit). During Reggie's time in Canton, Ohio, he also obtained his MBA with a focus on healthcare, from Walsh University.

Reggie has worked at the Wexner Medical Center for the past eight years. He spent his first five years working at the James Cancer Hospital in their ambulatory division with oversight for several outpatient clinics. During his tenure at the James Cancer Hospital, Reggie also obtained his nursing executive certification through the American Nurses Credentialing Center.

For the past three years Reggie has served as the CNO for ambulatory services. This position is new for Ohio State, and truly, a new role for nursing across the country. Reggie is responsible for the scope and standards of nursing practices across all ambulatory clinics.

In his free time, Reggie enjoys spending time with his wife Theresa and two children, Tre and Carmella, and embodies the Buckeye spirit as a volunteer with various agencies throughout the community.

Congratulations, Reggie.

Mr. Pryear:

I want to thank the board and Dr. Drake for this award. I am very honored and very surprised but very appreciative of the award.

I want to thank the College of Nursing and Dr. Bern Melnyk for the nomination. We had a fire in our home last semester and it was especially tough for us. Dr. Melnyk reached out and asked if there is anything she could do for us. The College of Nursing replaced all of the books that I bought for the semester during the fire and provided me with a laptop so I could continue my studies. I am very grateful to the college for that.

I also want to take the opportunity to thank my three great leaders who I work with every day: Dr. Eric Forrest, Dr. Mary Nash, and Mr. Dan Like. They were very supportive of me as well through the last two years and again last semester with the fire. They also reached out to me every day, offered support, and were flexible with my time. They were able to rally my peers and colleagues with generosity, support, cards, gift cards and food, toys and books, and anything else we needed. The fire was overwhelming and we will never forget what they did for us.

I want to thank my parents, who are here today as well. They have been supportive over all of my schooling. My dad always jokes that it feels like I've been in school for 50 years. I am sure he is glad he doesn't have to pay the bill anymore. I am very thankful for them.

Last but not least, I want to thank my wife who has been my rock through these last couple years and really last semester as we lost our home. She has been supportive and encouraged me to stay in school. It was especially tough for her as well because she lost her father. I am really thankful for everything that she has done and is doing and will do as we continue to rebuild our home and I know I couldn't have made it this far without her.

I am thankful to be a part of the College of Nursing and to be working at the medical center. I look forward to graduating next year and officially becoming a Buckeye. Thank you.

Dr. Wadsworth:

Let me just take a moment to again congratulate these two students. We know both of you are going to be extremely successful through this experience here at Ohio State that so many of us have benefitted from in different dimensions. Let's congratulate them again.

***

RECOGNITION OF MAYOR MICHAEL COLEMAN

Dr. Wadsworth:

Now, it's my great pleasure, before we start with the business of the meeting, to take a moment to recognize an individual who has been vital to the university's relationship with this great city, Mayor Michael Coleman. I keep calling him Mayor, even though he isn't legally the Mayor anymore, but I always think of him that way so I am going to keep using it.

We've prepared a proclamation to celebrate you, your accomplishments, and to recognize all that you've done for the city of Columbus and Ohio State.

This proclamation describes Mayor Coleman's history of service and his tenure as mayor. There are many paragraphs, Mr. Mayor, because of so many accomplishments but I'm just going to read a couple of whereas statements, just to summarize.

WHEREAS we are grateful for Michael Coleman's service as Mayor and for the enviable town and gown partnership that he has been instrumental in fostering with the university. Our ongoing collaborations will reverberate throughout every corner of Ohio State and Columbus and endure for generations to come; and

WHEREAS Mayor Coleman has been an inspiration to us all and his years of service will be remembered as the epitome of stellar civic engagement, refined style, transformative leadership, and the Buckeye spirit in action:

NOW THEREFORE

BE IT RESOLVED, That The Ohio State University hereby recognizes and celebrates the career and service of Mayor Michael B. Coleman.

Mr. Mayor, if you would like to say a few words.

(See Appendix XXXII for background information, page 619)

Mayor Coleman:

First, let me say thank you for the acknowledgement and recognition. I want you to know that I love this university. It is the greatest university in our country.

The city of Columbus and The Ohio State University are joined at the hip in every way. This university grows and produces great graduates, the most talented people around. They come out of this university, they marry, have families, start businesses, own homes, and become the leaders of our community.

I have enjoyed such a terrific relationship with this university and we have done so much together. It has all been positive and good and constructive.

I can tell you that does not exist with other cities around the country, where you have large universities in major cities. The mayor, the administrations, and the leadership of the universities don’t always talk, they don’t always get along, and it’s always a battle. This is not the case here in Columbus. We work together, we partner, we care about students, the city, and the vitality of the region and this state together. It is largely because of the great leadership we have here on this board and in that office directly across from me, and that’s where Dr. Drake is sitting. Dr. Drake, we appreciate you so much and all that you are already doing for our university and the city of Columbus.

Again, thank you very much. I am confident that as we move forward that the relationship of collaboration and working together and being productive and positive will continue under our new mayor, the next mayor, and the mayor after that.

Thank you very much.

President Drake:

I would like to say a few words. From my side of the aisle, or our side of the aisle at the university, the relationship with the city is critically important. We are a land grant university and our mission is to be involved in the community in ways that make people’s lives better. That takes partnerships and we have great partnerships with the business community.

Those are very important to us but our partnership with the civic government and leadership here has been absolutely phenomenal and the envy of my colleagues around the country. The things that I was able to see when we arrived that were obviously new and changed and had been done over the last five, 10, and 15 years. In that short period of time we could see the city changing. Our ability to work directly with your office and your colleagues on things that will help the city and the campus continues to grow is really exemplary.

The mixed blessing, the bitter sweetness, is great for you to be able to have a chance to return to civic life and to share your talents with others in other ways. I am happy for you personally. For us, we are looking forward to a wonderful time with the mayor that follows you but we couldn’t ever do better than what we’ve had. We really appreciate everything that you’ve done for us and for our community.

Congratulations and thank you.

Dr. Wadsworth:

Thank you President Drake. Now at the risk of opening a conversation that could never end, by inviting any trustees to say anything, we will try to keep it to one or two. Jerry is going to want to say something and I think Alex Fischer would like to say something and then maybe one more and then we will get to the business at hand.

Mr. Jurgensen:

Thank you Jeff. In the 10 years that I had the opportunity to work at Nationwide Insurance, I can safely say that Nationwide wouldn't be the great company it is if it wasn't headquartered in Columbus, Ohio. It isn't just a matter of geography, it's really a matter of civic and corporate cooperation.

Mayor Coleman, in the time that I had an opportunity to work with you, we together brought on fabulous assets. We built the arena, built a baseball stadium, built over a billion dollars of commercial development in an area called the Arena District, which we all in this room know and love, and has been recognized nationally as probably one of the greatest urban renewal stories. It would not have happened without Mayor Coleman.

I can say that the Mayor and I haven't always agreed on everything. We both have debated on things for the better of Columbus and at the end of the day, we came out at the right place. He is as pragmatic and practical of a politician as I have ever had an opportunity to work with.

Mayor, I want to thank you for that. And I know Alex has more current experience in the business community with the mayor so I'll turn it over to him.

Mr. Fischer:

To follow Jerry's eloquence, undoubtedly, this is the best urban mayor of a city of our size in America. That isn't because we say it is, it is because that's what his colleagues talk about at mayor's conferences all over the country.

He is the go-to person for civic leaders all over our country and we've been lucky to have him serving us. He is a man of swagger and you can see that today. He transformed our downtown, economic development, the Short North, the corridor here to the university and he's paid attention and care about every single neighborhood, working with all of us on Weinland Park. Certainly he has taken us into the challenging issues of urban education, never ever shirking the challenging and difficult issues, and doing it with grace and style.

He often said to me the city isn't great without OSU and that was always in private, one of his guiding principles. I would say that OSU isn't great without Columbus and it isn't great without Mike Coleman.

I will close with this. I keep challenging the mayor because I have a theory that his best days are yet ahead. As significant as the last 16 years have been under his leadership, I'm really looking forward to the next period of time. I know already, through a lot of our conversations, of his willingness to continue to engage in the civic fabric of this community and this university. Mayor, my friend, thank you for everything you've done.

Mayor Coleman:

Thank you very much.

Dr. Wadsworth:

Abigail, would you like to comment? Thank you.

Mrs. Wexner:

Alex has said so much, so well, but I would just add another side that people don't see and it is how much you care about the citizens of Columbus. I know this on a very personal basis, having the chance to work with you on education issues, I know your heart is there. That can't be taught and that can't be faked. We are very grateful to you for actually improving the lives of all of our citizens. Thank you.

Dr. Wadsworth:

That was very nicely said. We will finish with Mr. Shumate.

Mr. Shumate:

Thank you. Mr. Mayor, I've had the privilege of knowing you for nearly 40 years. We first met when you were a first year law student. You were a very highly sought after recruited law student who fortunately came to the Ohio Attorney General's Office and many people don't realize that is where you started your career.

Mayor Coleman:

With you.

Mr. Shumate:

As an anti-trust lawyer.

Mayor Coleman:

That is hard to believe, isn't it?

Mr. Shumate:

I think that's what urged you to go into politics. I have always admired you from the very first day we met. I knew you were going to be an outstanding leader and you have proven that you understand what it means to work together in unity and in partnership. I have always admired the fact that you've been willing to grow and develop and I'm sure as you enter this new phase of your life, you will continue to be an outstanding leader for our community and even our nation. Congratulations.

Dr. Wadsworth:

Clark?

Mr. Kellogg:

I am curious if you could give us a twitter version of what's next for the citizen Michael Coleman?

Mayor Coleman:

For citizen Coleman, I am a partner in the law firm of Ice Miller where I am the director of business and government strategies. Ice Miller is a 400-person law firm. I am in the Columbus Office and will be involved in activities throughout the country, but I care very much about what happens in the city of Columbus. This is where my heart is. This is my university and I care about this university. I took off my mayor's hat but I still love this city and I hope to still be involved.

Dr. Wadsworth:

That's great. We could go on with everyone but I think the people who spoke reflected very well our joint and collective appreciation for Mr. Mayor. With that, let's have another round of applause.

That was a nice opportunity we had there to recognize our former mayor.

The first order of business on our agenda is the minutes of the November meeting of the Board of Trustees which were distributed to all members of the board. If there are no additions or corrections, the minutes are approved as distributed.

Now, we will turn to President Drake for your report.

***

PRESIDENT'S REPORT

President Drake:

Thank you very much Jeff. Good morning to everyone. Before I begin, I would like to take a moment and echo the words we just heard in honoring Mayor Coleman, a real visionary leader for Columbus and an incredible partner with the university.

I am thinking about one of our first meetings. We met first at lunch and had a chance to talk about things before I arrived. Soon after I arrived here we arranged to go on a bike ride together. He met me after work sometime in July 2014 and we went on a ride along the Alum Creek trail, which he had helped to develop and was very proud of. We had ridden 5, 6, 7, 8 miles and I was in back of him. A family was coming towards us with a seven-ish year old girl reading her iPhone or something. I don't know what she was doing but she paid no attention and veered right in front of where we were riding. The mayor put his brakes on, these things you see in slow motion. His wheel slid out and boom, he took a big sprawl sliding across the asphalt.

The little girl was fine, she kept on reading her phone and went by. He went down and actually had abrasions and was bleeding. We still had a couple of miles to go and I said, "You poor thing, let's get you back home." He said "No, we'll finish the ride." We rode two and a half more miles to our turn around part and went back. He had some other support people who then brought out a first aid kit. He was very proud to take pictures of me bandaging his leg and arm. He put it up on Twitter that night and added that he was my first patient in Ohio. I told him that the quality of the care he got was worth exactly what he paid for it.

He has been such a great trooper. Honestly, he saw someone who was in a bit of jeopardy and was a young girl, and said boom, the first thing to do is to make me, himself, crash to make sure he didn't give her a bad moment. Then he got up and finished the business that was going on.

I think that he has done that in so many ways, large and small, for a decade and a half. It was a great chance to get to know him. We haven't been riding since but we've had many other times together and I think that the community is very lucky to have had Mayor Coleman and all he's done for us.

I am here today mainly though to talk about some of the transformational things that are happening on campus and as a result of some of that work, some of the things that are happening in the community. Since last March, we focused on a number of important areas; few more pressing than our commitment to access, affordability, and excellence.

One of the first steps that we took was directing $15 million in need-based aid to 12,000 low and middle income undergraduates from Ohio last summer. These students, who represent all 88 counties in the state, are benefitting right now. I have been inspired to meet many of them and hear their stories and the stories of their parents who are grateful for the relief that this provides to them.

Last week, I delivered my second State of the University Address. I was very pleased to be able to announce that the affordability grant program is being extended. Beginning next fall, we will provide an additional $20 million dollars to approximately 15,700 students, a total of $35 million over two years.

The way we're expanding the program is by increasing eligibility on the Columbus campus but most of the increase in students is going to be that we are extending this program to our regional campuses. We will have 3,000 students at our regional campuses who will be able to have affordability grants. The regional campuses play a vital role in providing individuals and families with greater access to a college education and we are pleased to be able to support them in this vital function.

I want to reemphasize that balancing access, affordability, and excellence is critical and complicated. It's not just access, it's not just affordability, but its access, affordability, and excellence all at the same time in all the things that we do. It involves things like decreasing time to graduation, identifying ways to help more students succeed, and being more efficient and innovative in our operations.

This month, for example, we extended our agreement with Nike. This is an unprecedented partnership with benefits across the campus, including more than $40 million towards programs and initiatives outside athletics like scholarships and internships. This moves us closer to our goal of generating $200 million in new resources by 2020 that can be used for access, affordability, and excellence.

Last August, we held an affordability summit where students, faculty, and staff took a hard look at everything from academic advising to public policy. As a follow up to that, in March, we'll convene another first and that's a campus-wide academic advising summit to explore how we can reduce time to graduation, lower costs for students, and help them to get on their career paths more quickly.

Another great example of efficiency and excellence that will help to transform and fuel our efforts campus-wide, can be found at the Wexner Medical Center. This year, for a third straight year, it was one of only 13 academic medical centers in the U.S. to earn the University HealthSystem Consortium's Quality Leadership Award for excellence in safety and patient care.

At the same time, we're seeing very successful results on an efficiency program. In the last 20 months, the cash balances at the medical center have increased by about 30 days, which is roughly $200 million, and as the reserves improve, we are in a much better position to plan for the future.

As we become more efficient and effective, and more affordable and accessible, our eye is always on the excellence that defines our faculty's teaching and research. And, I'm pleased to share that we're making great advancements in both areas. Faculty from across campus, for example, are working to create a Teaching and Learning Institute at Ohio State. This idea is to support faculty and share innovative methods and serve as a destination for best practices and resources.

I am pleased to share that I am already incorporating some. We had a symposium last summer and a couple of follow up meetings. We are giving books to this group and trying to plan the Teaching and Learning Institute that will go live this summer. I have a course that I teach to undergraduate students that started this spring semester. We have had three weeks of it and I was able to use some of the things that I learned from our first teaching and learning summit to try to incorporate some changes in my class which I have been teaching for many years. I am great evidence that you can learn new things to help things work better and we are very excited about that.

I have a great law co-teacher, Alan Michaels, from the College of Law. He has helped a lot and we have wonderful teaching assistants working with us, including one who worked for Teach For America. I actually learn things every week.

Yesterday, one of our faculty colleagues mentioned that one of the great things that happens with teaching is that there are ‘a ha’ moments that you see with students. When he said that, I remembered a specific ‘a ha’ moment from one of our students, who at the end of the class on Tuesday closed her book and said, “You know, I’ve had this thing I’ve been listening to for all these years, I never really heard it like that before.” It was exactly an ‘a ha’ moment. I said great and you know, she’ll have that with her as she moves forward so it’s great to do that and great to be involved. I truly love teaching freshmen students who don’t know any better but to be honest and engaged, it’s really great.

Helping us to envision and plan these efforts is our Interim Executive Vice President and Provost, Dr. Bruce McPheron. I would like to acknowledge Bruce and say that it is great to have you here and welcome aboard to your first trustee meeting. Bruce comes to the office from our College of Food, Agricultural, and Environmental Sciences, where he served as dean. He is also heavily involved in a number of our community engagement efforts related to food security. Bruce will play a major role in the university’s inaugural Buckeye Summit in April, which will focus on food security.

We noticed that in Franklin County, Central Ohio, and all across the country there are many more people who have food insecurity, who are going hungry, or don’t know where their next meal is coming from. We anticipate hundreds of alumni volunteers, businesses, community leaders, faculty, and staff coming to work together with us this April at the Buckeye Summit to look for things we can do to create meaningful change.

Outreach efforts such as these reaffirm Ohio State’s motto of “Education for Citizenship.” The university’s engagement with the community comes in many forms. During our committee reports we will hear about many things we’re doing, including our 15th and High initiative, which is a way we are directly helping to elevate the quality of our community.

We’re committed to partnering with the community to create a destination for arts education, one that’s more open, connected and engaging, and it’s great to see this project taking shape. It’s heartening also to know that as we reach out to our friends and alumni, they are giving back to us at a record pace.

Since we last met, our *But for Ohio State* campaign achieved its goal of $2.5 billion, many months before its official end next fall. We had intended to finish the campaign strong, and I’m thrilled to share that we’re on record pace again this year. Last year was our record cash receipts year and our record number of donors, more than ever in our history, and this year we are $40 million ahead in commitments and $30 million ahead in cash received already compared to last year. That is really wonderful. The generosity of Buckeye Nation is an inspiration to us all and continues to support student scholarships, learning environments, faculty research, and more.

It was great to engage with a number of friends, community leaders, and elected officials at the country’s largest Martin Luther King Jr. breakfast last week. Gatherings like these help demonstrate the city’s commitment to inclusive excellence, something we are intensely dedicated to here at The Ohio State University.

Earlier I mentioned the importance of helping our students to graduate. We were really pleased to be ranked in the top five universities nationally for improving graduation rates over the last decade and more specifically, graduation rates for underrepresented minorities. Closing the achievement gap is a national issue, and Ohio State is taking a leadership role in this. I am very proud of that and I want to make sure we give credit to my predecessors who worked so hard to make these things true. This is a 10-year effort and we're very proud to be at the top of that list. We have much more work to do in pursuing inclusive excellence and the topic will be ever present in our minds.

We are preparing for the United Black World Month in February and look ahead to the remainder of the academic year and beyond.

In closing, Brenda and I were in this room about two years ago, at this meeting, to be announced. We continue to be inspired by the accomplishments and service of Buckeye Nation.

As I said in my university address, where there's a Buckeye, there's a way, and there are Buckeyes all over the world. When we talk about improving the value of an Ohio State education by making it more affordable and more excellent or gathering our university community's vast resources to address challenges like hunger or envisioning a more diverse and inclusive society, we do so with the full force of Buckeye Nation behind us. That's the inspiring thought, and I'm pleased to share the journey with all of you.

Mr. President, or excuse me, Mr. Chair, that concludes my report.

Dr. Wadsworth:

Thank you, Mr. President. Thank you very much. It's astonishing that two years have gone by so quickly.

We will go now to committee reports and I will call upon Abigail Wexner to report out on the Medical Center Board.

***

COMMITTEE REPORTS

Mrs. Wexner:

Thank you Mr. Chairman. The Wexner Medical Center Board met on Wednesday. We reviewed several discussion items and one item for action.

We began our meeting with an update from our CEO (chief executive officer), Dr. Sheldon Retchin. He began by introducing three new members of his leadership team: Mamoon Syed, Anne Garcia, and David McQuaid. We are very pleased to welcome these individuals to the Ohio State family and look forward to working with them. I think all members of the board are very encouraged by the strength that is being built at the leadership level and very grateful to Dr. Retchin. We are encouraged by this sense of progress that we are seeing.

Dr. Retchin then presented the medical center performance scorecard. We continue to perform at, and hold ourselves, to very high standards as it relates to quality and patient safety in particular. As Dr. Drake mentioned in his report, the Wexner Medical Center was one of only 13 academic medical centers in the United States to earn the University HealthSystem Consortium's Quality Leadership Award for excellence in safety and patient care. Again, this is an area we focus on at every single meeting. We are deepening our knowledge and at the end of the day, this is the work of the work of the medical center. Taking care of our patients and making sure that they are safe and receiving the best quality is the most important thing that we are able to do.

As it relates to research awards, it was discussed that the budget of the National Institutes of Health, the NIH, was recently increased by 6%. This is the largest budget increase that the NIH has seen in over a decade and this provides our researchers tremendous opportunity to go after that money. This is again, very encouraging in terms of a movement that we've seen at the NIH.

Mr. Larmore then provided a financial summary for the first six months of the fiscal year. Admissions are slightly below budget but are higher than last year. Our days cash on hand continues to grow and this is the result of a very concerted and team driven effort to maintain high quality care, while improving our efficiency. Dr. Drake already noted the dollars that we're saving.

Ms. Marsh and Mr. Larmore then presented a resolution seeking the authorization to change the name and purpose of a university affiliate. The University Home Care Services Corporation will now be known as Ohio State Health, Inc. This will expand the operations of the affiliate beyond home health care services and develop an integrated network for the Wexner Medical Center that furthers its tripartite mission of education, research, and patient care, and improves access, quality and cost of health care for residents of Ohio and beyond. This resolution was passed by the Medical Center Board and is being recommended to this board for approval.

We concluded our meeting with a quality report focused on the emergency department (ED). Dr. Eric Adkins, Medical Director of Emergency Services, provided the board with numerous insights into the activities of the emergency department. I would say this was a fascinating presentation.

It is easy to forget just how busy we are as an ED and what a tremendous job that our ED doctors do. It's dependent on a partnership with the nurses, and again, I think nurses are often our unsung heroes. They are so critical in terms of what they do, the care they provide to our patients, and to our citizens. I think if you had heard that presentation you'd be very proud of the work that the ED does. We commend them and are certainly encouraged by them and we look forward to continuing to support them.

We then met in executive session and that concludes my report, Mr. Chairman.

(See Appendix XXXIII for background information, page 620)

Dr. Wadsworth:

Thank you very much. It was indeed a very stimulating and interesting description of the ED and I think we all learned a lot about their philosophy of how they think about people coming in to their department. Any comments or questions?

If not, I'd like to call on Alex Fischer to report on the Master Planning and Facilities Committee. This is one of two relatively new committees. Thank you, Alex.

Mr. Fischer:

Thank you, Mr. Chairman. The Master Planning and Facilities Committee met this morning and covered a number of items. I also want to acknowledge here that we met before the holidays and I appreciate the board members who came to that work session.

During this morning's meeting, there were four items presented for discussion and some action. Mr. Kasey presented on the physical environment scorecard and discussed briefly those items that were coded yellow and red. I will tell you that the committee spent some time on and has committed itself to a greater work session on the topic of safety and in particular, the number of automobile accidents on campus. We had the conversation that there is nothing more important that we can do to always be thinking about the safety of our students, faculty, and members of the community that are on campus. There will be more to come from future reports on that topic.

The major project status report was presented by Ms. Readey and it was noted that all major projects, which are under construction and are over $20 million, are rated green on the report and are on time and on budget to date. I don't simply want to gloss over that. It was easy to receive that report in the committee meeting but the diligence that our team spends, our construction management techniques, the professionalization that we have as a team overseeing our major construction projects of much significance to keep those projects on time and on budget, is testimony to their hard work.

Mr. Myers then presented an update on the analysis and proposals for academic development west of High Street at 15th Avenue. We have commonly called it East and West of High Street. The new front door, although it's not new, the original master plans of the university had 15th and High as the original entrance to the university. The team has established a series of planning principles that are guiding their work. The planning team is engaging with key stakeholders, both in the community and in the university, including an intense engagement with the Department of Theatre, The Wexner Center for the Arts, the School of Music, the Schools of Dance and Moving Image Production, to assess the current state and desired needs for the future state of spaces for the arts related academic programs.

The team developed two site plans which have been based on that program. The first option retains Mershon Auditorium with extensive renovations and the addition of a small lobby. The second option replaces Mershon, except for retaining the large stage house. Both options activate the area around Mershon and on the new plaza at the street level to improve the access to the quality of the public spaces. Ongoing analysis is going to continue. We debated and provided input into those two options and we would expect that those options begin to narrow as we approach our future meeting. Again, would always ask board members who would like to have separate briefings on what's going to be a very significant and important set of decisions to please feel free to engage with any members of the committee or Keith Myers and Jay Kasey.

Next, our representatives from Ayers Saint Gross, consultants who are leading our Framework 2.0 plan, presented a summary of the work that they have completed. That work has been an analysis of existing plans and opportunities and challenges going forward. The programmatic areas are access and connectivity, environmental stewardship, and the alignment of programs with place and people and the student activities and the research programs on campus. The next phase of the work will include a deeper dive into five selected parts of the campus.

The Master Planning and Facilities Committee also discussed three items that are on our consent agenda and I will briefly review these.

Ms. Readey presented several requests for approval to enter into professional services and construction contracts. All three of those had gone through the Wexner Medical Center facilities for recommendation.

Mr. Myers presented the purchase of improved real property located on Bradenton Avenue in Dublin for the use by the College of Veterinary Medicine. The acquisition was reviewed by the Finance Committee as well. Mr. Myers then presented the sale of real property that had been donated to the university and the stipulation of the donation has now expired allowing for its disposition of a property located in Powell. All of those resolutions are rolled up in the consent agenda.

I want to acknowledge two things. One thing that many members of the board and community may not always see is Dr. Drake's keen interest in, and candidly, design expertise in the area of campuses. For the last two years, he's been bringing his own set of ideas, not only from Irvine and other places that he's been. His national reputation in higher education and strong engagement from our leader in both of our committee meetings is helping to guide the team. It is acknowledged and it is appreciated to have that level of engagement.

Something else happened at this morning's meeting. For the second time, Dr. McPheron really stole the show. He did it with a level of engagement that is appreciated in his thought and leadership. It is wonderful to have the provost working in partnership with the committee at the degree that he is.

I want to make a note in the report with this quote from Dr. McPheron. He said, "Innovation happens where ideas collide." That really set us to think in a different way about how we do our work of the committee. With that, I conclude my report.

Dr. Wadsworth:

Very nice. Thank you. Any comments? Very good, Alex. Thank you.

We just heard about the goal of $2.5 billion being met ahead of time and we will now hear from Janet Reid on the Advancement Committee meeting.

Dr. Reid:

Thank you, Mr. Chairman. The Advancement Committee met yesterday and we began with several items for action.

First, we welcomed the newest Advancement Committee member, Mr. Jim Dietz, representing our Foundation Board. Mr. Dietz began the university foundation report with an update on fundraising. Again, I think it is worth saying it three times, that we have met, in fact, truth be told slightly exceeded the $2.5 billion mark, and fundraising continues to be very strong and new activity has been up each month. The pipeline looks strong but I also wanted to point out that 18 units across the university have not only met, but surpassed their campaign goals.

Dr. Wampler provided an update on the Foundation Board and the Directorship and Nominating Committee has distributed their annual call for nominations. We are hoping to add four to six new directors this spring. The Foundation Board and new its new chair Keith Monda, who is absolutely wonderful, have placed emphasis on better utilizing the directors' skills and expertise. The board has transitioned into a more active group with directors advising on a range of advancement and development topics, lending their professional expertise to business units such as finance and tech commercialization, stewarding and building relationships with other key and prospective donors. They also are mentoring students and sharing experiences with undergraduate and graduate classes.

Dr. Fincher presented five namings for approval: Bob Evans Farms Visitor Lounge; the Ralph R. Burchenal Interventional Medicine Suite; The Mary Florence Maxwell and Jean Maxwell Peterson Emergency Treatment Room; Internal Spaces in the Veterinary Medical Center Hospital; and the Nourse Family Court in Honor of Carl and Nancy Nourse.

The foundation report and naming resolutions were passed by the Advancement Committee and are included in the consent agenda today.

Mr. Eicher presented the advancement scorecard and I am pleased to report that all key metrics on the scorecard indicate positive or "green" status.

Ms. Samira Beckwith discussed the alumni association's award for distinguished teaching. This is an annual award that was established in 1959 to recognize faculty members who, in the judgment of their peers, excel at teaching. The way this award is presented is unique, it's almost like the Publisher's Clearing House. The teachers are teaching and in the room comes bursting a group of people to surprise them with the fact that they have won this award and usually their family members are present and others. Of course, they have had no idea that this is coming. It is a pretty exciting award and fortunately at our meeting, Dr. Ann Christy, who is one of the more recent recipients, was on hand to share her experience. All of this reminds us of why we are here. It is all about the teaching and the learning.

The committee then met in executive session and that concludes my report, Mr. Chairman.

Dr. Wadsworth:

Thank you very much, Dr. Reid. Any other comments?

If not, we will move to the fourth report. Jerry Jurgensen is doing double duty. This is the first of two reports and I think we are going to start with the Audit and Compliance Committee report.

Mr. Jurgensen:

Thank you, Mr. Chairman. The Audit and Compliance Committee met yesterday and we had three items for discussion and one action item on our agenda, which is on the consent agenda.

The first item for discussion was an update from our external audit partner, Ms. Krista Dewire of Pricewaterhouse Coopers (PwC). She began by reviewing the status of PwC's deliverables for the fiscal year ending June 30, 2015. PwC has completed its audit of the primary institution and the discretely presented component units, as well as its other required reports.

In the discussion of what is subject to a formal audit, we made a request of our chief financial officer and PwC to present to the committee what isn't audited. Basically what they are going to do is take our balance sheet and income statement and discuss what is subject to a formal audit and what isn't. I think that would be good for all of us to know. These audit reports have been presented to the Auditor of State for final approval.

Additionally, the A-133 compliance report over federal expenditures was issued in December. There were no material non-compliance issues, but we did have one reportable finding, which was related to an unallowable cost charged to a program sponsor. PwC is looking into that along with our compliance units but I don't anticipate an issue there. PwC is beginning its planning for the fiscal year 2016 audit and their audit plan will be presented to us at the next meeting.

Next, Gates Garrity-Rokous, our chief compliance and integrity officer, provided the committee with an update on the university's compliance and integrity program. Gates began with an update on the status of the university ethics program online and in-person training. He then provided an update on two Title IX related matters. First, he discussed the Ohio Department of Higher Education's campus culture initiative, which seeks to develop model best practices for Ohio campuses to prevent and respond to campus sexual assault. Mr. Garrity-Rokous then provided the committee with a status update on progress related to the action items which were required under our OCR (Office for Civil Rights) Resolution Agreement with the Department of Education and I am pleased to report that all of the items that are in that compliance report are on track and on time.

Next, Mr. Garrity-Rokous and Mr. Chris Culley, our general council, provided an update on the Audit and Compliance Committee scorecard. The scorecard is going to continue to evolve in an effort to provide the committee with more information on the effectiveness of the university's risk mitigation and control functions. We spent a fair amount of time on issues like cyber security and the like. There is probably not a board room in the country who isn't devoting time and attention to this emerging risk and it is no exception here at the university.

Finally, Ms. Gail Marsh and Mr. Mark Larmore, who is our recently acquired chief financial officer for the Wexner Medical Center, presented a resolution to change the name of The University Home Care Services Corporation, which is a university affiliated entity. This came up in Mrs. Wexner's report as well but any time there's a change in an affiliated entity, it needs to go through the audit process so both committees took a look at this.

The purpose of this was to change the affiliate's stated purpose to better align the medical center's focus and emerging business opportunities. This affiliate will continue to operate in accordance with our policy on affiliated entities and we've asked for regular updates to both the Audit and Compliance Committee and to the Wexner Medical Center Board in cases where this vehicle may be used to help the medical center accomplish its strategic objectives.

As mentioned by Mrs. Wexner during her report, this resolution was also reviewed by that board and the Audit and Compliance Committee approved this resolution and it is on our consent agenda.

We then went into executive session and that concludes my report.

Dr. Wadsworth:

Thank you. Are there any comments or questions?

We are going to move on to Academic Affairs and Student Life Committee report with Alex Shumate.

Mr. Shumate:

Thank you, Mr. Chairman. The Academic Affairs and Student Life Committee also met yesterday and we began our meeting by welcoming our new Interim Provost, Dr. Bruce McPheron, and we immediately put him to work.

Dr. McPheron started our meeting with a presentation of several items for action. Those included personnel actions, honorary degrees, the establishment of the Higher Education Center for Alcohol and Drug Misuse Prevention, the establishment of a Master of Film Studies degree program, and the establishment of a Master of Healthcare Innovation degree program. These resolutions were unanimously passed by the committee and are included on the consent agenda for approval by the full board.

We then reviewed the academic initiatives scorecard. Overall the scorecard is green with a few areas that we are watching. As you have heard in the other committee reports, our scorecard is also being constantly evaluated to ensure that we are looking at the right metrics as a means to track our progress.

We then continued with a presentation on research activities by Dr. McPheron and Dr. Caroline Whitacre. Dr. Whitacre outlined the progress that has been made in the newly established proposal development office since June 2015, including assistance in reviewing large proposals for the National Science Foundation and the Department of Energy. In addition, Dr. Whitacre underscored the importance of a research facilitator to bring diverse parts of the campus together and how critical it is to translate the academic culture. The presentation ended with a rich discussion about the focus of the research and innovation mission of the university.

We concluded our meeting with a presentation by our Vice President for Student Life, Dr. Javaune Adams-Gaston, and the Director of the Department of Social Change, Dr. Patty Cunningham. They discussed the Office of Student Life's Department of Social Change, which was prominently featured in The Chronicle of Higher Education in December 2015.

The article highlighted the Mentor-A-Buckeye program, an effort that creates unique mentorship relationships by pairing an Ohio State student with a young professional in the community, many of whom are Ohio State alum, and with a local high school student. The presentation highlighted the sustainable civic engagement model that student life's Department of Social Change uses to frame immersive service opportunities for our students. The committee also heard from DaVonti' Haynes, a senior from Cleveland, Ohio, who is a long-time student leader in the department. DaVonti' talked about his transformative experiences with the program and how he hopes to apply this to his future goals.

The committee then met in executive session and that concludes my report Mr. Chairman.

Dr. Wadsworth:

Thank you Mr. Shumate. Are there any questions?

Moving right along, we are going to hear from the Finance Committee with Mike Gasser. Thank you, Mike.

Mr. Gasser:

Thank you, Mr. Chairman. We all know yesterday was a very busy day. The Finance Committee also met yesterday and during that meeting we discussed five items which I will briefly share with you.

Ms. Devine presented the university financial scorecards and the fiscal year 2016 interim financial report stating the university and Wexner Medical Center are overall financially on budget through December 31, 2015. The consolidated scorecard showed all metrics as exceeding budget except for change in net assets, change in net financial assets, and the one-year long term investment pool return due to underperformance of the investment income. As we all know, the equity markets have been challenging of late and the committee had a discussion on our investment strategy and are comfortable and will continue to look at that. Strong revenue performance at the university and medical center partially offset the investment income performance.

Mr. Chatas and Mr. McNair then presented the economic and corporate engagement report. Invention disclosures and license deals are up 83% and active startup companies are up 309% since 2010. We will continue to get further reports in future meetings on this.

Mr. Chatas and Mr. Kasey then gave an update on the parking endowment and an overview of the 2012 lease. As a reminder, CampusParc paid $483 million up front for a 50-year lease. The university invested $483 million in an endowment fund to support student scholarships, faculty, the arts district, and the campus area bus service. Mr. Chatas shared with us, in roughly 4 years, $83 million has been generated in support, which has equated to about 350 student scholarships, 35 faculty have been hired, $8.6 million to the arts district, and $25.8 million to support the campus area bus service. The overall parking operations have remained relatively the same as before the parking lease although we did have a glitch in the summer months due to some concerts and Mr. Kasey and Mr. Chatas are working on those.

Mr. Chatas then presented tuition and fees considerations for 2016 and 2017. The history of tuition and mandatory fees at Ohio State has seen limited increases since 2012, having the lowest in-state tuition growth in the Big Ten during the last 10 years and the third lowest out-of-state tuition growth. Considerations of change for the upcoming school year include out-of-state tuition, housing, dining, and fees for specific programs and these will be discussed in future meetings. Items recommended to remain unchanged include undergraduate tuition, mandatory fees, international student differential, course tech fees, and base graduate tuition.

Finally, Mr. Chairman, the Finance Committee discussed three items for the consent agenda and I will briefly review these items for you.

As a follow-up to the tuition and fee discussion, Mr. Chatas requested approval to increase the Rank 4 institutional fee, general fee, and the non-resident surcharge for the College of Pharmacy and the College of Veterinary Medicine beginning summer semester 2016. This request is to standardize the rates for Rank 4 students and to be more aligned with Ranks 1 through 3.

Mr. Chatas then presented the appointment of Mark Larmore to the Self-Insurance Board. Congratulations Mark.

Finally, Mr. Myers presented the purchase of improved real property located at 5020 Bradenton Avenue in Dublin for the use of the College of Veterinary Medicine.

Mr. Chairman, these resolutions were passed by the Finance Committee and are included in the board's consent agenda today.

The committee then met in executive session and that concludes my report Mr. Chairman.

Dr. Wadsworth:

Thank you very much. Any questions?

We have two reports left. We will now go to Governance with Mr. Tim Smucker.

Mr. Smucker:

Thank you, Mr. Chairman. The Governance Committee met this morning where we had one item for discussion and two items for action.

We started with an update from Steven Loborec on the student trustee selection process. Since November, three information sessions were held to teach and inform graduate and professional students about the role of the student trustee. These sessions were held in varying geographical locations on campus to ensure that there was a broad reach across the programs. Applications were then submitted to the selection committee for their review and that committee has narrowed the pool to a highly qualified group of 14.

These individuals have been invited to our annual student trustee mixer which will take place following today's board meeting. This mixer provides an opportunity for the applicants to interact with board members in an informal manner, while still learning about the governance role of the board.

The next step in the process will be the selection committee interviews with each of the candidates and these interviews will take place on Sunday, February 7. After the interviews, the selection committee will further narrow the slate of potential graduate student trustees to five. These candidates will then meet with the governor's office, and from there, the governor will appoint our next graduate student trustee. Steven, I can't believe the next meeting will be your last meeting. I think I speak for all the trustees on how much you've added and we wish you well but we will wait until April to give you the final comments.

Steven Loborec then presented on student trustee voting rights. At our meeting in November, the board adopted a resolution stating that it would grant full voting rights to student trustees. At our meeting this morning, Steven presented amendments to the *Bylaws of the Board of Trustees* which will make this voting right a reality. Pursuant to the language included in the budget bill, any resolution adopted will go into effect on May 14 of the year following its adoption, which would make that effective in May this year. Unfortunately, Steven won't be able to vote, but you can say that you were instrumental in getting this to the finish line. Thank you.

Chairman Wadsworth then presented the ratification of committee appointments. As you heard, this board is fully supportive of our student trustees and it is very important that the student voice is heard during the course of business undertaken by our committees. The updates to the committee appointments add a student trustee to each of our newly formed committees, Talent and Compensation and Master Planning and Facilities. The more senior student trustee, that means the student in the second year of their term, will serve on the Talent and Compensation Committee. The first year student trustee will serve on the Master Planning and Facilities Committee. These students will then swap committees after that. Both resolutions are on the consent agenda for approval by the full board.

The committee then met in executive session and that concludes my report Mr. Chairman.

Dr. Wadsworth:

Thank you very much. Any comments?

If not, let's go to the final report. Jerry Jurgensen is going to report out on the Talent and Compensation Committee, which is the second relatively newly formed entity.

Mr. Jurgensen:

Thank you, Mr. Chairman. The Talent and Compensation Committee met yesterday.

Our first item of business was to review amended and restated retirement plan documents for five different retirement plans we have here at the university. These changes were to incorporate prior plan amendments, make changes necessary to maintain compliance with Internal Revenue Code and related guidance, and other updates for simplification and participant benefits. That is about as complicated as the documents themselves but these changes are largely technical and affect a very small number of faculty and staff. The amended and restated plans will be effective February 1, 2016. The committee approved these resolutions and they're included on the consent agenda for approval by the full board.

The committee was then provided with an overview of the classification and compensation redesign project. This is an effort that has been underway now for over a year. This project is reviewing and modernizing compensation for staff across the university and is a companion project to the executive compensation review which has also been going on for over a year. I can't underscore how significant both of these projects are and they are a major a priority for this university.

A primary objective of the second project, the classification and compensation redesign project, is to provide consistency and clarity for staff across the enterprise and to align similarities in job responsibilities with corresponding consistency in compensation for those roles. This is really part of a broader theme of one university, but at the same time, it appropriately recognizes that not all parts of the university are the same. This is not a one size fits all approach, it couldn't be.

Human Resources (HR) then presented an update on the scorecard and as Mr. Shumate said, this scorecard continues to evolve and we will work with each college and unit across the university on their strategy and how it effects our talent targets.

The committee was then joined by our president yesterday and the president provided an overview of his four goals for this year: financial stability, academic excellence, talent and culture, and presidential relationships. Those are the headlines of the goals. The goals align with the president's 2020 Vision for Ohio State surrounding access, affordability and excellence, community engagement, and diversity and inclusion; and as you heard from Dr. Drake's report this morning, we're already making significant progress in a number of these areas.

At our meeting, the committee moved the presidential goals to an action item and a resolution and background document are at your seats which reflect this. The committee approved the goals as presented and they are included on the consent agenda.

The board is very committed to partnering with the president in the pursuit of these goals. I would also like to note another significant change and that is that some of the president's goals cascade down to his leadership team. This allows the president to be supported in the pursuit of these goals both from the board's point of view and from below which is the management structure of the university. This is all part and parcel of an effort by Dr. Drake to bring consistency and symmetry between vision, mission values, goals, strategy, tactics, and individual objectives. The cascading of these objectives down enable us to have higher visibility and higher likelihood that the president can in fact accomplish these goals. Because they are incorporated into the goals, this will be the basis that we will use to evaluate the president's performance this year. This will also form the basis for the president to be able to review the performance of the people who report to him.

In addition to having a discussion of the president's goals, we got an insight into the goals of the HR department for the year. They incorporated two of the president's goals into theirs and added three other goals that relate to matters specific to the human resources department. This is a new and evolving system. We are not going to get it perfect out of the gate this year but I would say it's well on its way and I think it's going to serve the university well for a long time to come.

The committee then met in executive session and that concludes my report.

Dr. Wadsworth:

Thank you very much Jerry and thank you to all the chairs.

I am able to attend about five of the eight committees because of overlaps. This is a very large complicated place and a lot of work gets done before the committees meet and during the committee meetings. What we hear here is a very brief synopsis of what is a great deal of work. I appreciate everyone's efforts. Thank you.

The consent agenda is now before the trustees and I would like to call on Dr. Drake to present it to the board.

***

CONSENT AGENDA

President Drake:

Thank you, Chairman Wadsworth. The consent agenda has been updated and revised copies are at your seats and are available for the public.

Today we have a total of 26 resolutions on the consent agenda. We will hold separate votes for item 16, Naming of the Bob Evans Farms Visitor Lounge, and item 19, Naming of Internal Spaces in the Veterinary Medical Center Hospital for Companion Animals.

January 29, 2016 meeting, Board of Trustees

We are seeking approval for the following:

RESOLUTIONS IN MEMORIAM

Resolution No. 2016-54

Synopsis: Approval of Resolutions in Memoriam, is proposed.

BE IT RESOLVED, That the Board of Trustees approves the following Resolutions in Memoriam and that the President be requested to convey copies to the families of the deceased.

Reuben Ahroni

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on October 28, 2015, of Reuben Ahroni, Professor Emeritus of Hebrew in the Department of Near Eastern Languages and Cultures, College of Arts and Sciences.

Professor Ahroni was born in the British Crown colony of Aden on November 20, 1931. As a teenager, he immigrated to the newly-founded State of Israel, where he lived for a time on a kibbutz. Subsequently, he earned a BA in Hebrew language and literature from Tel-Aviv University, where he later pursued graduate studies. In 1969, he came to Cincinnati as a cultural emissary (shaliaḥ) of the Jewish Agency. Over the next four years, he completed his PhD at the Hebrew Union College; his thesis was entitled "The Gog Apocalypse (Ezekiel 38-39)" in 1973. After teaching in Israel for two years, he received a visiting appointment in Hebrew at The Ohio State University. As an Assistant Professor, he was one of the original members of the Department of Judaic and Near Eastern Languages and Literatures (formed in 1979), forerunner of the Department of Near Eastern Languages and Cultures. Promoted to full professor in 1995, he served the university with distinction until his retirement in 2008.

Professor Ahroni was a scholar and teacher of unusual range. The traditional Jewish education he received as a child afforded him a perfect command of the Hebrew Bible, which he knew by heart. Students and colleagues alike were amazed by his ability to recall or complete obscure verses in the blink of an eye. But Hebrew, after all, was his first literary language, and he wrote it with precision and elegance his entire adult life. Initially, he published on biblical subjects, especially literary themes. Most of his teaching also focused on the Hebrew Bible. Several of these courses were perennial favorites: Introduction to Biblical Hebrew Literature in Translation; the Problem of Evil in the Bible; and Readings in Biblical Prose. Already in the late 1970's, however, his research interests turned toward Yemenite and especially Adani Jewry. His background naturally afforded him deep insights into and sympathy for these communities, which he studied for decades. His first book, Yemenite Jewry: Origins, Culture, and Literature (Indiana University Press, 1986), remains the best English-language introduction to the subject. Two subsequent monographs, The Jews of the British Crown Colony of Aden: History, Culture, and Ethnic Relations (Brill, 1994) and Jewish Emigration from the Yemen, 1951-98: Carpet Without Magic (Curzon, 2001) were landmark studies, which he was uniquely qualified to write.

Although he was a distinguished scholar, Professor Ahroni never declined opportunities to serve the university, his field, or the local community. At the departmental level, he fulfilled assignments efficiently and with good cheer, including several stints as acting chair. He was especially supportive of junior faculty, whom he and his wife Rachel entertained at home. He was an active board member of the Melton Center for Jewish Studies from its inception, and regularly coordinated the Middle East Studies Center's Summer Workshop for high school teachers. He founded and edited a respected academic journal, The Hebrew Annual Review, which was published by the university (1977-1994). He was especially active and beloved in the Columbus Jewish community, where he taught for decades in informal settings. All who knew him within the university and without will remember him as a perfect gentleman, possessed of great warmth, kindness, and a lively sense of humor.

On behalf of the university community, the Board of Trustees expresses to the family of Professor Reuben Ahroni its deepest sympathy and sense of understanding of their loss. It is directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the board’s heartfelt sympathy.

Helen P. Alkire

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on November 14, 2015, of Helen P. Alkire, Professor Emeritus and founder of the Department of Dance.

Professor Alkire founded the widely acclaimed dance program in the early 1950s. When the College of the Arts was formed in 1968, she became chair of the Department of Dance, continuing in that role until her retirement in 1983, instituting several degree programs. Summing up her passion for dance, she was known for saying “I loved dancing and thought it should be the center of the whole university.”

Helen attended The Ohio State University and received her BS in education in 1938 and her MA in 1939. She pursued doctoral studies at Columbia Teachers College. In 1990, Professor Alkire received an Honorary Doctor of Education degree from Ohio State, in recognition of her outstanding contributions to the field of dance in higher education.

Professor Alkire's directing and choreographing credits include national and international tours of the University Dance Group and the University Musical Productions. She performed with Hanya Holm's company and the University Dance Group, presented solo concert tours, and directed several dance films.

Professor Alkire was one of the founding members of the National Association of Schools of Dance (NASD) and an original member of the NASD Commission on Accreditation. She participated in planning the first American College Dance Festival Association (ACDFA) National Festival at the Kennedy Center, sat on the National Educational Testing Service panel for Scholars in the Arts, and served as the vice president of the ACDFA in 1980, and treasurer of Council of Dance Administrators (CODA) from 1979-1980. She received the Plaudit Award from the National Dance Association in 1980 and various artist/educator awards from the Greater Columbus Arts Council, the Ohio Arts Council, and the Association of Ohio Dance Companies.

Professor Alkire's 100th birthday was celebrated by many Ohio State students, faculty, family, and friends this past May. The legacy of her visionary leadership will continue to be the guiding light of OSU Dance.

On behalf of the university community, the Board of Trustees expresses to the family of Professor Helen P. Alkire its deepest sympathy and sense of understanding of their loss. It is directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to her family as an expression of the board’s heartfelt sympathy.

William Form

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on October 17, 2015, of William Form, Professor Emeritus of Sociology in the College of Arts and Sciences.

Professor Form received his BA degree from University of Rochester in 1938 and in 1944 his PhD from the University of Maryland. He arrived at The Ohio State University in 1984, becoming a member of the Department of Sociology. Professor Form was widely regarded as “the father of industrial sociology,” with deep and long-lasting contributions centering on the workplace, organized labor, the transformation of work, and their implications for inequality. He was a national and international leader in these areas, authoring and co-editing no less than 13 books, including some now viewed as classics in the field: Industrial Sociology, Blue-Collar Stratification, Income and Ideology, and Segmented Labor, Fractured Politics. He was truly instrumental to the founding of study of work and inequality, and to the development of American Sociology in general.

Professor Form served in many university and disciplinary roles. Following brief stints at Stephens College and Kent State University from 1945-1947, Professor Form quickly rose through the ranks of assistant, to associate, and full professor at Michigan State from 1947-1971, where he also served as department chair and acting director of the School of Labor and Industrial Relations. He then moved to University of Illinois at Urbana from 1971-1983, ultimately joining The Ohio State University from 1984-1988. Throughout his career, Professor Form displayed deep and committed citizenship to his departments and the field. He was elected and served as president of the North Central in 1954 and then Michigan Sociological Societies in 1956; as committee member and chair of the Publications Committee of the American Sociological Association (ASA) from 1965-1968; as council member of the Work & Organizations Section of the ASA from 1972-1974; as vice-president of ASA’s Community Section from 1979-1983; and as secretary of ASA from 1973-1977. In 1980-1981 and then again from 1986-1989, Professor Form was selected to be editor of American Sociological Review, the most visible and prestigious sociology journal in the field. In the year 2000, Professor Form was recognized for his deep and lasting impact on the profession with an honorary doctorate from The Ohio State University.

Following Professor Form’s retirement in 1988, he remained active and engaged in scholarship, community and university activities. He continued his committed and compassionate mentorship of more junior scholars and, along with his beloved partner Joan Huber, Emeritus Professor and Emeritus Provost at Ohio State, founded a departmental colloquium series and a state-of-the-art research lab in the Department of Sociology here at Ohio State. His and Joan Huber’s support of graduate students and the field also has included the creation of Huber-Form Fellowships at The Ohio State University, Penn State University, and the University of Maryland. Professor Form’s commitment to the intellectual vitality of the university, the discipline of Sociology, and to the next generation of young scholars was nothing short of exemplary.

On behalf of the university community, the Board of Trustees expresses to the family of Professor William Form its deepest sympathy and sense of understanding of their loss. It is directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the board’s heartfelt sympathy.

Vera Maletic

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on October 15, 2015, of Vera Maletic, Professor Emeritus in the Department of Dance.

Dr. Maletic grew up in Croatia, studying in her mother’s renowned modern dance school in Zagreb, training in Dalcroze Eurhythmics, Laban Movement, and Choreography while also performing the rich and varied folk dances of her country. After receiving her undergraduate degree in Art History, she pursued advanced Laban training in England and served on the faculty of the Laban Art of Movement Studio (now the Laban Centre of Movement and Dance) for 10 years. She moved to the United States to pursue her doctorate at Ohio State and subsequently joined the faculty.

Dr. Maletic served the The Ohio State University Department of Dance as a faculty member from 1977 to 2000. An internationally renowned dance scholar, Vera wrote the definitive book, Body - Space - Expression: The Development of Rudolf Laban’s Movement and Dance Concepts. She developed Laban studies as a central focus of the curriculum during the eighties and nineties, with courses in effort, space harmony, and labananalysis. Vera's insatiable quest for new knowledge kept her research at the cutting edge of the dance field, developing the first OSU postmodern dance course and embracing emerging practices in performance art and multimedia. Her scholarship and teaching influenced generations of her colleagues and students.

On behalf of the university community, the Board of Trustees expresses to the family of Professor Vera Maletic its deepest sympathy and sense of understanding of their loss. It is directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to her family as an expression of the board's heartfelt sympathy.

A.E. Wallace (Wally) Maurer

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on December 15, 2015 of A.E. Wallace (Wally) Maurer, Professor Emeritus of English in the Department of English.

Professor Maurer received his BA and MA from University of Manitoba, Canada. He received his PhD in English from University of Wisconsin in 1954. He came to The Ohio State University as an Assistant Instructor of English in 1953 and retired as a Professor in 1992. His area of expertise was eighteenth-century literature, but he also taught courses in other areas, including early twentieth century literature, introduction to poetry, introduction to fiction, and critical writing. Professor Maurer published widely on the eighteenth-century English poet, critic, and playwright John Dryden, serving, for example, as one of the editors of The Works of John Dryden (Berkeley and Los Angeles: University of California Press, 1989). In that series, he co-edited Volume 17 on Dryden's prose, 1668-1691 (1971) as well as Volume 20 on Dryden's prose, 1691-1698. Professor Maurer's work was cited frequently and was influential. For instance, his essay, "The Form of Dryden's 'Absalom and Achitophel' Once More," first published in Papers on Language and Literature in 1991, was reprinted in the collection Critical Essays on John Dryden (1997). He also published on Irish dramatist George Bernard Shaw. His research methods were meticulous, which is one reason why his work has had such staying power. Professor Maurer once estimated that for every line he published, he wandered for quarter of a mile through the OSU library, gathering supporting evidence. He was also, as one OSU dean put it, one of the College's "best citizen-scholars," serving, for example, on the arts and sciences senate, on the English department Promotion and Tenure Committee, and as president of the Johnson Society of the Central Region.

Professor Maurer's retirement in 1991 was not by choice, but was required by federal law, which at the time mandated that university professors had to retire at age 70. That law was revoked in 1993, and Professor Maurer, as well as the university, knew the revocation was coming, so he fought his mandatory retirement, but was not successful. The Lantern and Columbus Dispatch reported on his efforts to prevent his "involuntary retirement," as he called it, and his senior colleagues in English sent a passionate letter to President Gordon Gee, seeking to prevent the decision. Professor Maurer's resistance to his retirement reveals how much he loved teaching, research, and the life of the mind. He once said that it was his job "to perceive the contours of current understanding of each student in [his] classes and to figure out where and how to set in motion their minds and capacities towards a ramified geometric progression of inexorable expansion." Not surprisingly, students remembered him and his influence on their lives long after they had taken his class. For example, Fred Strickland, who enrolled in one of Professor Maurer's graduate seminars in the 1960s, wrote in 2015 that he "made a powerful impression on me that has stayed with me throughout my life, and is part of what sustains me today…I have never forgotten [his] love and knowledge of the subject, [his] kindness and patience with the students, [his] wit and genial good cheer. [Professor Maurer was], and still is, my model of a great teacher, and I am fortunate to have been [his] student."

Professor Maurer continued to be a vital and well-known presence in the English department and on the Ohio State campus for many years after his retirement. He taught a few classes each year for several years after retirement, attended a multitude of public lectures, and often (almost always unless someone beat him to it, which was hard to do) asked the first question. He was also an accomplished pianist.

On behalf of the university community, the Board of Trustees expresses to the family of Professor Wally Maurer its deepest sympathy and sense of understanding of their loss. It is directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the board's heartfelt sympathy.

Krishnan Namboodiri

The Board of Trustees of The Ohio State University expresses its sorrow upon the death on April 29, 2015, of Krishnan Namboodiri, Lazarus Professor of Population Studies Emeritus in the Department of Sociology.

Professor Namboodiri held a Bachelor of Mathematics degree and a Masters of Statistics degree from the University of Kerala, Trivandrum India, and a Masters and PhD in Sociology from the University of Michigan. He was the Lazarus Professor of Population Studies in the Sociology Department for 17 years beginning in 1984 and served as chair of the department from 1989 to 1993. His teaching and scholarship focused on formal methods of demographic analysis, fertility and the application of demographic methods to a wide range of social phenomena, including educational dynamics, fertility, economic growth, and income inequality. He was an enthusiastic and dedicated teacher who had the highest expectations for his students and was devoted to their full development.

Professor Namdoodiri was best known for his pioneering work on life table analysis and the use of matrix algebra to capture life course change and fertility decision-making. He also made major contributions to sampling theory and to the study of family planning as well as ways to apply demographic techniques to understand social phenomena. In his early career, he worked as a sampling specialist for the census of India and was a reader in demography at the University of Kerala in his native country of India for three years before returning to the US to accept a professorship at the University of North Carolina, Chapel Hill. He moved to The Ohio State University in 1984 as the Lazarus Professor of Population Studies, one of the most distinguished endowed chairships in population studies. Among his most distinguished publications was Life Table Techniques and Their Applications and two edited volumes on Survey Sampling and Measurement and Applied Multivariate Analysis and Experimental Design. In 1976, he became editor of Demography and in 1978 was recognized as a Fellow of the American Statistical Association. In 2001, he was a Fulbright Scholar. He also engaged in various consulting activities for the World Bank, the Population Council, and the US Institute of Health. In 2004, the University of Kerala recognized him with a lifetime achievement award for his work on fertility, Indian demography, and life table analysis and sampling theory.

Professor Namboodiri was an active member of the university community and served on numerous school, college, and university committees, including being chair of the Department of Sociology from 1989-1993.

On behalf of the university community, the Board of Trustees expresses to the family of Professor Krishnan Namboodiri its deepest sympathy and sense of understanding of their loss. It is directed that this resolution be inscribed upon the minutes of the Board of Trustees and that a copy be tendered to his family as an expression of the board's heartfelt sympathy.

***

STUDENT TRUSTEE VOTING RIGHTS

Resolution No. 2016-55

Amendments to the *Bylaws of the Ohio State University Board of Trustees*

Synopsis: Approval of the attached amendments to the *Bylaws of the Ohio State University Board of Trustees*, is proposed.

WHEREAS on November 6, 2015 the Board of Trustees adopted a resolution granting voting rights to student trustees; and

WHEREAS amendments to the bylaws are required to fully enact this right; and

WHEREAS pursuant 3335-1-09 (C) of the Administrative Code the rules and regulations for the university may be adopted, amended, or repealed by a majority vote of the Board of Trustees at any regular meeting of the Board:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves the attached amendments to the *Bylaws of the Ohio State University Board of Trustees.*

(See Appendix XXXIV for background information, page 664)

***

RATIFICATION OF COMMITTEE APPOINTMENTS 2016-2017

Resolution No. 2016-56

BE IT RESOLVED, That the Board of Trustees hereby approves that the ratification of committee appointments for 2016-2017 are as follows:

Academic Affairs and Student Life Committee:
Alex Shumate, Chair
Linda S. Kass, Co-Chair
Cheryl L. Krueger, Vice Chair
Janet B. Reid
Clark C. Kellogg
Timothy P. Smucker
Abigail S. Wexner
Alan VanderMolen
James D. Klingbeil
Halie M. Vilagi
Richard K. Herrmann (faculty member)
Jeffrey Wadsworth (ex officio)

Finance Committee:
Michael J. Gasser, Chair
Brent R. Porteus, Vice Chair
W. G. “Jerry” Jurgensen
Erin P. Hoeflinger
Alexander R. Fischer
Corbett A. Price
Steven M. Loborec
Jeffrey Wadsworth (ex officio)

Advancement Committee:
Janet B. Reid, Chair
Erin P. Hoeflinger, Vice Chair
Linda S. Kass
Clark C. Kellogg
Cheryl L. Krueger
Brent R. Porteus
Alexander R. Fischer
Abigail S. Wexner
Corbett A. Price
Alan VanderMolen
Steven M. Loborec
Nancy J. Kramer
Craig S. Bahner
Barbara J. Tootle (Alumni Assn member)
Samira K. Beckwith (Alumni Assn member)
James F. Dietz (Foundation Board member)
Daniel J. Wampler (Foundation Board member)
Jeffrey Wadsworth (ex officio)

***

APPROVAL OF AMENDMENT AND RESTATEMENT OF THE OHIO STATE UNIVERSITY RETIREMENT CONTINUATION PLAN

Resolution No. 2016-57

Synopsis: Approval of the amendment and restatement of The Ohio State University Retirement Continuation Plan (“Plan”), is proposed.

WHEREAS the university originally adopted the Plan, effective July 1, 2001; and

WHEREAS the university amended and restated the Plan effective as of January 1, 2011 and subsequently amended the Plan effective as of July 1, 2011, amended the Plan effective as of January 1, 2012 and amended the Plan on November 21, 2014; and

WHEREAS under Section 11.01 of the Plan, the university has the authority to amend the Plan from time to time; and

WHEREAS the university desires to amend and restate the Plan to comply with the Internal Revenue Code of 1986, as amended (the “Code”), and other applicable laws, regulations, and administrative authority and to make certain administrative changes; and

WHEREAS the university desires to obtain a favorable determination letter from the Internal Revenue Service (“IRS”) that the Plan continues to meet the qualification requirements under Section 401(a) et seq. of the Code:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the amendment and restatement of the Plan, in substantially the form attached hereto as Exhibit A, be, and hereby is, adopted effective as of February 1, 2016; and

BE IT FURTHER RESOLVED, That the senior vice president for business and finance and chief financial officer is hereby authorized to execute the amended and restated Plan and any other agreements, certificates, instruments, documents, or conveyances necessary to effectuate or carry out the purpose and intent of this resolution and the submission of the Plan to the IRS; and

BE IT FURTHER RESOLVED, That, if in the future further amendments to the Plan (or any other ancillary documents for the Plan) of a technical or non-discretionary nature become necessary to secure or maintain compliance with federal tax laws, then the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, is hereby authorized to take such actions and execute such documents as are necessary to effectuate such amendments and ancillary documents, without further review or resolution by the Board of Trustees.

(See Appendix XXXV for background information, page 665)

***

APPROVAL OF AMENDMENT AND RESTATEMENT OF THE OHIO STATE UNIVERSITY RETIREMENT CONTINUATION PLAN II

Resolution No. 2016-58

Synopsis: Approval of the amendment and restatement of The Ohio State University Retirement Continuation Plan II ("Plan"), is proposed.

WHEREAS the university originally adopted the Plan, effective September 1, 2012; and

WHEREAS the university amended the Plan on November 21, 2014; and

WHEREAS under Section 11.01 of the Plan, the university has the authority to amend the Plan from time to time; and

WHEREAS the university desires to amend and restate the Plan to comply with the Internal Revenue Code of 1986, as amended (the "Code"), and other applicable laws, regulations, and administrative authority and to make certain administrative changes; and

WHEREAS the university desires to obtain a favorable determination letter from the Internal Revenue Service ("IRS") that the Plan meets the qualification requirements under Section 401(a) et seq. of the Code:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that amendment and restatement of the Plan, in substantially the form attached hereto as Exhibit A, be, and hereby is, adopted effective as of February 1, 2016; and

BE IT FURTHER RESOLVED, That the senior vice president for business and finance and chief financial officer is hereby authorized to execute the amended and restated Plan and any other agreements, certificates, instruments, documents, or conveyances necessary to effectuate or carry out the purpose and intent of this resolution and the submission of the Plan to the IRS; and

BE IT FURTHER RESOLVED, That, if in the future further amendments to the Plan (or any other ancillary documents for the Plan) of a technical or non-discretionary nature become necessary to secure or maintain compliance with federal tax laws, then the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, is hereby authorized to take such actions and execute such documents as are necessary to effectuate such amendments and ancillary documents, without further review or resolution by the Board of Trustees.

(See Appendix XXXVI for background information, page 697)

***

APPROVAL OF AMENDMENT AND RESTATEMENT OF THE OHIO STATE UNIVERSITY SUPPLEMENTAL 415(m) RETIREMENT PLAN

Resolution No. 2016-59

Synopsis: Approval of the amendment and restatement of The Ohio State University Supplemental 415(m) Retirement Plan ("Plan"), is proposed.

WHEREAS the university originally adopted the Plan, effective July 1, 2001; and

WHEREAS the university amended and restated the Plan effective as of July 1, 2011, and subsequently amended the Plan on November 21, 2014; and

WHEREAS under Section 10.1 of the Plan, the university has the authority to amend the Plan from time to time; and

WHEREAS the university desires to amend and restate the Plan to comply with the Internal Revenue Code of 1986, as amended (the "Code"), and other applicable laws, regulations, and administrative authority and to make certain administrative changes:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the amendment and restatement of the Plan, in substantially the form attached hereto as Exhibit A, be, and hereby is, adopted effective as of February 1, 2016; and

BE IT FURTHER RESOLVED, That the senior vice president for business and finance and chief financial officer is hereby authorized to execute the amended and restated Plan and any other agreements, certificates, instruments, documents, or conveyances necessary to effectuate or carry out the purpose and intent of this resolution; and

BE IT FURTHER RESOLVED, That, if in the future further amendments to the Plan (or any other ancillary documents for the Plan) of a technical or non-discretionary nature become necessary to secure or maintain compliance with federal tax laws, then the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, is hereby authorized to take such actions and execute such documents as are necessary to effectuate such amendments and ancillary documents, without further review or resolution by the Board of Trustees.

(See Appendix XXXVII for background information, page 728)

***

APPROVAL OF AMENDMENT AND RESTATEMENT OF THE OHIO STATE UNIVERSITY SUPPLEMENTAL 415(m) RETIREMENT PLAN II

Resolution No. 2016-60

Synopsis: Approval of the amendment and restatement of The Ohio State University Supplemental 415(m) Retirement Plan II ("Plan"), is proposed.

WHEREAS the university originally adopted the Plan, effective as of September 1, 2012; and

WHEREAS the university subsequently amended the Plan on November 21, 2014; and

WHEREAS under Section 10.1 of the Plan, the university has the authority to amend the Plan from time to time; and

WHEREAS the university desires to amend and restate the Plan to comply with the Internal Revenue Code of 1986, as amended (the "Code"), and other applicable laws, regulations, and administrative authority and to make certain administrative changes:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the amendment and restatement of the Plan, in substantially the form attached hereto as Exhibit A, be, and hereby is, adopted effective as of February 1, 2016; and

BE IT FURTHER RESOLVED, That the senior vice president for business and finance and chief financial officer is hereby authorized to execute the amended and restated Plan and any other agreements, certificates, instruments, documents, or conveyances necessary to effectuate or carry out the purpose and intent of this resolution; and

BE IT FURTHER RESOLVED, That, if in the future further amendments to the Plan (or any other ancillary documents for the Plan) of a technical or non-discretionary nature become necessary to secure or maintain compliance with federal tax laws, then the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, is hereby authorized to take such actions and execute such documents as are necessary to effectuate such amendments and ancillary documents, without further review or resolution by the Board of Trustees.

(See Appendix XXXVIII for background information, page 741)

***

APPROVAL OF AMENDMENT AND RESTATEMENT OF THE OHIO STATE UNIVERSITY AMENDED AND RESTATED 457(b) DEFERRED COMPENSATION PLAN

Resolution No. 2016-61

Synopsis: Approval of the amendment and restatement of The Ohio State University Amended and Restated 457(b) Deferred Compensation Plan ("Plan"), is proposed.

WHEREAS the university previously established The Ohio State University ING Financial Advisors Deferred Compensation Plan, The Ohio State University Deferred Compensation Plan funded by TIAA-CREF, The Ohio State University Lincoln National Deferred Compensation Plan and The Ohio State University VALIC Deferred Compensation Plan (collectively, the Deferred Compensation Plans); and

WHEREAS the university amended, restated and consolidated the Deferred Compensation Plans into the Plan, effective January 1, 2012, and subsequently amended the Plan on November 21, 2014; and

WHEREAS under Section 10.01 of the Plan, the university has the authority to amend the Plan from time to time; and

WHEREAS the university desires to amend and restate the Plan to comply with the Internal Revenue Code of 1986, as amended (the "Code"), and other applicable laws, regulations, and administrative authority and to make certain administrative changes:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the amendment and restatement of the Plan, in substantially the form attached hereto as Exhibit A, be, and hereby is, adopted effective as of March 6, 2016; and

BE IT FURTHER RESOLVED, That the senior vice president for business and finance and chief financial officer is hereby authorized to execute the amended and restated Plan and any other agreements, certificates, instruments, documents, or conveyances necessary to effectuate or carry out the purpose and intent of this resolution; and

BE IT FURTHER RESOLVED, That, if in the future further amendments to the Plan (or any other ancillary documents for the Plan) of a technical or non-discretionary nature become necessary to secure or maintain compliance with federal tax laws, then the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, is hereby authorized to take such actions and execute such documents as are necessary to effectuate such amendments and ancillary documents, without further review or resolution by the Board of Trustees.

(See Appendix XXXIX for background information, page 754)

***

APPROVAL OF PRESIDENTIAL GOALS

Resolution No. 2016-62

Synopsis: Approval of the attached presidential goals, is proposed.

WHEREAS pursuant to the terms and agreement in the president's term sheet, the president will be responsible for achieving performance targets and goals formulated and mutually agreed upon by the president and the board; and

WHEREAS in order to establish these goals, the president is submitting the attached for review and approval; and

WHEREAS once approved by the board, the attached goals will serve to evaluate the president during this review period:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves the attached goals to align with the president's 2020 Vision for Ohio State surrounding access, affordability and excellence; community engagement; and diversity and inclusion - and to move the university forward as a 21st century land-grant institution.

(See Appendix XL for background information, page 774)

***

PERSONNEL ACTIONS

Resolution No. 2016-63

BE IT RESOLVED, That the Board of Trustees hereby approves the personnel actions as recorded in the Personnel Budget Records of the University since the November 6, 2015, meeting of the Board, including the following Appointments, Appointments/Reappointments of Chairpersons, Faculty Professional Leaves, and Emeritus Titles.

<u>Appointments</u>

Name:	RALPH S. AUGOSTINI
Title:	Associate Professor - Clinical (Bob and Corrine Frick Chair in Cardiac Electrophysiology)
College:	Medicine
Term:	January 29, 2016 through January 31, 2020

Name:	JOHN D. BARTLETT
Title:	Professor (The George C. Paffenbarger - Alumni Chair in Dental Research)
College:	Dentistry
Term:	January 1, 2016 through December 31, 2020

Name:	*ANNE K. GARCIA
Title:	Senior Associate Vice President
Office:	Health Sciences
Effective:	January 11, 2016

Name:	DOROTA A. GREJNER-BRZEZINSKA
Title:	Professor (The Lowber B. Strange Designated Professorship in Civil Engineering)
College:	Engineering
Term:	September 1, 2015 through June 30, 2020

Name:	*PEIXUAN GUO
Title:	Professor (The Sylvan G. Frank Chair in Pharmaceutics and Drug Delivery Systems)
College:	Pharmacy
Term:	January 1, 2016 through December 31, 2021

Name:	*DAMON E. JAGGARS
Title:	Vice Provost and Director
Office:	University Libraries
Term:	February 1, 2016 through June 30, 2020

Name:	RONALD L. HENDRICK
Title:	Acting Vice President for Agricultural Administration Acting Dean, College of Food, Agricultural, and Environmental Sciences
College:	Food, Agricultural, and Environmental Sciences
Term:	December 2, 2015 through July 1, 2016

Name:	*RAFAEL JIMENEZ-FLORES
Title:	Professor (The J.T. “Stubby” Parker Food Chair in Dairy Foods)
College:	Food, Agricultural, and Environmental Sciences
Term:	September 1, 2016 through May 31, 2021

Name:	RUSSELL R. LONSER
Title:	Professor (Dardinger Family Endowed Chair in Oncological Neurosurgery)
College:	Comprehensive Cancer Center - The Arthur G. James Cancer Hospital and Richard J. Solove Research Institute
Term:	November 1, 2015 through October 31, 2018

Name:	BRUCE A. MCPHERON
Title:	Interim Executive Vice President and Provost
Office:	Academic Affairs
Term:	December 2, 2015 through July 1, 2016

Name:	*DAVID P. MCQUAID
Title:	Chief Executive Officer Chief Operating Officer
Office:	Health System Wexner Medical Center
Term:	February 1, 2016 through June 30, 2018

Name:	MARGARET C. MUDGE
Title:	Associate Professor - Clinical (The Bud and Marilyn Jenne Professorship in Equine Clinical Sciences and Research)
College:	Veterinary Medicine
Effective:	January 1, 2016 through December 31, 2020

Name:	WALTER J. MYSIW
Title:	Professor (The Dr. Ernest W. Johnson Chair)
College:	Medicine
Term:	October 1, 2015 through September 30, 2019

* New to University

Corrections

Name:	JENNIFER A. BOGNER
Title:	Professor (The Bert C. Wiley M.D., Chair in Physical Medicine and Rehabilitation)
College:	Medicine
Term:	October 1, 2015 through September 30, 2019

Name:	DANIEL M. CLINCHOT
Title:	Professor (The Harry C. and Mary Elizabeth Powelson Professorship of Medicine)
College:	Medicine
Term:	September 1, 2015 through August 31, 2019

Name:	TREVON D. LOGAN
Title:	Professor (The Hazel C. Youngberg Trustees Distinguished Professorship)
College:	Arts and Sciences - Division of Natural and Mathematical Sciences
Term:	September 1, 2015 through August 31, 2020

(See Appendix XLI for background information, page 775)

***

HONORARY DEGREES

Resolution No. 2016-64

Synopsis: Approval of the below honorary degrees, is proposed.

WHEREAS pursuant to paragraph (A)(3) of rule 3335-1-03 of the Administrative Code, the president, after consultation with the Steering Committee of the University Senate, recommends to the Board of Trustees the awarding of Honorary Degrees as listed below:

Frank Shankwitz	Doctor of Public Service
Richard T. Santulli	Doctor of Business Administration

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves the awarding of the above honorary degrees.

(See Appendix XLII for background information, page 777)

***

ESTABLISHMENT OF THE HIGHER EDUCATION CENTER FOR ALCOHOL AND DRUG MISUSE PREVENTION AND RECOVERY

Resolution No. 2016-65

Synopsis: Approval to establish The Higher Education Center for Alcohol and Drug Misuse Prevention and Recovery, is proposed.

WHEREAS faculty, staff, and students in the College of Social Work, College of Pharmacy, and the Office of Student Life worked to establish a new center at The Ohio State University to fill a national void left by the closing, in 2012, of a federally-funded center; and

WHEREAS the Center's mission, in partnership with the nation's colleges and universities, is to promote student success nationally by providing data-driven solutions to alcohol and drug misuse, lead the dialogue on collegiate alcohol and drug misuse and recovery in the national agenda, and ensure the long-term sustainability and effectiveness of the Center's efforts; and

WHEREAS the four primary functions of the Center are: education and training, research and evaluation, technical assistance, and technology development; and

WHEREAS the proposal adheres to the guidelines for centers and institutes, specifically: a clear rationale; details of administration, including a Director and Center membership; adequate resources to establish and maintain it; and evaluation criteria; and the proposal includes letters of support from within and outside the University; and

WHEREAS the proposal was reviewed and approved by a subcommittee and then by the Council on Academic Affairs at its meeting on October 21, 2015; and

WHEREAS the proposal was reviewed and approved by the University Senate at its meeting on January 21, 2016:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves the establishment of The Higher Education Center for Alcohol and Drug Misuse Prevention and Recovery.

***

ESTABLISHMENT OF A MASTER OF FILM STUDIES DEGREE PROGRAM

Resolution No. 2016-66

COLLEGE OF ARTS AND SCIENCES

Synopsis: Approval to establish a Master of Film Studies Degree Program in the College of Arts and Sciences, is proposed.

WHEREAS the Film Studies Program, housed in the Division of Arts and Humanities and linked to 17 units across the university departments, centers including the Wexner Center for the Arts, and programs, proposes to create this degree as the next step in the university's work in cinema studies, supplementing an undergraduate major and minor and a Graduate Interdisciplinary Specialization; and

WHERERAS the program's distinguishing feature is its multicultural, international, and interdisciplinary scope, approaching cinema as both art and as international social practice; and

WHEREAS it will have two basic purposes: to give students substantial advanced training in film analysis, history and theory and to give students an opportunity to learn about various film-related disciplines and help make an informed career choice; and

WHEREAS the proposal includes details on the curriculum (core and elective courses), administrative arrangements, evidence of need, prospective enrollment, and its fiscal dimensions; and

WHEREAS the proposal was reviewed and approved by the Graduate School, and then by the Council on Academic Affairs at its meeting on November 4, 2015; and

WHEREAS the proposal was reviewed and approved by the University Senate at its meeting on January 21, 2016:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves the establishment of the Master of Film Studies Degree Program in the College of Arts and Sciences.

***

ESTABLISHMENT OF A MASTER OF HEALTH CARE INNOVATION DEGREE PRORGAM

Resolution No. 2016-67

COLLEGE OF NURSING

Synopsis: Approval to establish a Master of Health Care Innovation Degree Program in the College of Nursing, is proposed.

WHEREAS the proposal is for a multi-disciplinary leadership degree that builds capacity for individuals to understand, translate and lead complex healthcare organizations through the application of innovation and change principles; and

WHERERAS the program is designed to be flexible and conducive to the adult learner at both the mid-career and entry level as well as for students who are currently working in healthcare setting in order to apply the concepts immediately; and

WHEREAS the proposal is consistent with the College of Nursing’s Strategic Plan; has provided details on the curriculum, administrative arrangements, evidence of need, prospective enrollment, and its fiscal dimensions; and has clarified its distinctiveness from the existing Doctor of Nursing Practice degree program; and

WHEREAS the proposal is for a fully-online program and its development has included the input and support from the Office of Distance Education and e-Learning; and

WHEREAS the proposal was reviewed and approved by the Graduate School and then by the Council on Academic Affairs at its meeting on December 2, 2015; and

WHEREAS the proposal was reviewed and approved by the University Senate at its meeting on January 21, 2016:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves the establishment of the Master of Health Care Innovation Degree Program in the College of Nursing.

***

UNIVERSITY FOUNDATION REPORT

Resolution No. 2016-68

Synopsis: Approval of the University Foundation Report as of December 31, 2015, is proposed.

WHEREAS monies are solicited and received on behalf of the university from alumni, industry, and various individuals in support of research, instructional activities, and service; and

WHEREAS such gifts are received through The Ohio State University Development Fund and The Ohio State University Foundation; and

WHEREAS this report includes the establishment of three (3) endowed chairs and one (1) chair fund: The Edwin M. Cooperman Endowed Chair at the Michael E. Moritz College of Law, the Frank Stanton Endowed Chair in General Practice and Canine Health and Wellness, the Bob and Corrine Frick Chair in Cardiac Electrophysiology, the Dr. Floyd M. Beman Chair Fund in Gastroenterology; one (1) professorship and two (2) professorship funds: the Bruce and Susan Edwards Sports Medicine Endowed Professorship, the Wolfe Associates Inc. Endowed Professorship Fund in Canine Clinical and Comparative Medicine, The Christos Yessios Endowed Professorship Fund; one (1) director fund: The Wolfe Foundation Director of Athletics Fund; seventeen (17) new and four (4) revised endowed funds as part of the Ohio Scholarship Challenge; three (3) named endowed funds made possible with gifts from Stanley D. Ross and Joan H. Ross as part of their commitment that established the Stanley D. and Joan H. Ross Center for Brain Health and Performance in The Ohio State University Wexner Medical Center Neuroscience Institute; one (1) endowed scholarship made possible with gifts from Senator John Glenn and his wife Annie Glenn; forty-two (42) additional named endowed funds; and the revision of four (4) named endowed funds:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves The Ohio State University Foundation Report as of December 31, 2015.

(See Appendix XLIII for background information, page 779)

***

NAMING OF THE RALPH R. BURCHENAL INTERVENTIONAL MEDICINE SUITE

Resolution No. 2016-69

In the Veterinary Medical Center Hospital for Companion Animals
College of Veterinary Medicine

Synopsis: Approval for the naming of the Interventional Medicine Suite in the Veterinary Medical Center (VMC) Hospital for Companion Animals, located at 601 Vernon L. Tharp Street on the Columbus campus as the Ralph R. Burchenal Interventional Medicine Suite, is proposed.

WHEREAS since 1885 the College of Veterinary Medicine has graduated more than 9,100 veterinarians, has alumni practicing in all 50 states and 40 countries, has alumni constituting 85 percent of the practicing veterinarians in Ohio, and has a comprehensive referral VMC that admits more than 35,000 animal patients each year, representing a wide range of species including companion, farm, equine and service animals; and

WHEREAS the VMC Hospital for Companion Animals offers advanced medical techniques and procedures for patients while providing high-quality learning experiences for students, residents and interns, allowing them to apply their classroom leanings in a clinical setting and better preparing them for careers in the veterinary profession; and

WHEREAS the Interventional Medicine Suite within the Veterinary Medical Center allows for patients to have minimally invasive procedures performed; and

WHEREAS Beth Jones has been a loyal friend and client of the Veterinary Medical Center and has provided significant contributions to the College of Veterinary Medicine for the Veterinary Medical Center Enhancement and Expansion project; and

WHEREAS the donor wishes to honor her brother Ralph R. Burchenal:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves in accordance with paragraph (F) of rule 3335-1-08 of the Administrative Code, that the Interventional Medicine Suite shall be named the Ralph R. Burchenal Interventional Medicine Suite.

***

NAMING OF THE MARY FLORENCE MAXWELL AND JEAN MAXWELL PETERSON EMERGENCY TREATMENT ROOM

Resolution No. 2016-70

In the Veterinary Medical Center Hospital for Companion Animals College of Veterinary Medicine

Synopsis: Approval for the naming of the Emergency Treatment Room (Room 1025) in the Veterinary Medical Center (VMC) Hospital for Companion Animals, located at 601 Vernon L. Tharp Street on the Columbus campus as The Mary Florence Maxwell and Jean Maxwell Peterson Emergency Treatment Room, is proposed.

WHEREAS since 1885 the College of Veterinary Medicine has graduated more than 9,100 veterinarians, has alumni practicing in all 50 states and 40 countries, has alumni constituting 85 percent of the practicing veterinarians in Ohio, and has a comprehensive referral VMC that admits more than 35,000 animal patients each year, representing a wide range of species including companion, farm, equine and service animals; and

WHEREAS the VMC Hospital for Companion Animals offers advanced medical techniques and procedures for patients while providing high-quality learning experiences for students, residents and interns, allowing them to apply their classroom leanings in a clinical setting and better preparing them for careers in the veterinary profession; and

WHEREAS the VMC Hospital for Companion Animals consists of a new intensive care unit, lobby, emergency triage, patient exam rooms, enriched teaching and learning areas for students and dedicated treatment areas for specialty services, and the collaborative clinical environment will give veterinary students the ability to work one-on-one with expert faculty in a top-ranked veterinary school giving them the edge they need to come out on top in today's competitive job market; and

WHEREAS the new Emergency Treatment Room will help foster an interactive, engaged learning environment for veterinary students, and will benefit residents and faculty. The new space will be used by students during clinical rounds, and will provide technology for teaching and a quiet area for study; and

WHEREAS Bruce and Sharon Peterson have been long time supporters of the university, the college and its programs and have provided significant contributions to the College of Veterinary Medicine for the Veterinary Medical Center Enhancement and Expansion project; and

WHEREAS Bruce and Sharon and their family wish to honor their grandmother, Mary Florence Maxwell and their mother, Jean Maxwell Peterson:

NOW THEREFORE

BE IT RESOLVED, that the Board of Trustees hereby approves in accordance with paragraph (F) of rule 3335-1-08 of the Administrative Code, that the Emergency Treatment Room (Room 1025) shall be name The Mary Florence Maxwell and Jean Maxwell Peterson Emergency Treatment Room.

***

NAMING OF THE NOURSE FAMILY COURT IN HONOR OF CARL & MARY NOURSE

Resolution No. 2016-71

At the Outdoor Tennis Facility
Department of Athletics

Synopsis: Approval for naming of a tennis court at the Outdoor Tennis Facility, located at 2491 Olentangy River Road on the Columbus campus, is proposed.

WHEREAS this state-of-the-art facility, originally dedicated in 2012, has been designed to improve the outdoor training and competition environment for the Ohio State Men's and Women's Tennis Programs; and

WHEREAS the varsity tennis courts will help attract and retain the best prospective student-athletes; and

WHEREAS the varsity tennis courts will provide a quality tennis competition venue for high school state and regional competitions; and

WHEREAS Dick Nourse has provided significant contributions to the varsity tennis programs:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves in accordance with paragraph (F) of rule 3335-1-08 of the Administrative Code, that court #9 at the outdoor tennis facility be named Nourse Family Court in honor of Carl & Mary Nourse.

***

AUTHORIZATION FOR CHANGE OF NAME AND
PURPOSE OF A UNIVERSITY AFFILIATE:
THE UNIVERSITY HOME CARE SERVICES CORPORATION

Resolution No. 2016-72

Synopsis: Authorization to change the name and purpose of The University Home Care Services Corporation (hereinafter "TUHCSC") to address the changing business focus of the affiliate, is proposed.

WHEREAS the Board of Trustees adopted the Policy on Affiliated Entities in June 2008 to provide a uniform framework for the establishment and operation of separate entities that are closely affiliated with The Ohio State University (hereinafter "Ohio State" and/or "University"), ensure that such entities serve the best interests of the University, and provide for continuing appropriate oversight by the University and the Board; and

WHEREAS TUHCSC was formed in February, 1996 to provide or make available comprehensive home health care services; and

WHEREAS the executive vice president of health sciences and chief executive officer of the Wexner Medical Center recommends that changes be made to the name and stated purpose of TUHCSC, as more fully described in the accompanying materials, in order to better align the affiliate with its focus and emerging business opportunities:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby authorizes the president, the executive vice president of health sciences, and the senior vice president and general counsel to take all actions necessary on behalf of the Ohio State in order to implement the purposes of this resolution, including but not limited to the renaming of TUHCSC as “Ohio State Health, Inc.” and to repurpose the affiliate as more specifically stated in the accompanying materials; and

BE IT FURTHER RESOLVED, That in accordance with the Policy on Affiliated Entities, the executive vice president of health sciences is the senior university official charged with oversight of this entity and that TUHCSC, under the name “Ohio State Health, Inc.,” shall continue to report periodically to the University and Board of Trustees through the designated senior oversight official; and

BE IT FURTHER RESOLVED, That the entity shall continue to operate in accordance with the Policy on Affiliated Entities, its governance documents including its articles of incorporation, operating and code of regulations; and

BE IT FURTHER RESOLVED, That as appropriate and as directed, trustees, officers, and employees of The Ohio State University are hereby authorized, designated, and directed to serve as directors, managers, officers, employees, and agents of Ohio State Health, Inc., representing the university in such capacities as part of their official duties and responsibilities to the University and entitling them to any immunity, insurance, indemnity, and representation to which trustees, officers, and employees of the University now are, or hereafter may become, entitled.

(See Appendix XLIV for background information, page 864)

***

AUTHORIZATION TO ENTER INTO PROFESSIONAL SERVICES AND CONSTRUCTION CONTRACTS

Resolution No. 2016-73

PROFESSIONAL SERVICES CONTRACTS

680 Ackerman - Pathology Lab
University Hospitals - Replace Air Handling Units
Wexner Medical Center - 72 Bed Build-Out

CONSTRUCTION CONTRACTS

University Hospitals - Replace Air Handling Units

Synopsis: Authorization to enter into professional services and construction contracts, as detailed in the attached materials, is proposed.

WHEREAS in accordance with the attached materials, the university desires to enter into professional contracts for the following projects:

	Prof. Serv. Approval Requested	Total Project Cost	
680 Ackerman - Pathology Lab	$1.2M	$11.3M	auxiliary funds

University Hospitals - Replace Air Handling Units	$0.5M	$8.8M	auxiliary funds
Wexner Medical Center - 72 Bed Build-Out	$5.0M	$60.0M	auxiliary funds

WHEREAS in accordance with the attached materials, the university desires to enter into construction contracts for the following projects:

	Construction Approval Requested	Total Project Cost	
University Hospitals - Replace Air Handling Units	$8.3M	$8.8M	auxiliary funds

NOW THEREFORE

BE IT RESOLVED, that the Board of Trustees hereby approves that the president and/or senior vice president for business and finance be authorized to enter into professional services contracts and enter into construction contracts for the projects listed above in accordance with established university and state of Ohio procedures, with all actions to be reported to the board at the appropriate time.

(See Appendix XLV for background information, page 865)

***

PURCHASE OF IMPROVED REAL PROPERTY: 5020 BRADENTON AVENUE

Resolution No. 2016-74

PARCEL ID #273-007661
DUBLIN, FRANKLIN COUNTY, OHIO 43017

Synopsis: Approval to acquire real property located at 5020 Bradenton Avenue, Dublin, Franklin County, Ohio, is proposed.

WHEREAS on August 8, 2012 the university entered into a lease agreement of a general office building located at 5020 Bradenton Avenue, Dublin, Ohio for the benefit of the College of Veterinary Medicine; and

WHEREAS the university expended approximately $850,000 to enhance the property for use as a specialized veterinary hospital; and

WHEREAS the College of Veterinary Medicine is seeking permission to purchase the property, as specified in the lease, at a price of $637,491; and

WHEREAS the College of Veterinary Medicine and Office of Planning have determined that the purchase of this property will have a positive impact on the College's academic program and will result in a considerable savings for the College:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the president and/or senior vice president for business and finance be authorized to take any action required to effect the purchase of the property and to negotiate a purchase contract containing terms and conditions deemed to be in the best interest of the university.

(See Appendix XLVI for background information, page 868)

***

SALE OF REAL PROPERTY: 456 PARTRIDGE BEND

Resolution No. 2016-75

PARCEL ID #319-413-04-008-000
POWELL, DELAWARE COUNTY, OHIO 43065

Synopsis: Approval to sell 2.5+ acres of improved real property located 456 Partridge Bend, Powell, Delaware County, Ohio, is proposed.

WHEREAS the property was gifted to the university in November 2011 by Steven and Barbara Fishman to benefit the Department of Athletics' basketball program and is titled to the Board of Trustees; and

WHEREAS the property, parcel 319-413-04-008-000, contains a single family dwelling; and

WHEREAS the Department of Athletics and other university departments have declared the property surplus; and

WHEREAS proceeds from the sale of the above referenced property will benefit the Department of Athletics' basketball program.

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the president and/or senior vice president for business and finance be authorized to take any action required to effect the sale of the property and to negotiate a purchase contract containing terms and conditions deemed to be in the best interest of the university.

(See Appendix XLVII for background information, page 870)

***

**APPROVAL TO INCREASE RANK 4 INSTRUCTIONAL FEES,
GENERAL FEES, AND NON-RESIDENT SURCHARGE**

Resolution No. 2016-76

COLLEGE OF PHARMACY AND COLLEGE OF VETERINARY MEDICINE

Synopsis: Approval for increases to Rank 4 instructional fee, general fee, and non-resident surcharge to standardize fees with Ranks 1-3 in the Colleges of Pharmacy and Veterinary Medicine of The Ohio State University for fiscal year 2017 (effective summer semester 2016), is proposed.

WHEREAS the Board of Trustees of The Ohio State University supports the university's continued implementation of the Academic Plan and its initiatives to meet the needs of Ohio State students; and

WHEREAS The Ohio State University has introduced a number of cost savings, efficiency and innovative funding efforts designed to reinvest new dollars for student financial aid and academic programs; and

WHEREAS The Ohio State University is committed to pursuing private philanthropic dollars to support student cost of attendance; and

WHEREAS the administration now presents the increases in instructional fee, general fee, and the non-resident surcharge for Rank 4 for College of Pharmacy and the College of

Veterinary beginning summer semester 2016, as described in the accompanying text and tables:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the semester instructional fee, general fee, and non-resident surcharge for the Rank 4 tier for pharmacy students and veterinary students will be eliminated beginning summer semester 2016 and replaced with the semester instructional fee, general fee, and non-resident surcharge as assessed for Rank 1 to Rank 3 tiers, respectively; and

BE IT FURTHER RESOLVED, That all of these increases described in the attached document shall be effective summer semester 2016.

(See Appendix XLVIII for background information, page 872)

***

APPOINTMENT TO THE SELF-INSURANCE BOARD

Resolution No. 2016-77

Synopsis: Appointment of members to the Self-Insurance Board, is proposed.

WHEREAS the Board of Trustees directed that a Self-Insurance Board be established to oversee the University Self Insurance Program; and

WHEREAS the Board of Trustees on December 6, 2002, approved the expansion of the University Self-Insurance Program to include the faculty physicians and their clinical staff who are employees of Ohio State University Physicians, Inc.; and

WHEREAS all members of the Self-Insurance Board are appointed by The Ohio State University Board of Trustees upon recommendation of the president; and

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves that the following individual be appointed as member of the Self-Insurance Board effective February 1, 2016, for the term specified below:

Mark Larmore, term ending June 30, 2018

BE IT FURTHER RESOLVED, That this appointment entitles member to any immunity, insurance or indemnity protection to which officers and employees of the university are, or hereafter may become, entitled.

Dr. Wadsworth:

Thank you President Drake. May I have a motion please?

Upon motion of Mr. Jurgensen, seconded by Mr. Kellogg, the Board of Trustees adopted the foregoing resolutions with thirteen affirmative votes, cast by trustees Mrs. Wexner, Mr. Fischer, Mrs. Hoeflinger, Mr. Porteus, Mr. Gasser, Ms. Krueger, Mr. Smucker, Mr. Kellogg, Mr. Jurgensen, Dr. Reid, Mrs. Kass, Mr. Shumate, and Dr. Wadsworth.

***

President Drake:

We are also seeking your approval of the following and Ms. Krueger and Mr. Gasser will abstain.

NAMING OF THE BOB EVANS FARMS VISITOR LOUNGE

Resolution No. 2016-78

In The Ohio State University Comprehensive Cancer Center
Arthur G. James Cancer Hospital and Richard J. Solove Research Institute

Synopsis: Approval for naming of the visitor lounge on level 10 in The Ohio State University Comprehensive Cancer Center - Arthur G. James Cancer Hospital and Richard J. Solove Research Institute, located at 460 West 10th Avenue on the main campus, is proposed.

WHEREAS the expansion of the Wexner Medical Center's campus was the largest project in Ohio State's history, increasing world-class cancer care in Central Ohio; and

WHEREAS this 21-level hospital will help revolutionize the way cancer prevention and care are provided in this nation, with world-class oncologists and cancer researchers working side-by-side to unlock the mysteries of why we get cancer and, using those discoveries, move from treating cancer to preventing it from even occurring; and

WHEREAS the Bob Evans Farms has provided significant contributions to the building fund for the new James Cancer Hospital and Solove Research Institute:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves in accordance with paragraph (F) of rule 3335-1-08 of the Administrative Code, that the visitor lounge on level 10 of The Ohio State University Comprehensive Cancer Center - Arthur G. James Cancer Hospital and Richard J. Solove Research Institute be named the Bob Evans Farms Visitor Lounge.

Dr. Wadsworth:

May I have a motion?

Upon motion of Mr. Smucker, seconded by Mr. Shumate, the Board of Trustees adopted the foregoing resolutions with eleven affirmative votes, cast by trustees Mrs. Wexner, Mr. Fischer, Mrs. Hoeflinger, Mr. Porteus, Mr. Smucker, Mr. Kellogg, Mr. Jurgensen, Dr. Reid, Mrs. Kass, Mr. Shumate, and Dr. Wadsworth. Trustees Gasser and Krueger abstained.

***

President Drake:

In addition, we are seeking your approval of:

NAMING OF INTERNAL SPACES

Resolution No. 2016-79

In the Veterinary Medical Center Hospital for
Companion Animals and Clinical Office Building
College of Veterinary Medicine

Synopsis: Approval for naming of internal spaces at the new Veterinary Medical Center (VMC) Hospital for Companion Animals and Clinical Office Building, located at 601 Vernon L. Tharp Street on the Columbus campus, is proposed.

WHEREAS since 1885 the College of Veterinary Medicine has graduated more than 9,100 veterinarians, has alumni practicing in all 50 states and 40 countries, has alumni constituting 85 percent of the practicing veterinarians in Ohio, and has a comprehensive referral VMC that admits more than 35,000 animal patients each year, representing a wide range of species including companion, farm, equine and service animals; and

WHEREAS the Clinical Office Building will house clinical faculty and VMC administrative staff as well as conference and learning spaces that will be utilized by faculty, staff and students; and

WHEREAS the VMC Hospital for Companion Animals offers advanced medical techniques and procedures for patients while providing high-quality learning experiences for students, residents and interns, allowing them to apply their classroom leanings in a clinical setting and better preparing them for careers in the veterinary profession; and

WHEREAS the VMC Hospital for Companion Animals consists of a new intensive care unit, lobby, emergency triage, patient exam rooms, enriched teaching and learning areas for students and dedicated treatment areas for specialty services, and the collaborative clinical environment will give veterinary students the ability to work one-on-one with expert faculty in a top-ranked veterinary school giving them the edge they need to come out on top in today's competitive job market; and

WHEREAS the donors listed below have been loyal friends and clients and have provided significant contributions to the building funds in the College of Veterinary Medicine for the new Veterinary Medical Center Hospital for Companion Animals and Clinical Office Building; and the donors wish to honor their families, their beloved animals and the care and treatment received at the Veterinary Medical Center, their commitments to serving and advancing the veterinary profession and their long-standing relationships with the College of Veterinary Medicine:

- Dr. Warren and Susan Sneed
- Dr. Robert and Susan Burge
- Drs. Andy and Heather Plum
- Dr. James Blacka
- Dr. James and Laurabeth Duncan
- Dr. James and Louise Carmichael
- Dr. Anthony and Julie Potorti
- Martha and Donley Rader
- Dr. Gary and Jeanne Holfinger
- The Ohio Veterinary Medical Association (OVMA)
- Dr. Rustin Moore
- Steve and Elaine Glass
- Ed and Ellen Klopfer
- Dr. C. Richard Beckett
- Marjorie Flanagan
- Michael Flickinger
- The Veterinary Medicine Alumni Society
- Dr. Linda Lord
- John and Leota Folsom
- Karin Zuckerman
- Dr. William and Jean and Dr. Robert and Judy Sayle
- The Midmark Corporation
- John and Susan Dunlap
- Dr. Thomas and Melinda Wood
- Dr. Robert Baumann
- M. Boyd and Anne O. Epperson
- Janet Anderson and June McComis

- Dr. James Link

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby approves in accordance with paragraph (F) of rule 3335-1-08 of the Administrative Code, that the internal spaces in the Veterinary Medical Center Hospital for Companion Animals and Clinical Office Building named the following:

- Room A110 - The Warren and Susan Sneed Faculty Office
- Room A112 - The Robert and Susan Burge Faculty Office
- Room A120 - The Andy and Heather Plum Faculty Office
- Room A124 - The James Blacka and Family Faculty Office
- Room A126 - The James and Laurabeth Duncan Faculty Office
- Room A128 - The Carmichael Family Faculty Office
- Room A123 - The Potorti Family Faculty Office
- Room A127 - The Donley and Martha Rader Faculty Office
- Room A129 - The Gary Holfinger and Jeanne Eisenhour Faculty Office
- Room A200 - The Ohio Veterinary Medical Association (OVMA) Conference Room
- Room A213 - The Daniel & Roylene Moore Faculty Office
- Room 1003 - The Pogo Glass Exam Room
- Room 1016 - The CC Klopfer Exam Room
- Room 1025 - The John Hubbell Anesthesia Learning Conference Room
- Room 1030 - The Jamie and Trinka Flanagan Housing Ward
- Room 1032 - The Princess and Lamar Flickinger Feline Housing Ward
- Room 1033 - The Veterinary Medicine Alumni Society Learning Conference Room
- Room 1057 - The Jake Lord Housing Ward
- Room 1061 - The John and Leota Folsom Housing Ward
- Room 1063 - The Karin Zuckerman Housing Ward
- Room 1087A - The Bill and Jean Sayle & Bob and Judy Sayle Isolation Room
- Room 1076 - The Midmark Corporation Dentistry and Minor Procedures Suite
- Room 1041 - Willie's Exam Room
- Room 1104 - The Wood Family Exam Room
- Room 1111 - The Jean Baumann Exam Room
- Room 1113 - The M. Boyd and Anne O. Epperson Farm Animal Learning Conference Room
- Room 1116 - The Kristine McComis Comfort Room
- Room 1118 - The Ollie Glass Comfort Room
- Room 1125 - The James Link Community Practice Exam Room

Dr. Wadsworth:

May I have a motion?

Upon motion of Mr. Jurgensen, seconded by Mrs. Kass, the Board of Trustees adopted the foregoing resolutions with twelve affirmative votes, cast by trustees Mrs. Wexner, Mr. Fischer, Mrs. Hoeflinger, Mr. Porteus, Mr. Gasser, Ms. Krueger, Mr. Smucker, Mr. Kellogg, Mr. Jurgensen, Dr. Reid, Mrs. Kass, Mr. Shumate, and Dr. Wadsworth. Mrs. Hoeflinger abstained.

Dr. Wadsworth:

Thank you very much and thanks to everybody here today.

I want to remind the trustees of the opportunity to meet our student trustee candidates immediately following adjournment.

The next meeting of the board will take place on Friday, April 8, 2016. There being no other business to come before the board, this meeting is adjourned.

Attest:

Jeffrey Wadsworth	Blake Thompson
Chairman	Secretary

APPENDIX XXXII

Proclamation

WHEREAS Michael B. Coleman became the 52nd mayor of Columbus, Ohio, and the first African American to hold the post in 1999. He was re-elected to the office of mayor in 2003, 2007 and 2011, achieving the distinction of being the longest-serving mayor in the city's history; and

WHEREAS during his remarkable tenure, Mayor Coleman presided over a strong economic recovery that included the creation of 40,000 jobs and $7 billion in private investment to the city. Because of his exemplary leadership and collaborative spirit, Columbus has become one of the best cities in the country and a thriving metropolis for Ohio State alumni to live, work and raise a family; and

WHEREAS we are grateful for Michael Coleman's service as Mayor - and for the enviable town and gown partnership that he has been instrumental in fostering with the university. Our ongoing collaborations will reverberate throughout every corner of Ohio State and Columbus and endure for generations to come; and

WHEREAS Mayor Coleman has been an inspiration to us all and his years of service will be remembered as the epitome of stellar civic engagement, refined style, transformative leadership and the buckeye spirit in action:

NOW THEREFORE

BE IT RESOLVED, That The Ohio State University hereby recognizes and celebrates the career and service of Mayor Michael B. Coleman.

Jeffrey Wadsworth
Chair, Board of Trustees

Michael V. Drake
President

Alex Shumate
Vice Chair, Board of Trustees

APPENDIX XXXIII

THE OHIO STATE UNIVERSITY

OFFICIAL PROCEEDINGS OF THE

FIFTEENTH MEETING OF THE

WEXNER MEDICAL CENTER BOARD

Columbus, Ohio, January 27, 2016

The Wexner Medical Center Board met on Wednesday, January 27 at the Richard M. Ross Heart Hospital, Columbus, Ohio, pursuant to adjournment.

** ** **

Minutes of the last meeting were approved.

** ** **

January 27, 2016 meeting, Wexner Medical Center Board

Ms. Link called the meeting of the Wexner Medical Center Board to order on Wednesday, January 27, 2016 at 9:04am.

Present: Leslie H. Wexner, Jeffrey Wadsworth, William G. Jurgensen, Abigail S. Wexner, David B. Fischer, John F. Wolfe, Michael V. Drake, Sheldon M. Retchin, Geoffrey S. Chatas, E. Christopher Ellison, Michael A. Caligiuri, Amanda N. Lucas, Elizabeth O. Seely, and Marti C. Taylor. Janet B. Reid, Cheryl L. Krueger, Corbett A. Price, and Stephen D. Steinour were absent.

Ms. Link:

Good morning. We are going to convene the meeting of the Wexner Medical Center Board and I'll note that a quorum is present.

The minutes of the November meeting were distributed to all members of the board and if there are no additions or corrections, the minutes are approved as distributed.

First, I'll call on Dr. Sheldon Retchin for his CEO (chief executive officer) update.

Dr. Retchin:

Good morning. Before I go over the scorecard for the meeting, I would like to make a few introductions.

As you know, we have continued to recruit for the senior management team and I'm very pleased to introduce a few members who have joined us in the last of couple of months. At the last meeting you met the new CFO (chief financial officer), Mark Larmore, who's no longer in his rookie months and has settled in nicely.

I would like to introduce Mamoon Syed. Mamoon joined us on November 16th and serves as the associate vice president for human resources (HR). He provides strategic HR support and will be focusing on recruiting, effectiveness and efficiency, as well as leading a multidisciplinary HR team, and will work closely with the university's leadership under AJ Douglass. He comes to us from the Children's Hospital and Health Center in San Diego, California. Would you all welcome Mamoon with a warm round of applause? Thank you Mamoon, welcome.

Next is Anne Garcia. Anne started on January 11th and serves as the senior associate vice president for health sciences. Once she is licensed to practice law in Ohio, which will be soon, she will also serve as the senior associate general counsel. She comes to Ohio State from St. Louis University, where she most recently served as senior associate general counsel and executive director of compliance. Would you all welcome Ms. Garcia?

Last, but not least, I would like to introduce David McQuaid. David officially joined the team last week and will serve as the CEO (chief executive officer) of The Ohio State University Health System and chief operating officer (COO) of the Wexner Medical Center. Having most recently served as executive vice president for clinical affairs, president and CEO of Thomas Jefferson University Hospitals in Philadelphia, David's leadership is essential to our success and we welcome David as well.

Collectively, these individuals bring enormous leadership skills. They have been in the business at academic health centers for the majority of their careers and we will work together to advance the missions of the medical center and of course the university. I am thrilled they have joined us and appreciate your welcoming them.

With that I am going to move on to the scorecard that you see on the screen and go through that with you, rather quickly, and then I'll be glad to answer any questions.

First, let's review the category of quality and patient safety. You see that our inpatient mortality rate in the first row sits at .68. The University Hospitals Consortium (UHC) has recently recalibrated their risk model. We are following that as we move into our own measurements. I believe we are still in the top five or six.

Do you have any comments on that Susan?

Dr. Moffatt-Bruce:

Yes. We are number six in UHC right now amongst our academic peers for mortality. We have saved 40% more patients than we were predicted to.

Dr. Retchin:

Yes. We are still among the top in the nation.

President Drake:

I'm sorry, forgive me for interrupting. The .68, is there a different methodology? I know we can fluctuate. Did we fluctuate or is there a different methodology?

Dr. Moffitt-Bruce:

Every year they change the methodology. It was just changed in December and everybody was readjusted around the mean. This means everybody went up a little bit, but our standing stays the same because everybody changed.

President Drake:

Thank you. That was my question.

Dr. Moffitt-Bruce:

Yes sir. Good question. That's a yearly change.

Dr. Retchin:

Next is the patient safety index, which is a consolidated risk adjusted ratio comprised of eight different patient safety indicators. On that note, our number of .66 places us in the top quartile, I believe. Is that right, Susan?

Dr. Moffatt-Bruce:

That number today is .62. There is a correction that should be rendered to that. We are green on that.

Dr. Retchin:

Excellent. On readmissions, you see we still have some work to do. We are at 13.4%, which is actually a little worse than it was in the last fiscal year with a target 11.9%. We're hard at work on that. Most academic health centers around the country are also faced with this issue and it involves, readmissions going from three days prior to admission to 30 days post discharge.

Comments? Susan? Andy?

Mr. Wexner:

I have a question. What is one percent in numbers?

Dr. Thomas:

We have about 60,000 admissions. One percent would be about 600 patients.

Mr. Wexner:

In the period we're measuring, we shifted about a half percent. Is that right? Then would you divide that by 12?

Dr. Thomas:

Divide by 12, yes.

Mr. Wexner:

It's 600. Half would be 300 and then divided by 12. You can do the math because I am making up the numbers.

Dr. Moffatt-Bruce:

The number, it's not a large number of patients that we have to improve upon to get our readmissions down. We are in double digits, we're not in triple digits; 12 to 20 patients. If you look per service, we look at how many patients over the expected numbers and those are small numbers. It is not a huge gap but it's a significant one because everybody in the nation is getting better.

Mr. Wexner:

I didn't know whether half a percent was 1,000 or 12.

Dr. Thomas:

In the focus of penalty areas, we've seen progress over the last four years with focused resources and programs around heart failure, heart attack, joint replacement, pneumonia, and COPD (chronic obstructive pulmonary disease).

This is in all patient numbers. This would be patients that are in for other areas as well. We think we bring some of those same things that we've learned from the Siemens focus penalty areas to all patients will have some success on these metrics. To your point, it's not a large gap to meet our goals.

President Drake:

I have a question about that. I think I brought to this board a while ago, a study that was looking at reasons for admissions in particular categories. The most frequent reasons for readmissions were not hospital or medical or discharge related but rather home circumstance related. I am curious about whether or not our issues are home circumstance or hospital related.

Dr. Moffatt-Bruce

We looked at some of the key areas like heart failure or some of the cardiovascular readmissions. We thought that those patients who went to long care, acute facilities, did better. They actually come back to hospital fairly often so the theory that if they just go to rehab facility is better, doesn't hold up in our patient population. We need to retool that and look at home care and those opportunities. In the joints, it was an equal readmission rate amongst if they went home or if they went to a long care facility. I think we have opportunities in both of those, wherever we send the patient, but that is the time when we have the most number of variable instances that caused the patients to come back to the hospital.

Mrs. Wexner:

Do we understand which patients we might say we could influence in terms of that after-care versus just medical complications?

Dr. Moffatt-Bruce:

I think we do. I think that we have an understanding, looking at the risk that are well published, that these are the patients that don't have PCPs (primary care physicians), that don't have follow-up, that are on more than 10 medications, or fall into a certain number of co-morbidities.

I think we know who the patients are. I think our strategies still need to be implemented. How do we get the resources to those patients, consistently, so they stay out of hospital?

Dr. Retchin:

Just a comment on that, Susan. I don't know if CMS (Centers for Medicare & Medicaid Services) has resolved this issue about social equivalents.

Dr. Moffatt-Bruce:

They have not.

Dr. Retchin:

A point for the board, one of the national debates is a medical center, like the Wexner Medical Center, that deals with so many people who are of a low socioeconomic status, may not have a secure home to go to, or more importantly, don't have caregivers to be able to transition to a different setting. The debate has been, since this has financial penalty, whether we should actually adjust for that. There are good pros and cons on that.

Dr. Moffatt-Bruce:

Yes. There has been a lot of conversation around that. CMS has not come out with a risk adjustment based on that. I was at the AAMC (Association of American Medical Colleges) last week and they are still trying to push to get that formalized, but it has not come to a conclusion.

Dr. Retchin:

As you can imagine, a hospital in the suburbs where there is a secure family home, it is a lot easier to take care of that patient and keep from readmission.

Mrs. Wexner:

But when you look at academic medical centers, who would be best in class at this?

Dr. Thomas:

One of the ones I have seen prepare or present a lot nationally on this is Rush Medical Center in Chicago. They have developed an integrated case management team.

One of the things I think we have gotten much better at in the last 10 years is case management when the patient is in our doors, in terms of getting them out efficiently, getting them tied into the resources they need. But then to some degree, unless they are seeing one of our primary care doctors, they are a little on their own. That is where there is a heart failure, AMI (acute myocardial infarction), and others. We have built post-discharge resources in place to help manage them after they are out of the hospital. We have not done that with all patients. As Gail's data has shown in the past, a large percentage of our patients come from outside of Franklin County and it's difficult, without some people in place, to help manage those things; to count on doctors that aren't affiliated with us to manage these things well.

Dr. Moffatt-Bruce:

Northwestern University is another institution that has a very strong hospitalist group that works only on the readmissions and how to reduce them in homes and patients coming back to them. A very strong program.

Dr. Retchin:

Thanks and excellent questions and comments.

We are hard at work on this. It is very important and it's a balance of course, on the DRG (Diagnosis-Related Group) effort to get patients out of the hospital but also to keep them from coming back in. It is a very important indicator.

The next row is the catheter associated urinary tract infections. You can see our rate is continuing to decline due to the good work of the physicians, particularly the nursing staff, which we have empowered to be able to make those decisions independently, as they should, and certainly are capable of doing. Congratulations on this rate, which has put us among the top performing leaders.

Next on patient satisfaction. If you look under HCAHPS (Hospital Consumer Assessment of Healthcare Providers and Systems) the November rate came in at a fiscal year high of 79%. Remember, these are nines and 10s in terms of scale. That is at the 89th percentile and it moves our fiscal year-to-date performance to the 83rd percentile, which is above last year at 74th percentile. We are making great progress.

If you look within that, both the Ross and the James are at the 97th percentile nationally. We have continued to focus on our patient satisfaction and patient experience ratings in the hospital and, as you will see in a second, on the outpatient side. You will also hear a little bit about one of those efforts in one of the most difficult settings, which is the emergency medicine department.

Quietness is the only HCAHPS dimension that we've had some difficulty with but it continues to improve year-over-year, moving up and improving on that element.

Going to the outpatient side, we come in for a year-to-date average of almost 91%. That is "yes, definitely"; however, the bandwidth in that area is so narrow that still only puts us about at the 50th percentile. It gets very crowded once you get above 90% "yes", but nonetheless we need to focus on that. You can break it down in terms of elements. Some of those elements are improvements that have been in doctor communication, now at the 56th percentile, continuing to push that.

One of the areas we are focusing on and continue to focus on is test results and communicating test results. This is a very important part of the physician-patient relationship and interaction. Susan or Andy, do you want to comment on that?

Dr. Moffatt-Bruce:

This is a question that asks the patient, "yes or no, did your doctor give you your results to your tests?" It is one that we have been challenged with. I think it is one that we are not proud that we don't have as high of scores because it just doesn't feel right. I think we have all had personal experience with when you get a letter or some sort of communication that is not adequate or what you would want from this medical center. We continue to work on this, I don't think we've cracked the code on this by any means but we have some dedicated resources around this. Eric Forrest, the Medical Director for Ambulatory, is very dedicated to this as is Dr. Welker and Neeraj Tayal in Internal Medicine. This is one that we are going to have to improve on. It's just not satisfactory. Andy?

Dr. Thomas:

I would agree.

Dr. Retchin:

Any comments on the patient portal that could help that?

Dr. Thomas:

MyChart is an ever-growing adoption. We are now up to, I believe, around 140,000 patients.

Dr. Retchin:

And for the Board, that is the electronic health record.

Dr. Thomas:

It is called OSU MyChart for patients to get their results. The reality is that it is probably less than 20% of our total patient population, that we would see in an ambulatory visit in any given year. Even though our numbers have grown, they probably need to continue to grow higher.

We do understand from CMS's perspective, they are changing this question a little bit, which we think will be beneficial. But to be honest, we need to work harder at this, as Susan said, and continue to highlight it with doctors and office staff about how we share information back with patients.

Dr. Moffatt-Bruce:

There is tremendous variability in this space.

Dr. Thomas:

Yes, some are preforming very well and some are not.

Mr. Jurgensen:

Dr. Thomas, on MyChart, we have flags at the end of the results, like high, medium, and low. It is very helpful; but some interpretation of what the numbers are would make it even better.

Dr. Moffatt-Bruce:

I agree. We actually met yesterday with Dr. White from radiology and pathology so that when you get those results we actually flag them as being abnormal and what it actually means for you as a patient. We are working on how to converse that and how to give that to the patients.

Dr. Jurgensen:

It is a great information exchange between medical professionals.

Dr. Moffatt-Bruce:

Right, but not with you as the patient, absolutely.

Dr. Thomas:

There is also another major change that we're doing, Mr. Jurgensen around MyChart. Right now there is an auto-release function for lab test results of four days. The department chairs decided about a month ago that we are going to move that with our IHIS (integrated health information system) upgrade in the spring to essentially, what's called same-day release. It will be in four different batches throughout the day, but as results come in, they'll be sent out literally the same day.

Henry Ford Hospital, Akron Hospital, Children's, and other medical centers are moving to that same-day release. Often times that may mean the patient will get the results before the doctor, but in this case, we think getting the results to the patient more quickly will actually save anxiety for people since the vast majority of these routine tests come back normal.

Right now, a lot of patients are calling on day two because they haven't seen the results yet to only be told "oh yeah, results were all fine." It is an interesting psychological problem, from the patient's perspective, and then a logistics workflow problem from the doctor's perspective. This result will improve the numbers as well.

Mrs. Wexner:

Did you say we would only use this for outpatient services?

Dr. Moffatt-Bruce:

This one measures outpatients but patients that are inpatient also have access to their test results. This measurement is only in the ambulatory setting.

Mrs. Wexner:

You said you have a 20% usage, so is it a question of conversion?

Dr. Thomas:

I have not looked at the percentage of inpatients that have a MyChart account, in terms of the total number of patients. I can get that data for you. I know on the inpatient side, Mrs. Wexner, we actually went live when the new tower opened with MyChart Bedside, where patients are actually given a tablet when they are admitted, or offered the opportunity to get that, and they can get their results also. We have been doing same-day release since last summer for those patients. We do that now in the cancer tower as well as in our women and infants area. By the end of the calendar year this year, we'll have that rolled out across the entire health system. On the inpatient side, there is the opportunity for patients to get real time results to a tablet we provide to them when they are admitted.

Dr. Retchin:

Any other questions on this? This is a very important element for us to continue to focus on. There is probably nothing more fundamental about an outpatient visit than communication and communicating results. We will keep bringing that back to the board.

I am going to move down to research and total NIH (National Institutes of Health) awards, which tends to be seasonal. There are also some other anomalous elements. You see here that as of December, we were at $36.6 million in NIH funding but with a target of $97 million. Chris, do you want to comment on that?

Dr. Ellison:

Thank you, Sheldon. I think we have had a significant increase in the number of grants submitted. This year, the NIH total submissions are about 233. That puts us ahead half way into the academic year, in terms of total number of grants. Last year, we had 474 NIH grants. I think we are on target to exceed that.

For total proposals, we have over 625 year-to-date submitted. Our total funding year-to-date is over $100 million. This includes all sources, not only NIH.

In addition, if we include NIH sub awards, we're at about $45.5 million and this does not include our cancer center grant which no-doubt will be awarded, we just haven't received the award letter yet. I think that $36 million does not reflect all of the grants that we are expecting to receive. I think it's a timing issue.

Dr. Wadsworth:

Is there a shift in the focus of NIH funding? Could you comment on what the total is that NIH is now spending and whether there is a shift within NIH to areas like the brain or neurosciences?

Dr. Ellison:

I am not sure of that but I do know that the budget is going to be increased by about 6% overall. We do have a significant opportunity to improve in that area.

Dr. Retchin:

I don't know if there has been a fundamental shift in allocation. Mike, do you know?

Dr. Caliguri:

No, not with the majority of the budget, although there are some special initiatives: precision medicine by the president and Vice President Biden is pushing cancer. Other than that I think it is an overall 6% increase across the board.

Dr. Retchin:

Yes, which is the largest in two decades. Great opportunity. Thank you Chris and Mike.

I will skip over the rankings, which as you know, come out on an annual basis although I will be glad an answer comments on that.

On to talent management on the scorecard, as you see there is nothing there but we have some results that are hot off the press.

We had a staff engagement survey that was conducted, the results have come back and I'll ask, in a second, Marti Taylor to comment on it. From my own perspective, we had the highest response rate in, I believe, any survey that had been conducted. The previous was 68%. We had a 71% response rate from staff. This scores are on a one to five scale and I'll ask Marti to comment on that.

Ms. Taylor:

Thanks Sheldon. Yes, we were very pleased with the results, although certainly work to continue. This is administered through Press Ganey and as Sheldon said, we had 71% participation rate, the highest that we've had. It's on a one to five scale and we moved from a 4.05 to 4.15. What we understand from our Press Ganey colleagues is that everyone in the country this last year really moved. We were pleased that we moved from the 23rd percentile in 2013 when the survey was administered to the 56th percentile when we took it. Again, not where we want to be just yet. You can see on our scorecard; we've got a goal to be at the 90th percentile by 2020, but this is a nice increase from the 23rd percentile to the 56th.

Each one of the hospitals and business units increased their performance. As we looked across, the results came out late last week and each of the senior executives saw the results Monday and now will start to go into each one of the departments and look at that.

The way Press Ganey looks at the results with us, is broken into three tiers. We were able to move our tier one departments, which would be our top performers. We doubled the number of departments that were in tier ones. That was great success as well.

Each one of the departments will start to put their action plans together once they see their results. Again this is hot off the press, but pleased with the results, more work to be done.

Dr. Retchin:

Nothing more important than the people, in terms of going forward. Those are good results, but as Marti indicated, still more to do to. Any questions on the engagement survey?

Moving on to the finances and you'll hear more about this from the CFO, Mark Larmore. To refresh the memory of members of the board and those who are here for the first time, this is a consolidated operating margin. This is not just the hospitals and clinics, but also includes the practice plan as well as the college. You can see that our target was 7%. We're almost there, at 6.8%, with a robust consolidated margin across the enterprise, with now 99 days in cash at the health system, and 91 days in cash at the practice plan and college.

Again, we'll have Mark Larmore comment on this to provide more details.

Mr. Wexner:

And just to remind everybody, 100 days is?

Dr. Retchin:

About $7 million a day.

I will now move down to the development dollars of $54.8 million, we're at 40% of goal for the year. That's about at pace for this time of year. Do you have any comments on that Patty?

Ms. Hill-Callahan:

No, the last three years we've had 40% by the end of the December.

Dr. Retchin:

Thanks. Lastly, let me talk about the spending per Medicare beneficiary, which is at the bottom of your page on the scorecard. This represents results from value-based purchasing, and I believe this also includes a window of time for the Medicare spending in terms of attribution. Based on our target, we're about where we were last year. Interestingly, the delta is very small and that works per beneficiary.

Remember of course, that also can increase your readmission rate, it's a delicate balance. We are working on that and keeping our costs down across the board. Any comments or questions?

That's the scorecard, Mr. Chair.

Mr. Wexner:

I'm curious, and maybe it's an unfair question. I think I understand the parts. If you put it all together and if you gave it a letter or a numeric grade, being judgmental, is this a B+ or a C-? How does this feel?

Dr. Retchin:

How does it feel on a grade level? Depends on the day and the framework. I would say for the team, the effort, and the initiative, I give it an A+. For the actual performance, I think it's a B+ or B.

Some of these are very difficult comparisons. With the readmission rate, as I mentioned, you're dealing with a population in an inner-city, urban medical center; very difficult.

In other areas I think we're making great progress, especially in quality and patient safety; certainly in fiscal performance. I give it a solid B to a B+.

(See Attachment XV for background information, page 651)

President Drake:

I am going to vote too. My vote is actually much better than that. I am going to agree with Sheldon in that we set our goals based on our circumstances, which are changing and different from everyone else's. When we look at things on our chart, we have the goal on inpatient mortality, but our goal is to be among the very best in the country. If we set a kind of all comer's goal, looking at all hospitals or all systems and see what is average, then we're way at the top. Not to make this analogy, but it's a little bit like our football team in that we have a standard of an undefeated season as a good season. I am perfectly happy to have that as a standard as a good way to go, but we have to also remember that the world is really, really large and complicated.

I am going to agree with the A+ effort and I think that it really is a strong effort to move us forward, which is great. But we're also starting in a very narrow band, all the way at the top and working with the most complicated patients in a very complicated way. I agree again exactly with Sheldon in applauding the real efforts of the team, even in the time that I've seen since I've been here. And I also applaud the really lofty goals that we're holding ourselves to, saying we want to be among the nation's leaders in all these areas. I am an easier grader I guess. I think that given our opportunity and our circumstances and looking at the broad world, this team has put forth an incredible effort and we have incredible results on a daily basis. I am very proud of the progress we've made.

Dr. Retchin:

Let the record show.

I do want to re-emphasize Les, the work and effort of the team. When you have a tripartite mission of not only patient care, like community hospitals and health systems, but also discovery and research, and comprehensive education across almost every element of professional training. I think it's an outstanding effort and we compare ourselves with those that don't have those missions.

I am pleased but never satisfied. Other thing I would say about the management team I wouldn't trade them for any team in America, certainly in any of the academic health centers pushing it up stream. Great job.

Mr. Chair, you want to move on to finances?

Mr. Larmore:

We will start with a two-page flash report on some highlights and then we'll talk a little bit about the month of December, which was the last close and puts us halfway through the year, and see where we are year-to-date. The last two slides will combine the activity of the physician practice and the College of Medicine.

On page two of your handout, we're tracking the health system to budget and to prior year. On an admission standpoint, you can see we are slightly behind budget. These are year-to-date 1.6%, but we continue to see growth year-over-year, little over 3%.

On the surgery side, good activity there you can see 1.8% positive to budget and growing at almost 4% to prior year. When you look at 20,000 surgeries, about a third of it is on the inpatient side and two-thirds of it on the ambulatory side.

Outpatient visits are pretty much on budget, but off .7; it is not a huge number, given that the total count is almost 900,000 visits. I would say that we are struggling because patient's length of stay is up. You can see both to our budget and prior year, we're behind our targets.

Mr. Jurgensen:

Mark I don't know what this is. Lower right. What goes into it?

Mr. Larmore:

This is the number of hours worked with our employee base. An adjusted admission takes a weighting of your total inpatient admissions and it weights the ambulatory volume to come up with an adjusted number, a higher number. Then we divide the worked hours by that number, as a constant measure of controlling labor costs.

Dr. Wadsworth:

Is it like a time on project measure? Direct or indirect?

Mr. Larmore:

This is the whole house. For a patient care unit, we look at nursing care hours per day, getting down to that level of detail. A medical surgery unit, it may be five or six hours; in an ICU (intensive care unit) it could be 20 to 24 hours of direct care. It varies throughout the house. This looks at the entire house labor spend.

President Drake:

Is it risk adjusted?

Mr. Larmore:

It is not risk adjusted.

President Drake:

It would seem to me that if we have five ICU admissions or something…

Mr. Larmore:

Yes, if there was a dramatic swing you would see that. The biggest driver of why we are off our projection right now is length of stay.

Mr. Jurgensen:

It just seems to me that it's one of those kinds of measures that can have an unintended consequence, if you actually manage to it. In other words, lower is better right?

Mr. Larmore:

Lower is better. The budget process is looking at the care we're delivering. Again, this is the whole house, but certainly on the patient care units, it looks at the hours of care we're delivering and then our results from a quality standpoint and a satisfaction standpoint. We adjust that in the budget if we feel it's necessary. The target will move as we look at it.

I think, to me, it's a quick snapshot on the whole house, not totally specific to patient care.

Page three measures operating revenue. We are slightly behind budget, .9%, but a considerable growth over prior year. I will remind you that the James Cancer Hospital opened last December, when we look at some of the comparisons to prior year, it's skewed a little bit.

Controllable costs were under budget by 1.5%. The difference between controllable and total is we take the capital costs out of the numbers and look at just the operating costs. In the prior year, we've seen a 9.3% growth in expenses, again a chunk of that related to opening the new hospital and additional beds.

I will comment that the money that we spoke about at the last meeting, which is called medical center investment, was reported below the line and we've included that since we're combining the practice and the College of Medicine. Last year the numbers were recorded on a cash basis. This year we're recording them on what we expect our annual spend to be in that category. I didn't restate the prior, it would be about a $20 million change. That number would have been $81 million if we were consistent on recording that number. My message is to prior year it's actually about a 20% increase in the bottom line if we consistently reported that. I think that's excellent news.

Days cash on hand, as Sheldon said, has grown from 79 days last year to 99 days. To the right we put the actual dollars that are there. If you go to the balance sheet and add up the cash and current assets, the delta's $120 million, which is money that we've set aside for capital, so we don't include that in our day's cash on hand. If you ask the total amount that's there, it would be $679 million.

Dr. Wadsworth:

So that was the $700 million that we mentioned earlier.

Mr. Larmore:

It's a little less than $700 million.

Mr. Wexner:

If the actual was $559 million and the prior year was $399 million, then we picked up $160 million, right?

Mr. Larmore:

$160 million in cash.

Mr. Wexner:

Right. I thought you said $120 million?

Mr. Larmore:

No. I said the cash, in addition to what here, is cash that's segregated for capital projects, not included in this calculation. I'll point it out when we get to the balance sheet.

Page 4 is the activity for the month. The month of December was a good month. It's interesting, from what I've been told, the first six months from a P&L (profit and loss) standpoint are usually softer than the second six months. I chuckled when my team told me that because in New York was the exact opposite, July through December was better. We will see how that plays out here, but that's been the history.

I won't read the page to you. Good results with being close to budget on admissions and again ahead on surgeries, outpatient visits on budget, which if we look at a year-to-date number we're trailing, so we made up some ground on that.

Length of stay, should say .01 over but you'll see on the year-to-date basis itis improvement on how we were tracking the first five months. When you compare it to the year-to-date we are still showing about a .2 day increase and that is what we're focusing on.

Case mix has grown, .05 to 2.6% and 3.8% over last year. The types of cases we are seeing are more intense by a couple percent in the prior year. We show the expenses per adjusted admission, which we spoke about before, on a monthly basis. We are a little bit short on the revenue side but expenses are under our target more than the revenue, it ends up with a positive result. I wouldn't focus on it, and as I said, the James Cancer Hospital opened last year, On the month, when you compare to prior year, is an odd month given that everybody was moving. I wouldn't spend a lot of time or focus on that.

The next page has the actual P&L for the month. Across the bottom you can see a $16.5 million profit. Budget was about $13 million; about $3.5 million favorable to budget. Here you can see a $3.4 million bottom line. It was a good revenue month. As I stated before, we are trailing a little year-to-date, but about $6 million positive on the revenue side and then a little overspending on the expense side. The bulk of it being in pharmaceuticals and the bulk of that is in cancer related drugs, we're getting paid on that.

Mr. Jurgensen:

In terms of the expense periods year-over-year, this is the principle driver: drugs and pharmaceuticals. It is growing and has for the last couple of years at a pretty alarming rate. What is the strategy?

Mr. Larmore:

Most of it is related to our growth in the oncology area.

Mr. Jurgensen:

Volume over rate?

Mr. Larmore:

We are making on the drugs, the increase in drugs. It is not a bad thing for us. It creates a variance when you look at the revenue and expense, it's in both categories. We opened up a retail pharmacy and we're reporting that in as a net number because otherwise, depending on the activity on a given month, it's big enough that it skews the operations of the hospital. It is a couple million-dollar opportunity on that and we are reporting that as a net number in other revenue.

If we move to the next page, it is our year-to-date. You can see, as I said, from the summary pages, you know about 1.6% behind on admissions but still 3% growth over last year. Surgeries are positive and the outpatient visit I spoke about already. Here's the length of stay I talked about; you can see we're about .2 over year-to-date and a little bit more than almost a quarter a day on the year-over-year comparison. Quarter data doesn't sound like a lot, but there is a lot of capacity that's utilized by that going up.

On the year-to-date P&L bottom line, the health system is at $97.3 million, which is $6 million favorable to budget. For the second column from the right, if you adjusted for the $20 million, you'd be at $81 million, which shows a 21% increase year-over-year. You can see again, because of the volume being short, we are a little behind on the revenue, $12 million over $1.3 billion. Hopefully in the next six months we will make that up. We know where the pharmaceutical spend is, that number being over doesn't bother me. When you look at supplies and salary and benefits, which are the biggest piece of our spend, we're actually tracking below our budget; that's positive.

President Drake:

There are two massive changes that I want to focus on Mark, just from a year ago, before you were here. There are two things that are different, particularly, along with medical center investments, this is now above the line and we are seeing this come out and that wasn't the case a year ago. The number would have been that much more on the bottom line last year because that was in a separate category. The $97 million would have looked like $167 million last year. That is a big change.

The other big change, if you go horizontally across that line and look at the prior year variance, there's been a dramatic decrease in the amount of money in this large category called medical center investments. These were costs that needed to be controlled. That was something that was really, really important for us to focus on although our total number is different because we've now rolled it up above the line.

I know what I said and I apologize on the plus and minus for that one. Sorry, did that come out clearly?

Mr. Larmore:

We did not restate that number in the prior year. It ended last year a little north of $120 million, the amount built into the budget this year was $140. That number would be between $65 and $70 million last year if it had the same process.

Any questions on the year-to-date?

Page eight is the balance sheet and the change from fiscal year end June 2015. You can see the increase in cash, $93 million, which I spoke of. Current assets are up $43 million, $29 million of that is accounts receivable and some of it is the days have gone up a couple days but not dramatically, but certainly the value of a day is more due to the growth in the enterprise. It wasn’t only the James Cancer Hospital coming online, but the expectation was the number of patients moved out of UH (University Hospitals) and we thought we’d have less volume there. But, the whole house has filled back up and we are seeing volume growth in both places.

Mr. Wexner:

Mark what is the accounts receivable about? The number of accounts?

Mr. Larmore:

The gross?

Mr. Wexner:

Yes, the gross.

Mr. Larmore:

Out of the $411 million? It’s in the low $300 million on a net basis; gross number is much larger. We are at about 46 days in account receivable, which for an academic health center is pretty good, when you compare us to our peers.

Mr. Wexner:

It would seem to me that it would make sense to break out accounts receivable from other because it’s so big.

Mr. Larmore:

That is a $29 million increase and the rest of it is intercompany and prepays. Property, plant, and equipment, you see, is down $37 million. We are currently spending less on capital out the door than our depreciation expense. That is why that number is going down, all the liabilities really net with each other. Long term debt was paid down $22 million, about $45 million of debt fees each year, and then certainly the net assets have grown by almost $100 million, which is predominately the bottom line.

Page nine is the consolidated and this includes the College of Medicine and OSUP (Ohio State University Physicians). You can see from a bottom line standpoint almost $160 million, which is pretty much right on budget. The drug and the pharmaceutical number is a larger variance than we saw before because we’re seeing that same spending in the practices as we see on the hospital. The growth there, the pharmaceutical costs in the last few years, have been all over the place. A lot of it is the new drugs that are out, but there are a number of drugs that have been generic drugs for years and years and the manufactures of many of them have stopped manufacturing. Once they get down to a small number of manufacture’s, they’ve taken advantaged and raised the price dramatically on those. I think you’ve seen some of that in the press. That has been a challenge for us that wasn't there in the past. It was usually just the new drugs on the market.

You can see that when you look at year-over-year, the combined entities were $99 million, and we are at $106 million; about a 6.7% increase on the admissions and cost per adjusted admission of the health system, which you saw before. But you can see the OSUP patient encounters, almost $1.2 million in patient encounters for six months. A tremendous amount of volume flows through the practice plan.

Page 10 is broken out into three categories. You can see I reported the health system on the top, at $97 million; OSUP is actually showing a profit of $12 million, which is slightly behind budget but a big improvement over last year of where it was at $3.5 million; and then the College of Medicine is at a small loss of $3.4 million behind budget, but an improvement from last year also from $5.8 to the $3.4.

Mr. Chatas:

Mark, how much of those opportunities led to the increase in the MCI (Medical Center Investment) transfers, does that account for some of that?

Mr. Larmore:

Right now the College of Medicine and OSUP are reflecting MCI at the 15 level. The increase we expected in the 2016 budget is not affecting these numbers. This is really the new look combining all three entities, and then we did the balance sheet too. The health system balance sheet is $2.5 billion. When the physician practice and the College of Medicine is about $890 million absent, we don't have all the restricted funding here that's on a college balance sheet also. We just state the unrestricted operating piece of it.

Mr. Jurgensen:

Mark, I don't know what ratings objective to start from. This is a question for you too, Geoff. Depending on what rating goal for the medical center would be appropriate, and I don't know what that would be, I'm wondering how much more equity the medical center would require if it were a standalone entity. To put both the debt and the cash on hand into some kind of perspective.

Mr. Larmore:

I'll talk about my view on that, on how'd we stand on a health system and then Geoff can because right now the rating is already combined with the university and the debt issues on the university side. I think from a cash investment standpoint, we're low, the 100 days should be probably north of 200 days to maintain a similar credit rating or possibly more. When we do the comparison and looked at if we peeled off just the balance sheet you see here, we would go out at a rating lower then we get through the university, whether it's one tick or two ticks down, that will be determined. I think a chunk of that is, one piece is the quantitative piece of it and the other piece is the qualitative piece of it. Even though they would still take into the account the reputation of the university when they look at it and our programs and our quality, but on a pure quantitative basis, we would take a downgrade.

Mrs. Wexner:

Where do you think it would be?

Mr. Chatas:

Since I was there last week, let me talk a bit about it. Mark's right, on the quantity side they look at three things: your debt service coverage, which we're very strong relatively, we don't have as much debt relative to some others; they look at your total debt, which again isn't very high; and then your days cash on hand. The number they were throwing around was in the high 200 days for its own rating, 270ish days, north of the number Mark said.

When we talked about looking at subordinated debts, if we still issue but issue just to the health system, they were talking somewhere in the single A range. We are AA1 right now. You would probably go down somewhere high single A, mid-single A, I think. That is based on that qualitative piece, the management team, and the overall strategy.

Mr. Jurgensen:

All these things are obviously interlinked; the overall ratings objective will inform capital ratios, days cash on hand, and everything. The fact that we strategically run it as part of the university puts it, to some degree, over a net and allows us to operate with different levels of debt, different levels of cash, and different levels of everything. I think it's just, it's a good thing to know.

Mr. Chatas:

The university has set up a new mechanism for financing. We are seeking approval for a billion-dollar program for the whole university. They are going to allow us to issue debt related to separate entities with its own pricing. Ratings are interesting, but it really is to me about the pricing. When we go to market next month, we will probably have a piece related to our health system. We will know if it does cost ten basis points per year, does it cost a percent? I don't think it's going to be that bad.

Mr. Jurgensen:

But its two edged sword. One edge of the sword is what does debt cost, the other end of the sword is what happens to ROE (return on equity) if you're carrying too much equity. I think maybe down the road it's something we ought to talk about in terms of what is an optimal rating to solve for and why, and then, what are implications.

Mr. Chatas:

I would take it a step back because we're looking at it and we're engaging the financial advisors to look at it right now. I think you start with what your strategy is and then what the structure needs to be to accomplish that and debt doesn't fit into that.

Mr. Larmore:

One of the questions I get asked all the time from the operating team and even general employees is, why does the health system need to make $200 million? Should we be spending that on more staff? I think it is part of our communication plan that says where we're taking the health system and from a capital standpoint, the biggest feeder of our capital program is the bottom line. We have a little under a billion dollars in debt so there is a maximum debt load we'd want to carry. I have set that $200 million as our target as the floor that we want to make each year to feed the capital appetite that's here. I think that's my last slide.

Mr. Wexner:

Any other questions? Mark, thank you.

January 27, 2016 meeting, Wexner Medical Center Board

(See Attachment XVI for background information, page 652)

Dr. Retchin:

Mr. Chair, I'm going to call on Gail Marsh, Chief Strategy Officer, and Mark Larmore to present an authorization for change of name and purpose of the university affiliate. This is the affiliate that was the home for The University Home Care Services Corporation. Gail Marsh?

Ms. Marsh:

Thank you, Sheldon.

In your notebook, there is a tab marked university affiliate with two documents: a resolution and a background page. The Wexner Medical Center proposes to rename and repurpose this university affiliate currently named, The University Home Care Services Corporation, to better align with evolving business needs that the medical center has.

The University Home Care Corporation was established in February 1996 to provide comprehensive home care services. Home care services are primarily nursing services in the home after a patient is discharged. It is recommended that this affiliate be renamed Ohio State Health Inc. and it's stated purpose be modified to include the following: to develop an integrated network for The Ohio State University Wexner Medical Center that furthers its tripartite mission and improves access, quality, and cost of health care for the residents of Ohio and beyond; to provide leadership and funding to manage the medical center's post-acute care network and any associated affiliations or partnerships associated with the post-acute care network, primarily nursing home care, hospice care, rehab care outside of the hospital and is directly related to the conversation we had about managing patients for readmission purposes; to provide grant funding for Ohio State and central Ohio health programs that improve community health outcomes; and to provide grant funding for OSU faculty, staff, and students in the areas of research and training that impact clinically integrated network development and the management of population health.

You can see on the resolution that the entity would continue to meet the policy as established by the Board of Trustees on affiliated entities, would continue to report periodically to the Board of Trustees, and operate in accordance with the policies of affiliated entities of The Ohio State University. Mark and I are happy to answer any questions.

AUTHORIZATION FOR CHANGE OF
NAME AND PURPOSE OF A UNIVERSITY AFFILIATE:
THE UNIVERSITY HOME CARE SERVICES CORPORATION

Resolution No. 2016-53

Synopsis: Authorization to change the name and purpose of The University Home Care Services Corporation (hereinafter "TUHCSC") to address the changing business focus of the affiliate, is proposed.

WHEREAS the Board of Trustees adopted the Policy on Affiliated Entities in June 2008 to provide a uniform framework for the establishment and operation of separate entities that are closely affiliated with The Ohio State University (hereinafter "Ohio State" and/or "University"), ensure that such entities serve the best interests of the University, and provide for continuing appropriate oversight by the University and the Board; and

WHEREAS TUHCSC was formed in February, 1996 to provide or make available comprehensive home health care services; and

WHEREAS the executive vice president of health sciences and chief executive officer of the Wexner Medical Center recommends that changes be made to the name and stated purpose of TUHCSC, as more fully described in the accompanying materials, in order to better align the affiliate with its focus and emerging business opportunities:

NOW THEREFORE

BE IT RESOLVED, That the Board of Trustees hereby authorizes the president, the executive vice president of health sciences, and the senior vice president and general counsel to take all actions necessary on behalf of the Ohio State in order to implement the purposes of this resolution, including but not limited to the renaming of TUHCSC as "Ohio State Health, Inc." and to repurpose the affiliate as more specifically stated in the accompanying materials; and

BE IT FURTHER RESOLVED, That in accordance with the Policy on Affiliated Entities, the executive vice president of health sciences is the senior university official charged with oversight of this entity and that TUHCSC, under the name "Ohio State Health, Inc.," shall continue to report periodically to the University and Board of Trustees through the designated senior oversight official; and

BE IT FURTHER RESOLVED, That the entity shall continue to operate in accordance with the Policy on Affiliated Entities, its governance documents including its articles of incorporation, operating and code of regulations; and

BE IT FURTHER RESOLVED, That as appropriate and as directed, trustees, officers, and employees of The Ohio State University are hereby authorized, designated, and directed to serve as directors, managers, officers, employees, and agents of Ohio State Health, Inc., representing the university in such capacities as part of their official duties and responsibilities to the University and entitling them to any immunity, insurance, indemnity, and representation to which trustees, officers, and employees of the University now are, or hereafter may become, entitled.

(See Attachment XVII for background information, page 657)

Dr. Retchin:

We will need a motion and a second and a voice vote.

Mr. Wexner:

May I have a motion to recommend the Authorization for Change of Name and Purpose of a University Affiliate: The University Home Care Services Corporation to the University Board for approval?

Upon motion of Dr. Wadsworth, seconded by Mrs. Wexner, the Wexner Medical Center Board members adopted the foregoing motion by unanimous voice vote.

Ms. Marsh:

Thank you.

***

Dr. Retchin:

And finally, Mr. Chair, if you will turn behind the tab in public session labeled quality report.

In the spirit of bringing to the board activities that further the mission of the academic health center and in particular focusing on quality and patient safety and patient experience.

The medical center has a multidisciplinary group that comes together called the patient experience council. At the council, results of patient experience, patient satisfaction, length of stay, and other issues related to the patient experience come before that group. There is a real peer review and interchange of ideas and most recently, the presentation that you are going to hear was presented at patient experience council. I thought it would be useful for the board to see this.

I want you to concentrate on the dramatic results. There is a long way to go but this is an emergency room setting that sees trauma, that sees all kinds of emergent issues that you would usually see in an inner-city academic, urban medical center. The presenters will be Eric Adkins, who is Assistant Professor of Emergency Medicine and Critical Care and is Medical Director of the Emergency Department and Jason Walsh, Director of Nursing for Emergency Services. I would like you to frame the question or the issue that you saw as an opportunity for us. Take it away.

Dr. Adkins:

Thank you, Dr. Retchin. I appreciate everyone giving us the time today to talk with you.

I want to say, before I get started, that one of the opportunities for us or one of our greatest successes, I think, has come because of the relationship that the medical director and the nursing director has in our department. It is really important to show a very collaborative approach and maybe we don’t always have those. So much of the improvements and successes that we’ve had in our unit have been because of the relationship that I have with Jason, as we work together in our leadership team.

I’m going to go over a couple different things with you today and please feel free to stop me along the way if you have questions. There’s going to be some opportunity at the end as well.

We talked to the patient experience council about a number of opportunities and solutions that we’ve been looking to implement in the emergency department. I’m going to talk to you a little bit about some of the accomplishments and wins that we’ve had as an emergency department. As you all know, it’s been a time of a lot of change and construction at the medical center and from our department of perspective I came on as faculty in 2010 and I haven’t known a day without construction in our emergency department until recently when we became whole.

To help understand a little bit about our department and who we are. We are on pace this year for about 78,000 visits, which is up significantly about 12%. We opened the first phase of the department in August 2014 and then moved into the completed department in April 2015. Keep in mind that there’s no real advertising that goes on and we used to see 180 patients a day. Our first day we saw 253 patients, which was an amazing achievement by our staff and we had almost no patients who left without being seen that day.

We track our left without being seen rate, and historically we’ve been in the 6% range or so. That bothers Jason and I because we don’t want anybody to come to our emergency department that’s seeking care and have to say “I don’t want to wait this long and I’m going to go someplace else.” We have recently seen, and I’ll show you coming forward, our left without being seen rate drop over the last 30 days. We’re down to 1%, which was a huge achievement by the team. We know that about 50% of the inpatient admissions come through our emergency department and we can see anywhere from 200 to 250 patients per day, usually depending on the day of the week. Mondays and Tuesdays are some of our busiest, weekends typically are a little bit slower, but we still have some pretty busy weekends. We admit about 35% of the patients that come into the emergency department to the hospital, which will help to drive a lot of the downstream revenue and volume that may come with additional admissions.

At some point during the presentation today, you may hear me talk about boarding. If you haven't heard about an emergency department boarding, it's a national issue. It is an important issue to recognize that boarding is never going to be good for patients. We've come up some solutions about to how to try to fix it and Dr. Thomas and Dr. Alli have been very supportive of us. But this is any time that comes four hours after the decision to admit. Some patients may have to stay for prolonged periods of time.

When I took over in July 2013, we'd be struggling with patient experience. As Dr. Retchin pointed out, we see most people on the worst day, and it's hard to have people have a good experience sometimes on one of their worst days. We've been working a lot with our staff on how we can about improve things.

Recently we've seen a nice trend upwards in the way that patients are experiencing our department, as you can see by the blue bar. These are our November results. We've traditionally hovered between the 8th and 15th percentile range, no one is happy with that, and have been at 80% for satisfaction. It doesn't mean that the care has been bad, it means that it's a tight range that we're competing in. We're competing against other free standing emergency departments and also competing against other community emergency departments that don't have the same type of patient populations or other throughput issues that we may have.

We were very pleased when we saw some of our improvements here in November and we've climbed up to the 39th percentile. It is not where we want to be but it's clearly trending in the right direction and we believe it's because of a number of the interventions that we're making with our staff.

One of the things that our staff have had issues with sometimes is burnout. The burnout rate in medical specialties is the highest in emergency medicine. I don't think that goes just for physicians, I think it goes for everybody who's taking care of people on their worst days and some of the highest acuity and time sensitive conditions that they'll ever experience.

We started working with two of our patient experience experts, and we named a series called, Potts/Larson, named after Richard Potts and Josh Larson. They've been two wonderful advocates from our patient experience group. We sought out to model a community style patient experience academy. If you go to out to some community emergency departments, they will actually have sessions that they put on and they demand of their staff, their nurses, their doctors, that they all go through this once of a year, about how they connect with patients. How do they show empathy? How do they function better as a team to understand the common goal of the patient having the best possible experience when they come to the department?

We've actually broken this out into eight segments that will roll over the calendar year period and it's going to continue to go on, or hopefully, in perpetuity with some adjustments along the way. As we have members come off the team or come onto the team, if they start midyear, they're going to be exposed to a number of these things. Everybody attends these and our faculty is expected to attend.

When I attended this, I started out the day thinking everything would be okay and I finished that session. It was only a 15-minute session and they keep right to it. At the end of the 15 minutes, one of our technicians was crying and hugging me. She was telling me how sometimes she just didn't know, how she's worked so hard all her life, and the way she was raised. I found it really touching because I felt like the sessions that we're doing is making a difference; where they are starting to understand what they can do differently to better connect with their patients. She is a tough woman. A month ago, she was kind of giving me a really hard time and she comes to me and says "I have to apologize to you" and she's just in tears. The work that Mr. Potts and Mr. Larson are doing is really exemplary.

Mr. Fischer:

Can I ask a question on that slide?

Dr. Adkins:

Yes, sir.

Mr. Fischer:

I read the footnote and I am probably reading it wrong. The overall assessment 39 and the other 7 factors feed to that. But unlike previous time periods, there's none lower than 39 so I was wondering how the overall assessment is 39.

Dr. Adkins:

That would be for the month of November, itself. The blue bar represents just the month of November and the prior months have been where we've struggled.

Mr. Fischer:

Are there other factors feeding in to the overall assessment at 39?

Dr. Thomas:

Mr. Fischer, the way the data is pulled, there's a unique question that is about overall satisfaction. The others are separate questions. It is not an average of all of the other areas. However, there are correlations that we can see in highly correlated areas.

Mr. Fischer:

That answers my question.

Dr. Adkins:

As we continue to focus on staff demeanor and empathy and compassion with our group, we've actually had our staff engage in a number of videos that is a part of the onboarding, as they come on, about how to appropriately walk with patients. In the past, we actually saw some of our staff walking 15 feet in front of patients, kind of like saying "come on, come on" or a tour guide. Now they walk side-by-side with a patient, not necessarily holding their hand, but in some ways they are trying to connect with them on the way back into their rooms and on their way out.

We've started a program related to secret shoppers, where we are actually getting folks who work here at the medical center but are not familiar to our emergency department staff. As you know, there are almost 20,000 people that work here; it's a big place and not everybody knows everybody. We have the shoppers come through and they are paying attention to how are people acting. Are people saying hello?

They are being coached to appear to be lost and someone should come to them and say "do you need help?" As they do that, they're going to find out who is doing it well and they're going to tell us who needs some help and some coaching to be better.

For the first time in my experience, we've had about six months or so of sharing patient experience numbers with our residents. All of our patient experience data has typically come back to us as faculty members. When I get my patient experience data, it's tagged just to me. We have been able to work with the patient experience group to go and get that information related to those residents who also cared for those patients and we're being able to find that there are some residents who didn't know that their patient experience numbers associated with those visits were as bad as they were and they have been very enthusiastic and engaging about how can we learn to do more. To the point at which people like Mr. Larson are coming down and shadowing physicians.

We introduce them as somebody who is interested to see how it is for the patients. They come to us and state that they want to understand what it is like to be a patient, but they are actually watching the health care provider and then giving constructive feedback after four to eight hours of direct observation with them. Something that I think is very unique and that most physicians don't always say, "yes, come over and look over my shoulder." It is something that traditionally has not been welcomed and we've gotten to the point where everybody is so committed to this about making the patient experience better, they're accepting this very openly.

We have a wonderful program where our resident physicians and our nurses are working together to get feedback to better understand each other and how to function as a team.

We are continually investing in our staff. The Daisy Award is something that recognizes nurses for doing outstanding work. If you go to the website, it references the super human work that nurses do and I believe that is true. We have a wonderful group of nursing staff that does super human work every single day when we take care of 230 patients who come in having the worst day of their lives. We've had two of our nurses recently recognized for that.

We've also worked on bringing a greeter to the front. Prior to a year ago, the first thing that you saw when you came into our emergency department, was a security member who was screening them. Now you see folks, like Rob here, with a wheelchair, helping people out of their cars and working to get them in. We have greeters that sit in our lobby for days when we have to have patients in the lobby and they can actually show us how many times they have talked to certain patients. They offer them water, they offer them blankets if they need it, and if it looks like there is something wrong, they will work with the nursing staff to let them know that this patient is having a hard time or has additional questions.

Then when they actually come back into the rooms, we have patient advocates who go into the room to say "How is everything?", "How is Dr. Adkins today?", "How is he as a physician?", "How is your resident who saw you?", "How is the nurse?", "How are things going?" When they find out there is an issue, or somebody feels like their concerns aren't being addressed or maybe the behavior of that staff member hasn't been the best, they will come to one of the managers or to the senior physician on duty that day to try to help resolve it at that time instead of waiting to hear about it as a complaint later on.

We've done a fabulous new initiative with the white boards in the rooms. As part of the new emergency department, we have white boards that are present and we are counseling our staff so when they go in, they introduce themselves and at the beginning or the end of that moment, they actually write their name on the board, they write what their role is, and they write part of the plan of what is going to happen for that patient. So much is going on at that one moment and people are in pain, they don't know what is going to happen. It's easy for them to forget and that method allows the patients to be able to see a little bit of what was said in the room when the doctor or the nurse is gone.

Our leadership team has daily rounding. We go through and look at the environment to ensure that it is clean and that it's quiet and then we work with individual staff members to talk about what are the hot spots in the department or things we would like for them to focus on, such as closing the doors in our departments to ensure a nice quiet environment for patients and privacy.

Coming up, we're getting ready to roll out a no pass initiative in which our patients are going to have the expectation that anybody who is working in our emergency department, when an alarm goes off, they should stop walking, go into the room and ask the patient, "are you okay?". A number of high performing health systems have a system like this and we've going to look to pilot this in the emergency department.

You may have heard about teletracking in the past. While that is not necessarily a direct effect on patient experience, it's had a huge effect for us. When they rolled it out, we started to see opening of the beds and were able to move the patients out of the emergency room, where we are essentially boarding. You can see on the slide, in September 2015, we had 8,000 boarding hours for patients, which is really high. We have seen that come down around 4,000. We are continuing to see that trend go down. We've had a little bump up here with some of our length of stay issues but those are being actively addressed.

We recently had one of our high volume days of over 220 patients with a discharge length of stay of under four hours.

Four hours is the magic bell for a lot of patients. No matter what is wrong with them, if you spend more than four hours in the emergency department, we know that based on research from Press Ganey that at that four-hour mark, it's really hard to recover on service from them. We are seeing an improvement in the efficiency of the staff downstairs, but a lot of that comes when there's not the other distractions of patients that are already admitted and waiting to go upstairs and the staff can really focus on what their best at, and working in the emergency department.

The left without being seen number dropped from the 7% range to 1.8% and it's continuing to go downwards.

Mrs. Wexner:

Eric, on the boarding hours, you go from 8,000 to 4,000. Is it 4,000 hours beyond four hours?

Dr. Adkins:

Yes, ma'am.

Mrs. Wexner:

And what realistically would you hope you need to get to get that to fewer hours?

Dr. Adkins:

I think some best practice institutions have minimal number of boarding hours. There are some hospitals that may consider boarding anything after two. Joint Commission considers it four.

Mrs. Wexner:

You could get to zero here and then move it down?

Dr. Adkins:

There are a lot of competing interests about what the right number is as far as that goes. In order to address boarding, we have an obligation to serve the other outlying hospitals that are sending us their transfers. Sometimes you have to make that decision based on "I've got an open bed upstairs, do I bring somebody from Lima who is desperately in need of OSU services and keep the patient in the emergency department?" Those interests will conflict a little bit and sometimes the best thing to do is stay aligned with what is best for the patient and whether it is a patient in our emergency department or a patient we're going to take care of from an outside hospital, that kind of guides that decision, I think.

What I would ask for, and I've heard this talked about a little bit in the meeting so far, is the access to care afterwards. We have some patients who struggle to get in with subspecialists and it may take two months to get in to see a subspecialist and then they have to access the emergency department again. That after part of the ED visit can be very powerful to impact things like reducing the readmission issues which we work a lot with Dr. Moffatt-Bruce on trying to do that, but ensuring that those appointments are readily available. The heart failure has done a great job with trying to manage that and it's been a nice partner in terms of the readmission issue and we've worked out plans to even put their patients in our ED observation unit instead of admitting them so that we don't take on the readmission hit and the cardiologist can see them and send them home.

I receive a daily report of how our emergency department did with capacity. Today at noon, I'll find out how we did yesterday and I am going to be able to see what volume of patients we saw, what was the mix of the acuity, and if there were boarding hours. That is the back door, as I refer to it on the slide, but you know the emergency door is the front door. It is that back door of the ED that will dictate a lot of flow. Building a bigger emergency department doesn't fix those issues and I know some people say, you've got a bigger ED so everything should be better. That doesn't always fix it, it's the ability to move them out because then we can continue to grow the patient volume and bring more into the business of the hospital itself. Having that appropriate inpatient space and the staff to support it and if we can do that consistently on a daily basis, that's where we see our performance doing pretty well.

The thing to remember going forward is that the emergency department has a very vested interest in improving our patient experience and that we are doing a large number of things and trying to improve how our staff interacts with the patients and to improve that connection. We are at a historic low for our left without being seen and we are seeing an upward trend in our patient experience scores, which I believe is from a number of the initiatives that we have been talking about here. We are hopeful that as we continue to move forward, we see that uptrend and we all want to get to that 90th percentile.

President Drake:

A couple of comments. One I am interested in, and particularly the post-ER care and making sure there is a good alignment between the services that patients need when they leave and our ability to provide them in a timely fashion. I think that is a good thing. I won't ask about that, I'll just say that is a very good topic for us to look at, to make sure we don't have a difficult time referring patients to ourselves for things that they need and as you mentioned, causing other visits back to the ER. I think we want to be sure we're being a good receiver but that's just a comment.

The second comment is that I have a greater opportunity than most to hear about how things are going in the emergency room because of what I will call my large family, which is our students.

Dr. Adkins:

Your 60,000 family members.

President Drake:

We have a large family and I mean that in a very serious way. I am called on a more frequent basis than I wish when one of our students has suffered an injury, of one kind or another. I will say that for those students who are treated successfully, I get very good feedback from the families about the interactions they've had with the emergency department and then the hospital in general. Very heartfelt, positive feedback from the families on a routine basis. That also happens in those cases when the outcome has been not positive, that the families have been overwhelmingly grateful for the really high quality and sensitive service that you provide. I hear about this on a regular basis and I want to take a special moment to thank you for that.

Dr. Adkins:

Thank you.

Dr. Retchin:

Other questions or comments?

Dr. Wadsworth:

Yes. This is probably a crazy question; a bunch of people show up at the emergency department. Is there some measure of how many shouldn't be showing up there but should be going somewhere else and what do you do with those people?

Dr. Adkins:

That is an interesting question and that is part of what our staff has struggled with because sometimes people are like, "They shouldn't be here." From my perspective, I've had patients say, "I'm sorry that I'm here" and I tell them that I am glad they are here.

I thank them for coming because there's a couple different options that happen there. They can't access that care somewhere else. Maybe it's urgent care or maybe it's too far. We have people who bring their kids to us because they can't afford the gas to get to Children's. Staff will ask "Why are they here". Sometimes not everybody understands that. I am glad that they come to us so that we have that opportunity. I don't want anyone to have to walk out of our emergency department, even if it's for a splinter, or for a medication refill. If they walk in and say "I'm out of my medication" and we tell them you can get that somewhere else, that's not the right attitude. If they walk in and they are out of their medication and it's to treat them for something that is potentially life threatening, then they aren't taking it and we're not living up to what we're supposed to do as an emergency department.

I think your question is a good one. It doesn't make any sense for someone to walk out the door and go to Ohio Health, or to anything else. We could have other access, other resources within the emergency department or in the health system to help support that but that's silly.

I want to go back to Dr. Drake's comment, two days ago, I saw one of your students and the reason she was in our emergency department is because student health wouldn't take her insurance. I said, "that's crazy", and told her that I am glad she is here and I'm going to help take care of her. I gave her some other information about what to do going forward but it was for a fairly benign complaint.

Dr. Wadsworth:

I think that's a great answer. I think people are inhibited from going as well and so I understand they should default.

Dr. Adkins:

They are scared. They feel like they don't need to be there and I think that we have to find ways to have the appropriate resources to avoid the emergency department so we can take care of the ones we need to because then that starts to influence us from things like ambulance diversion.

We don't want any ambulance diversions and I forgot to highlight it on one of my other slides but we recently went 30 days without ambulance diversion. Hopefully Dr. Thomas is behind me shaking his head and smiling and is happy about that. Jason and I were ecstatic. We were about to start telling the staff, "30 days guys, 30 days". We had periods where Monday through Thursday, we were on diversion six months ago. We had 194 hours of diversion in a month and that's just ridiculous.

Mr. Jurgensen:

I think Jeff's question opens up a big can because when you have aggregate statistics about a department like yours, where the range of what you're seeing is huge, even if I think about boarding hours and that, it depends on what the case is. There's going to be high sensitivity and there's going to be lower sensitivity and if the experience is the emergency room is more like the experience in the patient room, then the boarding hour issue goes away.

What makes it a problem is if there is a level of service that is radically different and I got to get up on the floor because I am going to get better service when I'm on the floor. You have so many different kinds of things in that triage on the front end, the difference between a splinter and something else, is really complicated and being a trauma center adds a degree of complexity to all of this. I think in those aggregate statistics we look at, an aggregate goal setting, I think that is a harder deal in your department because you see everything and it's not all the same.

Ms. Marsh:

Along those lines, Mr. Jurgensen, the emergency medicine leadership has done a great job looking at who is coming in and perhaps, could be treated in another setting even though they go ahead and treat them, and have set up two after hours' clinics, one at Morehouse and one now in Gahanna, which is moving some patients to those lower intensity clinics rather than coming into the ED and especially our health plan members at Ohio State.

Dr. Adkins:

That's a great point and when we opened those, they ate into our lower acuity volume. We knew the fast track type stuff. The funny part is that the total volume coming to the department didn't go down. We saw that we are now seeing more of the moderate complexity or higher complexity patients. They didn't take away our volume, it just got replaced.

There is a portion of patients that I would refer to as, left without being registered. We don't know who they are. If they walk in and see the lobby is full, they leave. Next time on a Friday night, when you're driving down the street and you drive past an Olive Garden and the weather is decent, look outside and see if there is somebody sitting there or if there's people standing out there. Often people might say "oh wait, there's 20 people standing outside of Olive Garden. I want Olive Garden tonight but I'm not going to wait." If you walk into our emergency department and you see 20 people sitting there in the lobby, that may be one person with two family members each, they don't know who the patient is and who the family is, they just go "oh I'm not as sick as I need to be." Back to your point, maybe I don't need to be here. I want to get them the first time they walk in the door.

Mr. McQuaid:

Dr. Adkins, my name is David McQuaid and I am the new CEO for the health system. Today, is my fifth day.

Dr. Adkins:

Welcome!

Mr. McQuaid:

However, on my first day, I wanted to get out and meet people and as I do, every week, and I visited the emergency department. I applaud you for what you're doing.

Dr. Adkins:

I just missed you. I was actually working in our oncology ED, that's something I forgot to highlight. We have a 15-bed space that is dedicated to the care of our oncology patients. That's where I was that day so I missed you.

Mr. McQuaid:

Nice presentation, but I want to follow up on a point that Dr. Drake made, an observation regarding a theme that we're talking about here today. Making the point of the importance of alignment and integration as an operating company and an operating model.

We talked about length of stay, we've talked about readmissions, we've talked about boarding, and we've talked about access to appointments. The opportunity, I believe, that you're making the point on, is how do we create an innovative, new model for case management. Historically, it's been an inpatient model. The model needs to now bridge to the ambulatory and clinic practices. It needs to bridge 24-hour case managers in the emergency department. I don't know if you have those already.

Dr. Adkins:

We don't have 24-hours but we have about 20.

Mr. McQuaid:

The importance of case managers in these areas to coordinate care. I come from a state that did not have Medicaid expansion. I'm sure there's an impact in the past several years on Medicaid expansion on your numbers. These are also populations that do not have primary care physicians. I think there's a tremendous opportunity here to lead in creating a case management model that can help us help ourselves in many of these areas.

Dr. Adkins:

To your point, there's a hospital down the street that is getting ready to close its doors in a couple of years. When their emergency department closes, you know, we're going to see a portion of those patients showing up here. Mount Caramel, when they move down to Grove City.

Mr. McQuaid:

I look forward to working with you.

Dr. Adkins:

Same here, sir.

Dr. Retchin:

Any other questions?

I think you all probably see why I wanted the board to hear this. It's a great effort to improve quality in an area that often doesn't get that attention because there is, as Mr. Jurgensen pointed out, such a wide spectrum. Congratulations on your efforts and we will look forward to seeing more and better results in the future Eric and Jason. Thanks.

Dr. Adkins:

Thanks.

Mr. Wexner:

You know Eric, what just occurred to me is, from New Albany to the ER here, is about an 18-minute drive. If I went to an ER room that was closer to the house, I'd have a shorter drive time but I might have a longer wait.

The total experience might be short on the drive part but then long on the wait time. I am processing this from integration but also in the marketing because about 45% of the admissions come through the ER. We can increase that absolute number to a bigger number by talking to ambulance drivers or getting people to understand that time to care from home to here is better here than driving a shorter distance and perceived care.

That's just what I was thinking.

Dr. Adkins:

Let me give you some background on that. I think that you're exactly right and we've seen some of this trend as we've done a new initiative with sickle cell and how we take care of the pain. Because our initiative is taking care of their pain sooner in the emergency department, we have been able to cannibalize a little bit of the East sickle cell patient volume and they are coming to main campus. East is closer for them but they are coming to us because they are aware that we have a little bit of a different plan about how they get taken care of from that side.

There's another side. I have many patients, when asked where they are from, state that they are from Cambridge. We are seeing them in the emergency department from an hour and a half away because their community hospitals are doing the best they can, and I always tell the patients that, with the resources they have. But they lose faith in their local outreach because those are smaller hospitals out there and they want to come here. They will come here for us to say that we will see them in the clinic next week. They are happy and they will drive another hour and a half away.

I hear comments such as "thank you very much, I can't believe that you did this for me". Part of that comes back to our case management because we can make those things happen. Somebody can come in worried that they have cancer. They have been told that they chest nodule, a big four centimeter mass in their chest, and they will drive here to be admitted to the James Cancer Hospital.

The James Cancer Hospital has a wonderful diagnostic service for patients that don't have a true diagnosis of cancer but suspect it. Case managers can help make that happen or will set up appointments to be seen in the clinic the next day.

I still think we have some relationships with EMS to work on and the Center for Emergency Medical Services is trying to do that for us but the ambulance drivers in town do know where they get the best care for heart attacks. They know where they get the best stroke care and if they are kind of in that middle, they know that they can walk in because we put our patients directly on the cat scan unit right away.

If you have stroke symptoms, you don't even talk to anybody. We will register you in as Joe Emergent and you lay down on the cat scan table and you go and there's no other questions in order for us to impact our embolic times. The EMS community knows some of that but we still have to soften up the bread and butter patients that are coming in and have EMS want to come back here. Sometimes it comes back, a little bit, to boarding because if they can't go directly to a bed, if we don't have that bed immediately available for them, it influences where they go.

Wonderful points. Thank you.

(See Attachment XVIII for background information, page 658)

Dr. Retchin:

Thank you. Great job.

Ms. Link:

The board will now recess into executive session to discuss personnel matters regarding the appointment and compensation of public officials and to consider business sensitive trade secret matters required to be kept confidential by federal and state statute.

Upon motion of Dr. Wadsworth, seconded by Mr. Jurgensen, the Wexner Medical Center Board members adopted the foregoing motion by unanimous roll call vote, cast of board members Mr. Chatas, Dr. Retchin, Dr. Drake, Mr. Wolfe, Mr. Fischer, Mrs. Wexner, Mr. Jurgensen, Dr. Wadsworth, and Mr. Wexner.

Attest:

Leslie H. Wexner Chairman	Heather Link Associate Secretary

(ATTACHMENT XV)

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

FY16 YTD | Through December 2015

MEDICAL CENTER PERFORMANCE	FY15 Actual	FY16 YTD Actual	FY16 Target	Current Status	2020 Target
A. Quality and Service					
1. Quality and Patient Safety					
1a. Inpatient Mortality[1]	0.64	0.68	0.66	▼	Top 3 of UHC Hospitals
1b. PSI 90 (Patient Safety Index)[2]	0.64	0.66	0.62	◄►	TBD
1c. Overall Readmissions[3]	13.2%	13.4%	11.9%	▼	TBD
1d. CAUTI (Standardized Infection Ratio)[4]	1.16	0.62	0.85	▼	TBD
2. Overall Patient Satisfaction[5]					
2a. Inpatient: HCAHPS	75.2%	77.1%	79.4%	▼	Top Decile
2b. Outpatient: CG-CAHPS/Physician Offices Satisfaction	90.8%	90.9%	96.0%	▲	Top Decile
2c. HCAHPS Doctor Communication	81.1%	82.0%	82.8%	▼	Top Decile
2d. HCAHPS Nurse Communication	80.3%	81.1%	81.0%	▼	Top Decile
B. Research Excellence					
1. Total NIH Awards[6]	$95.9M	$36.6M	$97.0M	▲	TBD
C. Education Excellence					
1. USNWR Best Medical Schools Ranking	#31	Reported April 2016	#30	DATA PENDING	Top10 Public
D. Clinical Excellence					
1. USNWR Best Hospitals: Number of Specialties Ranked	7	Reported July 2016	10	DATA PENDING	11
2. USNWR Best Hospitals: Number of Specialties in Top 20	1	Reported July 2016	2	DATA PENDING	7
E. Talent Management					
1. Workforce Engagement: Staff[7]	NA	Reported January 2016	TBD	DATA PENDING	90^{th} percentile
F. Financial Viability					
1. Net Medical Center Operating Margin (and %)[8]	$201M (7.0%)	$106M (6.8%)	$222M (7.0%)	▲	TBD
2. Days Cash on Hand: Health System	87.3	99.3	92.5	◄►	110.0
3. Days Cash on Hand: OSUP + College of Medicine	84.5	91.1	88.4	▲	80.5
G. Revenue Enhancement and Scale					
1. Health System Total Operating Revenue per Adjusted Admission	$21,839	$22,799	$23,289	▲	$24,419
2. Development Dollars (including OSP)	$124.7M	$54.8M	$137.0M	▲	$260.0M
H. Cost Management					
1. Health System Total Operating Expenses per Adjusted Admission	$18,850	$19,831	$20,211	▼	$21,951
2. Spending per Medicare Beneficiary[9]	0.998	0.998	0.980	◄►	TBD

1 Inpatient Mortality data through October 2015
2 PSI 90 data through June 2015 - New Metric
3 Overall Readmissions through September 2015
4 CAUTI=Catheter Associated Urinary Tract Infections-data January through June 2015 - New Metric
5 Overall Patient Satisfaction data through November 2015. Doctor and Nurse Comm. new metrics
6 Total NIH Awards exclude Nationwide Children's awards
7 Workforce Engagement to be reported in Jan 2016
8 Net Operating Margin = combined margin of Health System, COM and OSUP - New Metric
9 Spending per Medicare Beneficiary data through December 2014 - New Metric

Meets or Exceeds Goal
Caution
Below Goal - Action Needed
Data Pending

▲ Performance Up from last Board report
◄► No Performance Change from last Board report
▼ Performance Down from last Board report

Data Definitions for Quality and Patient Safety Measures:

Inpatient Mortality: This measure is expressed as the observed (actual) mortality in the hospital (deaths per 100 patients), compared to the "expected" mortality rate for similar patients at academic medical centers in the United States who participate in the University Healthsystem Consortium's Clinical Data Base.

PSI 90 (Patient Safety Index): It is a composite measure that includes PSI 03 Pressure Ulcer Rate; PSI 06 Iatrogenic Pneumothorax Rate; PSI 07 Central Venous Catheter-Related Blood Stream Infection Rate; PSI 08 Postoperative Hip Fracture Rate; PSI 09 Perioperative Hemorrhage or Hematoma Rate; PSI 10

Overall Readmissions: Estimates of unplanned readmission for any cause to an acute care hospital within 30 days of discharge from a hospitalization.

CAUTI (Standardized Infection Ratio): Measures all patients anywhere in the hospital that develops a catheter-related urinary tract infection.

Inpatient HCAHPS: Percent of patients who gave the hospital a rating of 9 or 10 on a scale from 0 (lowest) to 10 (highest).

Outpatient: CG-CAHPS/Physician Offices Satisfaction: Shows the percentage of patients when asked "Would you recommend this provider's office to your family and friends?" answered 'Yes, definitely'.

HCAHPS Doctor Communication: How well did the doctors treat with courtesy and respect, listen carefully, explain things

HCAHPS Nurse Communication: How well did nurses treat with courtesy and respect, listen carefully, explain things, answer the call button

(ATTACHMENT XVI)

The Ohio State University Health System
Financial Highlights
For the YTD ended: December 31, 2015
($ in thousands)

Operating Revenue	
Budget	-0.9%
Prior Yr	12.2%
Actual	$1,265,340
Budget	$1,276,937
Prior Yr	$1,127,715

Controllable Costs	
Budget	1.5%
Prior Yr	-9.3%
Actual	$970,616
Budget	$985,319
Prior Yr	$887,911

Excess Revenue over Expense	
Budget	6.5%
Prior Yr	-3.9%
Actual	$97,314
Budget	$91,337
Prior Yr	$101,313

Days Cash on Hand		
Budget	8.2%	
Prior Yr	26.0%	
Actual	99.3	$559M
Budget	91.8	$519M
Prior Yr	78.8	$399M

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

The Ohio State University Health System
Consolidated Activity Summary
For the MTD ended: December 31, 2015

OSUHS	Actual	Budget	Act-Bud Variance	Budget % Var	Prior Year	PY % Var
CONSOLIDATED ACTIVITY SUMMARY						
Activity						
Admissions	5,017	5,081	(64)	-1.3%	4,885	2.7%
Surgeries	3,744	3,604	140	3.9%	3,643	2.8%
Outpatient Visits	145,947	144,962	985	0.7%	140,319	4.0%
Average Length of Stay	6.10	6.09	(0.00)	0.0%	5.90	-3.3%
Case Mix Index (CMI)	1.83	1.78	0.05	2.6%	1.76	3.8%
Adjusted Admissions	9,721	9,410	312	3.3%	9,256	5.0%
Operating Revenue per AA	$ 20,257	$ 20,604	(347)	-1.7%	$ 21,348	-5.1%
Operating Expense per AA	$ 17,381	$ 17,996	615	3.4%	$ 19,569	11.2%

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

The Ohio State University Health System

Consolidated Statement of Operations

For the MTD ended: December 31, 2015
(in thousands)

OSUHS

OPERATING STATEMENT	Actual	Budget	Act-Bud Variance	Budget % Var	Prior Year	PY % Var
Total Operating Revenue	$ 219,789	$ 213,793	$ 5,996	2.8%	$ 195,776	12.3%
Operating Expenses						
Salaries and Benefits	98,565	98,163	(402)	-0.4%	92,405	-6.7%
Supplies	23,985	24,585	600	2.4%	25,503	6.0%
Drugs and Pharmaceuticals	21,120	18,080	(3,040)	-16.8%	16,281	-29.7%
Services	22,929	23,914	985	4.1%	21,841	-5.0%
Depreciation	11,439	11,221	(218)	-1.9%	10,701	-6.9%
Interest	3,465	3,549	84	2.4%	3,599	3.7%
Other	10,329	9,748	(581)	-6.0%	8,976	-15.1%
Total Expense	191,832	189,260	(2,572)	-1.4%	179,306	-7.0%
Gain (Loss) from Operations (pre MCI)	27,957	24,533	3,424	14.0%	16,470	69.7%
Medical Center Investments	(11,689)	(11,667)	(22)	0.2%	(13,215)	11.5%
Income from Investments	190	107	83	77.6%	131	45.0%
Other Gains (Losses)	7	10	(3)	---	(25)	---
Excess of Revenue over Expense	$ 16,465	$ 12,983	$ 3,482	26.8%	$ 3,361	389.9%

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

The Ohio State University Health System

Consolidated Activity Summary

For the YTD ended: December 31, 2015

OSUHS

CONSOLIDATED ACTIVITY SUMMARY	Actual	Budget	Act-Bud Variance	Budget % Var	Prior Year	PY % Var
Activity						
Admissions	29,755	30,247	(492)	-1.6%	28,850	3.1%
Surgeries	20,961	20,590	371	1.8%	20,199	3.8%
Outpatient Visits	855,961	861,899	(5,938)	-0.7%	829,790	3.2%
Average Length of Stay	6.28	6.10	(0.18)	-3.0%	6.03	-4.2%
Case Mix Index (CMI)	1.80	1.78	0.02	0.9%	1.76	2.0%
Adjusted Admissions	55,499	56,327	(828)	-1.5%	53,459	3.8%
Operating Revenue per AA	$ 22,799	$ 22,670	129	0.6%	$ 21,095	8.1%
Operating Expense per AA	$ 19,831	$ 19,820	(11)	-0.1%	$ 18,289	-8.4%

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

The Ohio State University Health System
Consolidated Statement of Operations
For the YTD ended: December 31, 2015
(in thousands)

OSUHS

	Actual	Budget	Act-Bud Variance	Budget % Var	Prior Year	PY % Var
OPERATING STATEMENT						
Total Operating Revenue	$ 1,265,340	$ 1,276,937	$ (11,597)	-0.9%	$ 1,125,898	12.4%
Operating Expenses						
Salaries and Benefits	568,175	578,482	10,307	1.8%	515,076	-10.3%
Supplies	134,809	143,487	8,678	6.0%	133,454	-1.0%
Drugs and Pharmaceuticals	115,161	108,301	(6,860)	-6.3%	90,527	-27.2%
Services	134,332	137,521	3,189	2.3%	133,073	-0.9%
Depreciation	69,436	68,681	(755)	-1.1%	42,306	-64.1%
Interest	20,933	21,458	525	2.4%	7,259	-188.4%
Other	57,738	58,454	716	1.2%	54,194	-6.5%
Total Expense	1,100,584	1,116,384	15,800	1.4%	975,889	-12.8%
Gain (Loss) from Operations (pre MCI)	164,756	160,553	4,203	2.6%	150,009	9.8%
Medical Center Investments	(70,022)	(69,994)	(28)	0.0%	(49,042)	-42.8%
Income from Investments	1,198	640	558	87.2%	773	55.0%
Other Gains (Losses)	1,382	136	1,246	---	(427)	---
Excess of Revenue over Expense	$ 97,314	$ 91,335	$ 5,979	6.5%	$ 101,313	-3.9%

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

The Ohio State University Health System
Consolidated Balance Sheet
As of: December 31, 2015
(in thousands)

	December 2015	June 2015	Change
Assets			
Cash	$ 423,446	$ 330,141	$ 93,305
Current Assets	411,953	368,518	43,435
Assets Limited as to Use	255,250	255,029	221
Property, Plant & Equipment - Net	1,382,533	1,420,127	(37,594)
Other Assets	27,379	21,019	6,360
Total Assets	$ 2,500,561	$ 2,394,834	$ 105,727
Liabilities & Net Assets			
Current Liabilities	$ 295,978	$ 268,236	$ 27,742
Other Liabilities	47,882	47,338	544
Long-Term Debt	817,337	839,232	(21,895)
Net Assets	1,339,364	1,240,028	99,336
Total Liabilities & Net Assets	$ 2,500,561	$ 2,394,834	$ 105,727

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

OSU Wexner Medical Center
Combined Statement of Operations
For the YTD ended: December 31, 2015
(in thousands)

	Actual	Budget	Act-Bud Variance	Budget % Var	Prior Year	PY % Var
OPERATING STATEMENT						
Total Operating Revenue	$1,547,848	$1,560,422	$ (12,573)	-0.8%	$1,387,585	11.5%
Operating Expenses						
Salaries and Benefits	806,991	817,350	10,359	1.3%	745,884	-8.2%
Supplies	146,596	156,121	9,525	6.1%	145,207	-1.0%
Drugs and Pharmaceuticals	127,906	120,405	(7,502)	-6.2%	102,902	-24.3%
Services	171,150	173,036	1,886	1.1%	170,384	-0.4%
Depreciation	75,974	74,564	(1,410)	-1.9%	47,941	-58.5%
Interest/Debt	26,698	27,491	793	2.9%	13,153	-103.0%
Other Operating Expense	66,625	69,215	2,590	3.7%	63,086	-5.6%
Medical Center Investments	20,269	16,753	(3,516)	-21.0%	(0)	---
Total Expense	1,442,209	1,454,934	12,724	0.9%	1,288,555	-11.9%
Excess of Revenue over Expense	$ 105,639	$ 105,488	$ 151	0.1%	$ 99,030	6.7%
Financial Metrics						
Adjusted Admissions	55,499	56,327	(828)	-1.5%	53,459	3.8%
OSUP Physician Encounters	1,170,800	1,182,347	(11,547)	-1.0%	1,090,313	7.4%
Operating Revenue per AA	$ 22,799	$ 22,670	$ 129	0.6%	$ 21,095	8.1%
Total Expense per AA	$ 19,831	$ 19,820	$ (11)	-0.1%	$ 18,289	-8.4%

This statement does not conform to Generally Accepted Accounting Principles. Different accounting methods are used in each of these entities and no eliminating entries are included.

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

OSU Wexner Medical Center
Combined Statement of Operations
For the YTD ended: December 31, 2015
(in thousands)

	ACTUAL	BUDGET	ACT-BUD VARIANCE	BUDGET % VAR	PRIOR YEAR	PY % Var
Health System						
Revenues	$1,265,340	$1,276,937	$ (11,597)	-0.9%	$1,127,715	12.2%
Expenses	1,168,026	1,185,602	17,576	1.5%	1,026,402	-13.8%
Net	97,314	91,335	5,979	6.5%	101,313	-3.9%
OSUP						
Revenues	$ 198,824	$ 196,516	$ 2,308	1.2%	$ 181,289	9.7%
Expenses	187,068	183,353	(3,715)	-2.0%	177,799	-5.2%
Net	11,756	13,163	(1,407)	-10.7%	3,490	236.8%
COM/OHS						
Revenues	$ 83,685	$ 86,969	$ (3,284)	-3.8%	$ 80,398	4.1%
Expenses	87,115	85,978	(1,137)	-1.3%	86,168	-1.1%
Net	(3,431)	991	(4,422)	-446.3%	(5,770)	40.5%
Total Medical Center						
Revenues	$1,547,848	$1,560,422	$ (12,573)	-0.8%	$1,389,402	11.4%
Expenses	1,442,209	1,454,934	12,724	0.9%	1,290,372	-11.8%
Net	105,639	105,488	151	0.1%	99,030	6.7%

This statement does not conform to Generally Accepted Accounting Principles. Different accounting methods are used in each of these entities and no eliminating entries are included.

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

OSU Wexner Medical Center
Combined Balance Sheet
As of: December 31, 2015
(in thousands)

	December 2015	June 2015	Change
Cash	$ 559,946	$ 454,113	$ 105,833
Current Assets	655,510	633,085	22,425
Assets Limited as to Use	255,250	255,029	221
Property, Plant & Equipment - Net	1,507,036	1,548,833	(41,797)
Other Assets	405,249	394,701	10,549
Total Assets	$ 3,382,992	$ 3,285,761	$ 97,231
Current Liabilities	$ 334,383	$ 323,390	$ 10,994
Other Liabilities	47,882	47,338	544
Long-Term Debt	935,982	965,218	(29,236)
Net Assets - Unrestricted	1,590,300	1,467,996	122,304
Net Assets - Restricted	474,444	481,818	(7,374)
Liabilities and Net Assets	$ 3,382,992	$ 3,285,761	$ 97,231

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

1

(ATTACHMENT XVII)

BACKGROUND

1. Overview: The Wexner Medical Center proposes to re-name and re-purpose the University affiliate currently named The University Home Care Services Corporation to better align with its evolving focus and business opportunities.

2. History: The University Home Care Services Corporation ("TUHCSC") is a University-affiliated entity that was formed on February 22, 1996, to provide or make available comprehensive home health care services. On June 24, 1998, TUHCSC became qualified as a tax exempt entity under Section 501(c)(3) of the Internal Revenue Code. All of the current directors of TUHCSC are officers or employees of the University. TUHCSC and the Wexner Medical Center now wish to expand the operations of the affiliate beyond home health care services, and therefore wish to re-name the entity and modify its purpose.

3. Recommendation: It is recommended that the affiliate currently named TUHCSC be renamed "Ohio State Health, Inc.", and that its stated purpose be modified to include the following:

    1. To develop an integrated network for The Ohio State University Wexner Medical Center (OSUWMC) that furthers its tripartite mission of education, research and patient care, and improves access, quality and cost of health care for residents of Ohio and beyond.

    2. To provide leadership and funding to manage OSUWMC's post-acute care network operations and any associated affiliations/relationships that provides services to our patients. Post-acute care will include but is not limited to a 24-hour call service, home care, home infusion, durable medical equipment, short and long term rehab, skilled nursing facilities, and hospice care.

    3. To provide grant funding for OSUWMC and Central Ohio community health programs that improve community health outcomes and further the Wexner Medical Center's mission to improve people's lives.

    4. To provide grant funding to OSUWMC faculty, staff and students for research and training purposes that will enhance the clinically integrated network and/or seek to improve population health.

(ATTACHMENT XVIII)

Patient Experience Council Emergency Services Update

January 2016

Eric Adkins, MD
Jason Walsh, RN

The Ohio State University
Wexner Medical Center

Overview

- Review Opportunities & Solutions
- Accomplishments & Wins
- Additional Support from System

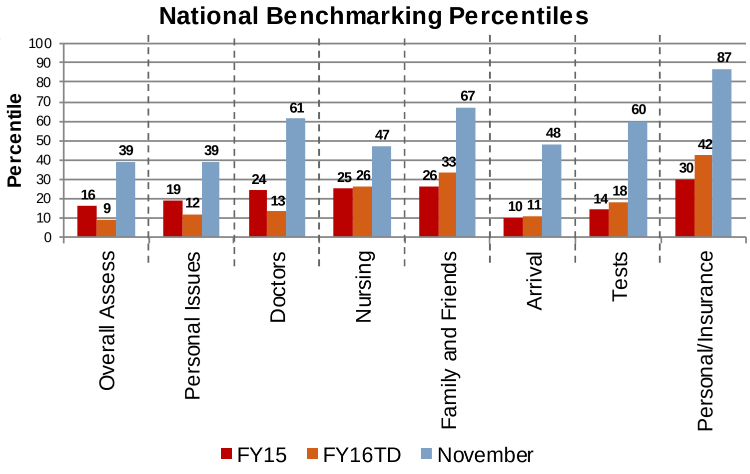
The Ohio State University
Wexner Medical Center

ED demographics

- On pace for 78,000 visits (up 12%)
- 50% of inpatient admissions come through ED
- 200-250 patient per day
- Admission rate 35%
- Boarding
  - Any time 4 hours after decision to admit

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

UH Emergency Services Patient Satisfaction



NOTE: Dimensions are listed from highest to lowest correlation to Overall Assessment

Staff Demeanor – Empathy & Compassion

- Potts/Larson Education Series
  - Rolling curriculum with 8 segments
  - All staff expected to participate

The Ohio State University
Wexner Medical Center

Staff Demeanor – Empathy & Compassion

- Staff Developed Experience Videos
- Secret Shoppers
- Resident Coaching
- MD/RN Collaboration Program
  - 2 way feedback between resident and RN
- Investing in our staff

The DAISY Award
FOR EXTRAORDINARY NURSES
IN MEMORY OF J. PATRICK BARNES

The Ohio State University
Wexner Medical Center

Communication

- Increased Focus on Positive First Impression
- Welcoming Patients in the AZ with Dedicated Greeter Positions
- Additional Touch Points from ED Advocates

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

Communication

- White Board Auditing
- Bedside Report
- Purposeful Rounding
  - Management re-enforcing with staff key issues.
- No Pass Initiative

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

Operational Throughput & Boarding

- TeleTracking Go Live
- 30 days without ambulance diversion
- High Volume Days of >220 patients with Discharge LOS of 4 hours
- Arrival Zone Redesign
- APP/MD in Triage on high volume days

UH ED September 2015 to November 2015:

LWBS: **7.39% to 1.82%**

Admit LOS: **11 hours to 9 hours**

Boarding hours: **8081 to 3991**

Ambulance diversion hours: **154 to 9.4**

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

Ongoing Support Needed

- Assure access to care
  - After ED visit
- Capacity
  - Backdoor of ED being open
  - Inpatient space, staff (RN & physicians)
  - Consistency

Things to Remember

- Ongoing initiative to improve ED staff connection with patients
- Historical low for left without being seen
- Upward trend in patient experience scores

Thank You

THE OHIO STATE UNIVERSITY
WEXNER MEDICAL CENTER

APPENDIX XXXIV

BACKGROUND

3335-1-02 Members, officers and committees of the board.

(A) Members of the board of trustees.

(1) No change

(2) Student trustees. Student trustees ~~shall be~~are considered voting members of the board as provided in revised code section 3335.02 and shall be permitted to participate in all discussions and deliberations of the board, including attending executive sessions.

(3) through (7) No change

(B) and (C) No change

APPENDIX XXXV

BACKGROUND

The Retirement Continuation Plan and the Retirement Continuation Plan II (each, a "Plan" and, collectively, the "Plans") are maintained for faculty and staff members whose retirement contributions to the state retirement system are limited under IRS rules and whose compensation, as determined by the university, exceeds those IRS limits. The Plans are a "tax-qualified" retirement plan - i.e., participants do not pay income taxes on their contributions or accounts until those balances are distributed.

Summary of Changes:

Each Plan is being amended and restated to:

- Incorporate prior plan amendments and changes necessary to maintain compliance with the Internal Revenue Code and related guidance.

- Change the vesting period to 365 continuous days of employment to ensure consistent administration of vesting under university retirement plans. The vesting period currently is defined as the earlier of 12 months after attaining age 18 or the completion of the first full contract year after attaining age 18.

- Remove the requirement that distributions due to unforeseeable emergencies (e.g., financial hardship) cannot include amounts (and earnings thereon) that have been credited to the Plan for less than two years. As a result, all vested amounts will be available for distribution due to unforeseeable emergencies, subject to the terms and conditions of the Plan.

The amendment and restatement of each Plan has been approved by the Office of Human Resources, the Office of Legal Affairs and outside counsel.

Purpose of the Resolution for each Plan:

- Approve the amendment and restatement of the Plan, effective as of February 1, 2016; and

- Authorize the senior vice president for business and finance and chief financial officer to sign the amendment and restatement and any other documents needed to effectuate or carry out the resolution and submit the Plan to the Internal Revenue Service for a favorable determination letter; and

- Delegate authority to adopt and effectuate certain technical or non-discretionary amendments to the Plan necessary to secure or maintain compliance with federal tax laws to the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, without further review or resolutions by the Board.

THE OHIO STATE UNIVERSITY
RETIREMENT CONTINUATION PLAN

Amended and Restated Effective as of February 1, 2016

I\7517251.7

TABLE OF CONTENTS

THE OHIO STATE UNIVERSITY RETIREMENT CONTINUATION PLAN

ARTICLE I.
ESTABLISHMENT AND RESTATEMENT OF PLAN

Section 1.01. Plan Establishment and History.

(a) The Ohio State University ("University") is a state university under Ohio law and an educational organization described in Section 170(b)(1)(A)(ii) of the Internal Revenue Code of 1986, as amended ("Code"). The University established the Plan, effective July 1, 2001, to provide additional retirement benefits for eligible employees of the University. The Plan was most recently amended and restated effective January 1, 2011, and has been amended three times thereafter.

(b) The Plan was, and is intended to remain, a defined contribution plan qualified under Code Section 401(a) and a profit sharing plan within the meaning of Code Section 401(a)(27), provided that contributions shall be made without regard to profits.

(c) The Plan is a governmental plan within the meaning of Code Section 414(d) and Section 3(32) of the Employee Retirement Income Security Act of 1974 ("ERISA"). As a governmental plan, ERISA does not apply.

(d) The University separately maintains The Ohio State University Supplemental 415(m) Retirement Plan, as amended from time to time, which is a portion of this Plan that is intended to be a qualified governmental excess benefit arrangement pursuant to Code Section 415(m).

Section 1.02. Plan Restatement.

(a) The Plan is now being amended and restated effective February 1, 2016.

(b) Except as otherwise specifically provided herein, the Plan as hereinafter set forth establishes the rights and obligations with respect to individuals who are Employees on and after February 1, 2016, and to transactions under the Plan on and after February 1, 2016. The rights and benefits, if any, of individuals who are not Employees on or after February 1, 2016, shall be determined in accordance with the terms and provisions of the Plan that was in effect on the date of their Severance from Employment, except as otherwise specifically provided herein or in a subsequent amendment.

Section 1.03. Plan Funding. The Plan is funded exclusively through the purchase of Funding Vehicles from the Provider(s) identified in Appendix A attached hereto, as may be amended from time to time. The terms and conditions of the Funding Vehicles shall be considered part of, and shall be construed as having been incorporated into, this Plan. To the extent there is any conflict between the terms of any such Funding Vehicles and the terms of the Plan, however, the terms of the Plan shall govern, except as otherwise expressly provided herein.

ARTICLE II.
RULES OF CONSTRUCTION AND DEFINITIONS

Section 2.01. Rules of Construction and Governing Law.

(a) This Plan shall be interpreted, enforced, and administered in accordance with the Code and, when not inconsistent with the Code, or expressly provided otherwise herein, the laws of the State of Ohio without regard to conflict of law principles.

(b) Words used herein in the masculine gender shall be construed to include the feminine gender where appropriate, and *vice versa*, and words used herein in the singular or plural shall be construed as being in the plural or singular, where appropriate, and *vice versa*.

(c) The headings and subheadings in the Plan are inserted for convenience of reference only and are not to be considered in the construction of any provision of the Plan.

(d) If any provision of the Plan shall be held to violate the Code or be illegal or invalid for any other reason, that provision shall be deemed to be null and void, but the invalidation of that provision shall not otherwise impair or affect the Plan.

(e) In resolving any conflict between provisions of the Plan and in resolving any other uncertainty as to the meaning or intention of any provision of the Plan, the interpretation that causes the Plan to (i) constitute a qualified plan under the provisions of Code Section 401 with the earnings of the Trust exempt from income tax under Code Section 501, (ii) be a governmental plan as defined in ERISA Section 3(32) and Code Section 414(d), and (iii) comply with all applicable requirements of the Code and other applicable laws and rules, shall prevail over any different interpretation.

Section 2.02. Definitions. When the initial letter of a word or phrase is capitalized herein, the meaning of such word or phrase shall be as follows:

(a) "Account" means the following separate accounts maintained for each Participant under a Funding Vehicle, reflecting his or her interest in such Funding Vehicle as follows:

(1) "Pick-Up Contribution Account" means the account maintained to reflect the Participant's interest in a Funding Vehicle attributable to his or her Pick-Up Contributions pursuant to Section 4.01.

(2) "Employer Contribution Account" means the account maintained to reflect the Participant's interest in a Funding Vehicle attributable to his or her Employer Contributions pursuant to Section 4.02.

(b) "Adjusted Compensation" means Compensation reduced by an amount equal to the lesser of:

(1) the limitation specified by Code Section 401(a)(17) for the Plan Year; or

(2) the compensation on which contributions were actually made to the ARP, OPERS, or STRS.

Notwithstanding the preceding, for Integrated Physicians "Adjusted Compensation" shall also include FGP Compensation. In no event shall Adjusted Compensation exceed the limitation specified by Code Section 401(a)(17), increased by the Cost of Living Adjustment.

(c) "Administrator" means the University and, to the extent that the University has delegated any of its duties as Administrator pursuant to Section 13.03, the individual, committee, or organization to whom such duty has been delegated.

(d) "Annual Addition" means the annual addition as defined in Code Section 415(c) and as modified in Code Sections 415(l)(1) and 419A(d)(2). In general, Code Section 415(c) defines annual addition as the sum of the following amounts credited to a Participant's accounts for the Limitation Year under this Plan and any other defined contribution plan maintained by the University:

(1) Employee contributions, including Pick-Up Contributions under Section 4.01;

(2) University contributions, including Employer Contributions under Section 4.02;

(3) forfeitures;

(4) amounts allocated to an individual medical account, as defined in Code Section 415(l)(2), which is part of a pension or annuity plan maintained by the University or a Related Employer, or both, as applicable; and

(5) mandatory employee contributions to a defined benefit plan maintained by the University, unless the contributions are picked up by the University pursuant to Code Section 414(h)(2).

Annual Additions shall not include rollover or transfer contributions.

(e) "Applicable Form" means the appropriate form as designated and furnished by the Administrator or Provider to make the election or provide the notice required by the Plan. In those circumstances where a written election or consent is not required by the Plan or the Code, the Administrator or Provider may prescribe an electronic or telephonic form in lieu of or in addition to a written form.

(f) "ARP" means "The Ohio State University Alternative Retirement Plan," as amended from time to time.

(g) "Attachment A" means Attachment A to the Plan, as amended from time to time by the University. Attachment A sets forth (i) Eligible Employees under the Plan for purposes of Pick-Up Contributions and/or Employer Contributions, (ii) the percentage of Adjusted Compensation irrevocably elected by the Eligible Employee as Pick-Up Contributions under the

Plan, and (iii) the amount of the Employer Contribution made to the Plan on behalf of each Eligible Employee for the Plan Year.

(h) "Beneficiary" means the person, company, trustee, or estate designated by the Participant on the Applicable Form to receive any benefits payable under the Plan in the event of the Participant's death.

(i) "Board" means the Board of Trustees of the University.

(j) "Code" has the meaning set forth in Section 1.01(a).

(k) "Compensation" means:

(1) with respect to a Participant for a Plan Year, as applicable:

(A) If the Participant is a member of OPERS or is a participant in the ARP and would be subject to Chapter 145 of the ORC had the Participant not made an election pursuant to Section 3305.05 or 3305.051 of the ORC, "Compensation" means "earnable salary" as defined in division (R) of Section 145.01 of the ORC; or

(B) If the Participant is a member of STRS or is a participant in the ARP and would be subject to Chapter 3307 of the ORC had the Participant not made an election pursuant to Section 3305.05 or 3305.051 of the ORC, "Compensation" means "compensation" as defined in division (L) of Section 3307.01 of the ORC, as adjusted, with respect to an Integrated Physician, pursuant to STRS Rule 3307-10-01.

(2) Notwithstanding paragraph (1), Compensation shall also include any amount contributed by the University pursuant to a salary reduction agreement between the University and the Participant that is excludable from gross income of the Participant pursuant to Code Section 125, 132(f)(4), 402(e)(3), 403(b), 414(h)(2), or 457(b).

(3) Notwithstanding paragraph (1), a Participant whose employment is interrupted by qualified military service or who is on a leave of absence for qualified military service and who receives a differential wage payment within the meaning of Code Section 414(u)(12)(D) from the University, shall be treated as an Employee of the University, and the differential wage payment shall be treated as Compensation. This provision shall be applied to all similarly situated individuals in a reasonably equivalent manner.

(4) In determining the amount or allocation of any contribution that is based on Compensation, only Compensation paid to a Participant for services rendered to the University while employed as an Employee of the University shall be taken into account.

(5) For purposes of Sections 4.01 and 4.02, Compensation shall not exceed the limitation specified by Code Section 401(a)(17), increased by the Cost of Living Adjustment, to the extent applicable.

(l) "Contributions" means Pick-Up Contributions and Employer Contributions.

(m) "Cost of Living Adjustment" means the cost of living adjustment prescribed by the Secretary of the Treasury under Code Section 415(d) or 401(a)(17), as applicable for any year.

(n) "Disability" means a physical or mental condition of a Participant which would qualify the Participant for benefits under the University's long term disability plan, and which satisfies the definition under Code Section 72(m)(7).

(o) "Effective Date" means February 1, 2016.

(p) "Eligible Employee" means an Employee designated by the Administrator as eligible for Pick-Up Contributions and/or Employer Contributions under the Plan, as set forth in Attachment A; provided, however, that an Integrated Physician shall be an Eligible Employee for purposes of Employer Contributions. The Administrator shall have the right in its sole and absolute discretion to designate Eligible Employees under the Plan, and to remove Employees from eligibility under the Plan, at any time, which shall be reflected in an updated Attachment A.

(q) "Employee" means any person who is receiving compensation for personal services rendered in the employment of the University.

(r) "Employer Contribution" means a contribution made to the Plan by the University on behalf of a Participant in accordance with Section 4.02.

(s) "ERISA" has the meaning set forth in Section 1.01(c).

(t) "Excess Annual Additions" mean that portion of a Participant's Pick-Up Contributions and Employer Contributions to the Plan and contributions to another 401(a) defined contribution plan sponsored by the University or a Related Employer for a Plan Year which exceeds the limits of Code Section 415.

(u) "FGP Compensation" means the portion of compensation earned by an Integrated Physician that would constitute Compensation under the Plan but is excluded by application of STRS Rule 3307-10-01.

(v) "Funding Vehicle" means one or more qualified trusts under Code Section 501(a), custodial accounts treated as qualified trusts under Code Section 401(f), and/or annuity contracts treated as qualified trusts under Code Section 401(f), all in accordance with the qualification requirements of the Code.

(w) "HEART" means the Heroes Earnings Assistance and Relief Tax Act of 2008, as amended from time to time.

(x) "Integrated Physician" means a physician who has an implementation date as defined in Section (A)(4) of STRS Rule 3307-10-01 and is subject to Section B(3) of STRS Rule 3307-10-01.

(y) "Investment Options" mean the investment funds available under the Funding Vehicles provided by the Provider(s) and specifically approved by the Administrator in its sole and absolute discretion, for use under this Plan in accordance with Article VII.

(z) "Limitation Year" means the Plan Year.

(aa) "Married Participant" means a Participant whose marriage is recognized by the Internal Revenue Service for federal income tax purposes on the date Plan benefits are payable.

(bb) "Normal Retirement Date" means the first day of the calendar month coincident with or next following the Participant's sixty-fifth (65^{th}) birthday.

(cc) "OPERS" means the Ohio Public Employees Retirement System.

(dd) "ORC" means the Ohio Revised Code, as amended from time to time.

(ee) "Participant" means any Eligible Employee who is or may become eligible to receive a benefit of any type under the Plan. A Participant shall also mean, when appropriate to the context, a former Eligible Employee who is eligible to receive a benefit of any type under the Plan.

(ff) "Pick-Up Contribution" means a contribution made by the University on behalf of a Participant in accordance with Section 4.01, and which is intended to be a contribution described under Code Section 414(h)(2).

(gg) "Plan" means The Ohio State Retirement Continuation Plan, as amended from time to time.

(hh) "Plan Compensation" means all compensation as defined in Code Section 415(c)(3). In general, Code Section 415(c)(3) defines compensation as all of an Employee's wages as defined in Code Section 3401(a) for the purposes of income tax withholding at the source but determined without regard to any rules that limit the remuneration included in wages based on the nature or location of the employment or the services performed (such as the exception for agricultural labor in Code Section 3401(a)(2)); provided, however, Plan Compensation shall also include the amount of any elective deferrals, as defined in Code Section 402(g)(3), and any amount contributed or deferred by the University at election of the Employee and which is not includible in the gross income of the Employee by reason of Code Section 125, 403(b), 132(f)(4), 401(k), or 457(b). Plan Compensation for a Plan Year includes compensation paid by the later of (i) two and one-half (2 ½) months after an Employee's Severance from Employment, or (ii) the end of the Plan Year that includes the date of the Employee's Severance from Employment, if:

(1) the payment is regular compensation for services during the Employee's regular working hours, or compensation for services outside the Employee's regular working hours (*e.g.*, overtime or shift differential), commissions, bonuses, or other similar payments and the payment would have been paid to the Employee prior to a Severance from Employment if the Employee had continued in employment with the University;

(2) the payment is for unused accrued bona fide sick, vacation, or other leave, but only if the Employee would have been able to use the leave if the Employee had continued in employment with the University; or

(3) the payment is received by the Employee pursuant to a nonqualified unfunded deferred compensation plan, but only if the payment would have been paid to the Employee at the same time if the Employee had continued in employment with the University and only to the extent that the payment is includible in the Employee's gross income.

Plan Compensation does not include any amounts "picked up" by the University within the meaning of Code Section 414(h). Plan Compensation shall not exceed the limitation specified by Code Section 401(a)(17), increased by the Cost of Living Adjustment, to the extent applicable.

(ii) "Plan Year" means the calendar year.

(jj) "Provider" means a service provider that has been approved by the Administrator to serve as third party administrator and/or recordkeeper for the Plan and/or to offer Investment Options to Participants under the Plan. The Provider(s) is set forth in Appendix A hereto, as amended from time to time. The Administrator, in its sole and absolute discretion, shall select the Provider(s) and may add or delete Provider(s).

(kk) "Related Employer" means the University and any other entity that is required to be aggregated with the University under Code Section 414(b), (c) or (m), as determined pursuant to the following sentence. The University shall determine the entities that are Related Employers based on a reasonable good faith standard and taking into account the special rules applicable under Notice 89-23, 1989-1 C.B. 654.

(ll) "Section" means, when not preceded by the word Code or preceding the word ORC, a section of the Plan.

(mm) "Severance from Employment" means the complete termination of the employment relationship between the Employee and the University and any Related Employer for any reason.

(nn) "Spouse" means the individual whose marriage to a Participant is recognized by the Internal Revenue Service for federal income tax purposes.

(oo) "STRS" means the State Teachers Retirement System of Ohio.

(pp) "Trust" means a trust, a custodial account treated as a qualified trust under Code Section 401(f), and/or an annuity contract treated as a qualified trust under Code Section 401(f), established under the Plan to hold Plan assets.

(qq) "Trust Fund" means all the cash, securities, or other property, together with income therefrom, held by the Trustee pursuant to the terms of the Plan and Trust.

(rr) "Trustee" means the entity or person(s) designated by the University as trustee of a Trust, and includes the entity or person(s) holding the assets of a custodial account or holding an annuity contract in accordance with Code Section 401(f).

(ss) "Unforeseeable Financial Emergency" means an unexpected severe financial hardship of the Participant resulting from:

(1) an illness or accident of the Participant, the Participant's Spouse, or the Participant's dependent (as defined in Code Section 152 without regard to Code Sections 152(b)(1), (b)(2), and (d)(1)(B));

(2) loss of the Participant's property due to casualty (including the need to rebuild a home following damage to a home not otherwise covered by homeowner's insurance, *e.g.*, as a result of a natural disaster); or

(3) other similar extraordinary and unforeseeable circumstances arising as a result of events beyond the control of the Participant.

(tt) "University" has the meaning set forth in Section 1.01(a).

(uu) "USERRA" means the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended from time to time.

(vv) "Vested" or "Vesting" means the interest of the Participant or Beneficiary in his or her Accounts which is unconditional, legally enforceable, and nonforfeitable at all times, subject to any adjustment which may be required to correct an operational error, as determined by the Administrator in its sole and absolute discretion.

(ww) "Year of Service" means the completion by the Employee of three hundred sixty-five (365) continuous days of employment with the University.

ARTICLE III.
ELIGIBILITY AND PARTICIPATION

Section 3.01. Participation for Pick-Up Contributions.

(a) An Eligible Employee shall become a Participant for purposes of Pick-Up Contributions as designated by the Administrator as set forth on Attachment A.

(b) Notwithstanding paragraph (a), in order to become a Participant under the Plan for purposes of Pick-Up Contributions, an Eligible Employee must make a one-time irrevocable election on the Applicable Form to have his or her Adjusted Compensation reduced by a specified percentage, and submit the election to the Administrator within sixty (60) days of the date that he or she is designated as an Eligible Employee under this Section 3.01. If the Participant fails to file an Applicable Form in a timely manner, the Participant shall be deemed to have forever waived the right to have Pick-Up Contributions made on his or her behalf to the Plan.

Section 3.02. Participation for Employer Contributions.

(a) An Eligible Employee shall become a Participant for purposes of Employer Contributions as designated by the Administrator as set forth on Attachment A.

(b) Notwithstanding paragraph (a), an Integrated Physician shall participate in the Plan for purposes of Employer Contributions effective as of the Integrated Physician's implementation date, as defined in Section (A)(4) of STRS Rule 3307-10-01, and shall receive Employer Contributions each year until his or her Severance from Employment.

Section 3.03. Cessation of Participation. A Participant shall cease to be a Participant upon the distribution of his or her entire Account.

Section 3.04. Completion of Forms by Participants and Beneficiaries. A Participant and any Beneficiary eligible to receive, or claiming a right to receive, any benefits under the Plan must complete such Applicable Forms and furnish such proofs and information as may reasonably be required at any time by the Administrator or Provider.

ARTICLE IV.
CONTRIBUTIONS

Section 4.01. Pick-Up Contributions.

(a) The University shall make Pick-Up Contributions to the Pick-Up Contribution Account on behalf of each Eligible Employee who is a Participant pursuant to Section 3.01. Subject to Article V, the Pick-Up Contributions shall be equal to the percentage of Adjusted Compensation irrevocably elected by the Eligible Employee on the Applicable Form.

(b) Pick-Up Contributions shall be picked up by the University and treated as paid by the University pursuant to Code Section 414(h)(2).

(c) The University shall reduce the Eligible Employee's Adjusted Compensation by such specified percentage, and remit the Pick-Up Contributions to the Plan each payroll period on a basis consistent with its payroll practices, but no later than as permitted by law for the Plan Year during which they are being made. Pick-Up Contributions shall be allocated to the Participant's Pick-Up Contribution Account as of the date made to the Plan, but no later than the last day of the Plan Year.

Section 4.02. Employer Contributions.

(a) The University shall make an Employer Contribution on behalf of each Eligible Employee who is a Participant pursuant to Section 3.02 in an amount determined by the University each Plan Year, in its sole and absolute discretion. The Employer Contribution with respect to each Eligible Employee for a Plan Year shall be set forth in Attachment A.

(b) Notwithstanding paragraph (a), in no event shall the amount contributed under this Plan (when aggregated with amounts contributed to STRS, OPERS, and the ARP) for an Employee who is an Integrated Physician be less than the amount necessary to qualify the Plan as a state retirement system with respect to such Integrated Physician pursuant to Code Section 3121(b)(7) and the Treasury Regulations promulgated thereunder.

(c) Employer Contributions shall be made to the Plan no later than required by law, and allocated to the Participant's Employer Contribution Account as of the date made to the Plan, but no later than the last day of the Plan Year.

Section 4.03. **Rollover or Transfer Contributions.** The Plan shall not accept any rollover or transfer contributions of any kind.

Section 4.04. **Leave of Absence**. During a paid leave of absence, Contributions shall continue to be made for a Participant on the basis of Adjusted Compensation paid by the University during the leave. No Contributions shall be made during an unpaid leave of absence.

Section 4.05. **Cessation of Contributions.** A Participant shall cease to be eligible for Contributions under the Plan when (a) he or she is no longer an Eligible Employee or (b) the Plan is terminated.

Section 4.06. **Expenses of Plan**. All reasonable expenses of administering the Plan shall be charged against and paid from the Participant's Accounts, subject to the terms of the applicable Funding Vehicles, unless paid by the University. The Administrator shall have the right to allocate expenses associated with maintaining the Accounts of Participants who have terminated employment to such Accounts, even if no expenses are allocated to the Accounts of Participants who are active Employees, in accordance with rules promulgated by the Internal Revenue Service.

ARTICLE V.
LIMITATIONS ON CONTRIBUTIONS

Section 5.01. **Code Section 415(c) Limits.**

(a) Notwithstanding any provision of the Plan to the contrary, Annual Additions to the Plan and any other Code Section 401(a) plan maintained by the University or a Related Employer for a Participant in a Limitation Year shall not exceed the limitations set forth in Code Section 415(c).

(b) The Code Section 415(c) limit for any Plan Year is the lesser of:

(1) Fifty Three Thousand Dollars ($53,000) for 2016, increased by the Cost of Living Adjustment thereafter; or

(2) One hundred percent (100%) of the Participant's Plan Compensation for the Plan Year.

Section 5.02. **Excess Annual Additions**. If a Participant has Excess Annual Additions for a Plan Year, an adjustment to comply with this Article shall be made as soon as administratively possible, but no later than the time permitted under Internal Revenue Service guidance: (a) first, to any plan of a Related Employer required to be aggregated with this Plan other than a plan of the University; and (b) second, to this Plan.

ARTICLE VI.
ACCOUNTING

Section 6.01. Participant Accounts. Accounts shall be maintained by the Provider(s) for each Participant pursuant to the terms of the Plan. The Accounts shall reflect the record of the Participant's interest under the Plan attributable to Contributions and the earnings and losses thereon. The maintenance of individual accounts is for accounting and recordkeeping purposes only, and a segregation of Plan assets to each Account is not required.

Section 6.02. Participant Statements. The Provider(s) shall provide each Participant with a statement of the value of the Participant's Account as of the end of each quarter, and shall provide similar information to the Administrator upon request.

Section 6.03. Value of Account. The value of a Participant's Account as of any determination date is the value of the balance of the Account as determined by the Provider(s). The valuation date shall be the last day of the Plan Year and each other date designated by the Administrator or Provider(s) in a uniform and nondiscriminatory manner. All transactions and Account records shall be based on fair market value.

ARTICLE VII.
INVESTMENT OF CONTRIBUTIONS

Section 7.01. Investment Options.

(a) All Contributions under the Plan shall be transferred to the Provider(s) to be held, managed, invested, and distributed in accordance with the provisions of the Plan and the Funding Vehicles, as applicable. All benefits under the Plan shall be distributed solely from the Funding Vehicles, and the University shall have no liability for any such benefits other than the obligation to make Contributions as provided in the Plan.

(b) Participants' Accounts shall be invested in one or more of the Investment Options available to Participants from a Provider(s) approved under this Plan, as selected by the Administrator and communicated to Participants. The Administrator's current selection of Provider(s) and Investment Options is not intended to limit future additions or deletions of Provider(s) or Investment Options.

(c) A Participant shall have the right to direct the investment of his or her Accounts by filing the Applicable Form with the Provider(s). A Participant may change his or her investment election as often as determined by the Provider(s). A Participant may elect to transfer all or any portion of his or her Accounts invested in any one Investment Option to another Investment Option, regardless of whether offered by the same or a different Provider, subject to the limitations of the Funding Vehicle(s), by filing a request on the Applicable Form with the Provider(s) or by such other means that may be provided for by the Provider(s). A Participant may also elect to transfer all or any portion of his or her Accounts invested in an Investment Option with a former Provider to an Investment Option with a Provider, subject to the terms of the Funding Vehicles.

(d) An investment change that includes an investment with a former Provider or other provider that is not eligible to receive Contributions under the Plan is not permitted.

Section 7.02. **Default Investments**. If a Participant does not make a valid and complete Provider election on the Applicable Form or does not have a valid and complete investment direction on file with a Provider on the Applicable Form, Contributions shall be invested in a default fund selected by the Administrator in its sole and absolute discretion, until the Participant makes an affirmative election regarding the investment of his or her Account.

ARTICLE VIII.
TRUST

Section 8.01. **Trust Fund**. All Contributions under the Plan shall be transferred to the Trustee to be held in Trust as part of the Trust Fund in accordance with the provisions of the Plan and the Funding Vehicles, as applicable. All assets held in connection with the Plan, including all Contributions, all property and rights acquired or purchased with such amounts, and all income attributable to such amounts, property or rights, shall be held in, managed, invested and distributed in Trust as part of the Trust Fund, in accordance with the provisions of the Plan. All benefits under the Plan shall be distributed solely from the Trust Fund, and the University shall have no liability for any such benefits other than the obligation to make Contributions as provided in the Plan.

Section 8.02. **Trust Status**. The Trust Fund shall be held in Trust for the exclusive benefit of Participants and Beneficiaries under the Plan in accordance with Code Section 501(a). No part of the Trust Fund shall be used for, or diverted to, purposes other than for the exclusive benefit of Participants and their Beneficiaries, and for defraying the reasonable expenses of the Plan and Trust. The Trust is exempt from tax pursuant to Code Sections 401(a) and 501(a).

ARTICLE IX.
VESTING

Section 9.01. **Pick-Up Contributions.** A Participant shall be one hundred percent (100%) Vested in his or her Pick-Up Contribution Account at all times.

Section 9.02. **Employer Contributions.**

(a) A Participant shall be one hundred percent (100%) Vested in his or her Employer Contribution Account after the Participant is credited with one (1) Year of Service.

(b) Notwithstanding paragraph (a), a Participant shall be one hundred percent (100%) Vested in his or her Employer Contribution Account upon the earlier of his or her death, Disability, or Normal Retirement Date.

(c) Notwithstanding paragraph (a), a Participant who is an Integrated Physician who normally works twenty (20) hours or less per week shall be one hundred percent (100%) Vested in his or her Employer Contribution Account at all times.

Section 9.03. **Forfeitures.** If a Participant incurs a Severance from Employment, any non-Vested portion of his or her Account shall be forfeited, and the amount forfeited shall be applied towards the Employer Contributions or to pay Plan expenses in the current Plan Year.

ARTICLE X.
DISTRIBUTIONS

Section 10.01. Commencement of Distributions.

(a) A Participant is eligible to receive a distribution of his or her Vested Account from the Plan upon the Participant's:

(1) Severance from Employment;

(2) death; or

(3) Disability.

(b) The Participant or Beneficiary may submit a request for a distribution to the Provider on the Applicable Form. The University shall certify that the Participant has had a Severance from Employment and/or has a Disability, as applicable.

Section 10.02. Form of Distribution. Subject to the terms of the Funding Vehicles, a Participant may elect to receive his or her Vested Account in a single lump sum, annuity and/or installment payments.

Section 10.03. Death Benefits. If a Participant dies before distribution of his or her entire Account, the Participant's Account shall be payable to his or her Beneficiary(ies) pursuant to the Funding Vehicle(s), subject to Code Section 401(a)(9).

Section 10.04. Required Minimum Distributions. The provisions of this Section 10.04 take precedence over any inconsistent provisions of the Plan or of any Funding Vehicle. All distributions under this Plan shall be made in accordance with Code Section 401(a)(9) and the regulations promulgated thereunder, including the incidental death benefit rules under Code Section 401(a)(9)(G), and shall comply with the following rules.

(a) Distributions may only be made over one of the following periods (or a combination thereof):

(1) the life of the Participant;

(2) the life of the Participant and a designated Beneficiary;

(3) a period certain not extending beyond the life expectancy of the Participant; or

(4) a period certain not extending beyond the joint and last survivor life expectancy of the Participant and a designated Beneficiary.

(b) A Participant's Vested Accounts shall be distributed to the Participant beginning no later than April 1 of the calendar year following the calendar year in which the Participant attains age seventy and one-half (70½) or, if later, April 1 of the calendar year following the calendar year that the Participant has a Severance from Employment.

(c) Upon the death of the Participant, the following distribution provisions shall take effect:

(1) If the Participant dies after distribution of his or her Account(s) begins, any remaining portion of the Account(s) shall continue to be distributed at least as rapidly as under the method of distribution in effect at the time of the Participant's death.

(2) If the Participant dies before distribution of his or her Account(s) begins and the Participant has no designated Beneficiary(ies), the Participant's Account(s) under the Plan shall be distributed by December 31 of the calendar year containing the fifth (5th) anniversary of the Participant's death.

(3) If the Participant dies before distributions of his or her Account(s) begins and any portion of his or her Account(s) are payable to a designated Beneficiary, the designated Beneficiary may elect for the Participant's Account(s) to be distributed (i) by December 31 of the calendar year containing the fifth (5th) anniversary of the Participant's death, or (ii) beginning no later than December 31 of the calendar year immediately following the calendar year in which the Participant died, over the life of the designated Beneficiary or over a period not exceeding the life expectancy of the designated Beneficiary. If the designated Beneficiary is the surviving Spouse, the Beneficiary may elect to delay payment under subparagraph (ii) until December 31 of the calendar year in which the Participant would have attained age seventy and one-half (70½). If the designated Beneficiary does not elect a method of distribution as provided above, the Participant's Account(s) shall be distributed in accordance with subparagraph (i).

(4) Any distribution required under the incidental death benefit requirements of Code Section 401(a) shall be treated as distributions required under this Section 10.04(c).

(d) The Provider(s) shall be solely responsible for complying with the provisions of this Section 10.04. The Provider(s) shall calculate the amounts required to be distributed to a Participant under this Section and notify such Participant of such distributions at least sixty (60) days prior to the date distributions must begin.

(e) For 2009, unless otherwise provided in the Funding Vehicles, the minimum required distribution requirements set forth in Section 10.04 were satisfied as provided in this paragraph, as determined by the Provider responsible for the Participant's required minimum distribution and in accordance with the Funding Vehicles. A Participant or Beneficiary who would have been required to receive required minimum distributions for 2009 but for Code Section 401(a)(9)(H) ("2009 RMDs"), and who would have satisfied that requirement by receiving distributions that were (i) equal to the 2009 RMDs or (ii) one or more payments in a series of substantially equal distributions (that included the 2009 RMDs) made at least annually and expected to last for the life (or life expectancy) of the Participant, the joint lives (or joint life expectancy) of the Participant and the Participant's designated Beneficiary, or for a period of at least ten (10) years ("extended 2009 RMDs") received those distributions for 2009 unless the

Participant or Beneficiary chose not to receive such distributions. Participants and Beneficiaries described in the preceding sentence were given the opportunity to elect to stop receiving the distributions described in the preceding sentence. Further, subject to the Funding Vehicles, a direct rollover was offered only for distributions that would have been eligible rollover distributions without regard to Code Section 401(a)(9)(H).

Section 10.05. Beneficiaries.

(a) Each Participant may designate a Beneficiary to receive benefits under the Plan upon the Participant's death by filing the Applicable Form with the University. The Beneficiary of a Married Participant is the Participant's Spouse, unless the Participant designates a different Beneficiary pursuant to paragraph (b). The Beneficiary of a single Participant is the Participant's estate, unless the Participant designates a different Beneficiary. A Participant may revoke or change a Beneficiary designation by filing the Applicable Form with the University without the consent of the Beneficiary, except that a Married Participant shall only change his or her Beneficiary designation in accordance with paragraph (b).

(b) In the case of a Married Participant, any designation of a Beneficiary or any revocation or change in a Beneficiary which has the effect of designating a person as Beneficiary who is not the Spouse of the Married Participant will not be valid unless the Spouse consents in writing to such designation, revocation, or change. The terms of such consent must acknowledge the effect of the consent, and the consent must be witnessed by a notary public or Plan representative. The designation of a non-Spouse Beneficiary must specify whether the Spouse consents to a designation of a Beneficiary that can be changed without further consent on the part of the Spouse, or the Spouse is only consenting to a designation of a specific Beneficiary that cannot be changed without the Spouse's consent. A consent that permits designations by the Participant without any requirements of further consent by the Spouse must acknowledge that the Spouse has the right to limit consent to a specific Beneficiary and the Spouse voluntarily relinquishes that right. The provisions of this paragraph (b) shall not be applicable if the University is satisfied that the required consent cannot be obtained because the Participant does not have a Spouse, because the Spouse cannot be located, or because of such other circumstances as the Secretary of the Treasury may prescribe by regulations. Any consent by a Spouse, or the establishment that the consent of a Spouse cannot be obtained, shall only be effective with respect to that Spouse.

(c) In the absence of a designation by the Participant pursuant to this Section 10.05, or if all designated Beneficiaries predecease the Participant, the benefits, if any, shall be paid to the Participant's Spouse, if living at the time of the Participant's death, or if such Spouse does not survive the Participant, to the Participant's estate.

Section 10.06. Survivor Rights. After distribution of the Participant's Account, neither the Participant nor his or her Beneficiary shall be entitled to any further benefit from this Plan.

Section 10.07. Unforeseeable Emergency Withdrawals.

(a) If approved by the Administrator, a Participant who has not had a Severance from Employment may receive a distribution for an Unforeseeable Financial Emergency from his or her Vested Account.

(b) Any distribution made because of the Participant's Unforeseeable Financial Emergency shall not exceed the amount reasonably necessary to relieve the Participant's need, including any anticipated taxes or penalties associated with such distribution.

(c) The Participant's distribution request shall specify the reason for the Unforeseeable Financial Emergency and specify the amount the Participant wishes to withdraw to meet the need caused by the Unforeseeable Financial Emergency.

(d) A distribution on account of an Unforeseeable Financial Emergency shall not be made to the extent that such emergency is or may be relieved through reimbursement or compensation from insurance or otherwise, or by liquidation of the Participant's assets to the extent the liquidation of such assets would not itself cause severe financial hardship.

(e) The Administrator shall determine based on uniform and nondiscriminatory standards whether an Unforeseeable Financial Emergency exists based on the facts and circumstances and in accordance with the claims procedures of the Plan.

(f) The Administrator shall take such steps as appropriate to coordinate Unforeseeable Financial Emergency distributions, including collection of information from Providers, and transmission of information requested by a Provider.

(g) The Provider may charge a reasonable fee to the Participant for processing Unforeseeable Financial Emergency distributions.

Section 10.08. Additional Tax on Early Withdrawals.

(a) Generally, and except as described in paragraph (b), if a Participant receives any amount under the Plan, his or her tax for the taxable year in which such amount is received is increased by an amount equal to ten percent (10%) of the portion of such amount which is includible in gross income. Such amount shall be included in gross income to the extent allocable to income on the Funding Vehicle and shall not be included in gross income to the extent allocable to the investment in the Funding Vehicle as provided in Code Section 72(e)(2)(b).

(b) The penalty described in paragraph (a) generally does not apply to any distribution (i) made on or after the date on which the Participant attains age fifty-nine and one half (59½), (ii) made on or after the death of the Participant, (iii) attributable to the Participant becoming disabled within the meaning of Code Section 72(m)(7), (iv) which is part of a series of substantially equal periodic payments made (not less frequently than annually) for the life or life expectancy of the Participant or the joint lives (or joint life expectancies) of such Participant and his or her designated Beneficiary, (v) made to a Participant after Severance from Employment following the attainment of age fifty-five (55), (vi) which is a qualified reservist distribution within the meaning of Code

Section 72(t)(2)(G)(iii), or (vii) any other circumstance permitted by the Code or the Internal Revenue Service.

ARTICLE XI.
NO LOANS

Loans are not permitted from the Plan.

ARTICLE XII.
ROLLOVERS FROM PLAN

Section 12.01. Definitions for this Article. For purposes of this Article, the following definitions shall apply.

(a) "Direct Rollover" means an Eligible Rollover Distribution that is paid directly to an Eligible Retirement Plan for the benefit of the Distributee.

(b) "Distributee" means the Participant when eligible to receive a distribution from the Plan, or the Participant's surviving Spouse who is eligible to receive a distribution from the Plan, or the Participant's non-Spouse Beneficiary who is eligible to receive a distribution from the Plan.

(c) "Eligible Retirement Plan," as defined under Code Section 402(c)(8)(B), means any of the following that accepts the Distributee's Eligible Rollover Distribution:

(1) an individual retirement account described in Code Section 408(a);

(2) an individual retirement annuity described in Code Section 408(b);

(3) an annuity plan described in Code Section 403(a);

(4) a contract described in Code Section 403(b);

(5) a qualified plan described in Code Section 401(a);

(6) an eligible deferred compensation plan described in Code Section 457(b) which is maintained by an eligible employer described in Code Section 457(e)(1)(A); and

(7) a Roth individual retirement account described in Code Section 408A(e), provided the Distributee's adjusted gross income does not exceed any limit applicable under federal law for the tax year to which the distribution occurs.

Notwithstanding the foregoing, for purposes of the Participant's non-Spouse Beneficiary, Eligible Retirement Plan has the meaning in item (1) or (2) only, to the extent consistent with the provisions of Code Section 402(c)(11) and any successor provisions thereto or additional guidance issued thereunder.

(d) "Eligible Rollover Distribution," as defined in Code Section 402(f)(2)(A), means any distribution of all or any portion of the balance to the credit of the Distributee under this Plan, excluding the following:

(1) any distribution that is one of a series of substantially equal periodic payments (not less frequently than annually) made over the life (or life expectancy) of the Distributee or the joint lives (or joint life expectancies) of the Distributee and the Distributee's designated Beneficiary, or for a specified period of ten (10) years or more;

(2) any distribution to the extent to which such distribution is required under Code Section 401(a)(9);

(3) the portion of any distribution that is not includable in gross income; however, a portion of a distribution will not fail to be an Eligible Rollover Distribution merely because the portion consists of after-tax employee contributions that are not includible in gross income, although such portion may be transferred only to an individual retirement account or annuity described in Code Section 408(a) or (b) or to a qualified retirement plan described in Code Section 401(a) that agrees to separately account for amounts so transferred (and earnings thereon), including separately accounting for the portion of the distribution that is includible in gross income and the portion of the distribution that is not so includible;

(4) any distribution which is made upon an Unforeseeable Financial Emergency pursuant to Section 10.07; and

(5) other items designated by regulations, or by the commissioner in revenue rulings, notices, or other guidance, as items that do not constitute an eligible rollover distribution.

Section 12.02. Direct Transfer of Eligible Rollover Distribution. A Distributee may elect on an Applicable Form to have an Eligible Rollover Distribution paid directly to an Eligible Retirement Plan as specified by the Distributee in a Direct Rollover, at the time and in the manner prescribed by the Administrator. An Eligible Rollover Distribution that is paid to an Eligible Retirement Plan in a Direct Rollover is excludable from the Distributee's gross income under Code Section 402; provided, however, if any portion of such Eligible Rollover Distribution is subsequently distributed from the Eligible Retirement Plan, that portion shall be included in gross income to the extent required under Code Section 402, 403, or 408.

Section 12.03. Mandatory Withholding of Eligible Rollover Distributions.

(a) If the Distributee of an Eligible Rollover Distribution does not elect to have the Eligible Rollover Distribution paid directly from the Plan to an Eligible Retirement Plan in a Direct Rollover pursuant to Code Section 401(a)(31), the Eligible Rollover Distribution shall be subject to a mandatory twenty percent (20%) federal income tax withholding under Code Section 3405(c). Only that portion of the Eligible Rollover Distribution that is not paid directly from the Plan to an Eligible Retirement Plan in a Direct Rollover shall be subject to the mandatory withholding requirement under Code Section 3405(e).

(b) If a Distributee elects to have an Eligible Rollover Distribution paid to the Distributee, the distribution may be excluded from gross income of the Distributee provided that said distribution is contributed to an Eligible Retirement Plan no later than the sixtieth (60th) day following the day on which the Distributee received the distribution.

(c) If the Plan distribution is not an Eligible Rollover Distribution, said distribution shall be subject to the elective withholding provisions of Code Sections 3405(a) and (b).

Section 12.04. Explanation of Plan Distribution and Withholding Requirements. Each Distributee shall be provided, within a reasonable period of time before making an Eligible Rollover Distribution, a written explanation which explains the rules:

(a) under which a Distributee may elect to have an Eligible Rollover Distribution paid in a Direct Rollover to an Eligible Retirement Plan;

(b) that require the withholding of tax on an Eligible Rollover Distribution if it is not paid in a Direct Rollover to an Eligible Retirement Plan;

(c) that provide that a distribution shall not be subject to tax if the distribution is rolled over to an Eligible Retirement Plan within sixty (60) days after the date the Distribute receives the distribution; and

(d) if applicable, certain special rules regarding taxation of the distribution as described in Code Sections 402(d) and (e).

ARTICLE XIII.
ADMINISTRATION OF THE PLAN

Section 13.01. Authority of the Administrator. The Administrator is responsible for enrolling Participants in the Plan, sending Contributions for each Participant to the selected Provider(s), and performing the duties required for operation of the Plan. The Administrator shall have all power necessary or convenient to enable it to exercise its authority under the Plan. In connection therewith, the Administrator may provide rules and regulations, not inconsistent with the provisions hereof, for the operation and management of the Plan, and may from time to time amend or rescind such rules or regulations. The Administrator is authorized to accept service of legal process for the Plan.

Section 13.02. Powers of the Administrator. The Administrator shall have the power and discretion to construe and interpret the Plan, including any ambiguities, to determine all questions of fact or law arising under the Plan, and to resolve any disputes arising under and all questions concerning administration of the Plan. The Administrator may correct any defect, supply any omission or reconcile any inconsistency in the Plan in such manner and to such extent as the Administrator may deem expedient and, subject to the Plan's claims procedures, the Administrator should be the sole and final judge of such expediency. Benefits under the Plan shall be paid only if the Administrator decides in its discretion that the Participant or Beneficiary is entitled to them.

Section 13.03. Delegation by Administrator. The Administrator may, through action of the Board, delegate to an individual, committee, or organization to carry out its fiduciary duties or other responsibilities under the Plan. Any such individual, committee, or organization delegated fiduciary duties shall be a fiduciary until the Administrator revokes such delegation. A delegation of the Administrator duties or responsibilities may be revoked without cause or advance notice. Such individual, committee, or organization shall have the same power and authority with respect to such delegated fiduciary or other responsibilities as the Administrator has under the Plan.

Section 13.04. Employment of Consultants. The Administrator may employ one (1) or more persons to render advice with regard to its responsibilities under the Plan.

ARTICLE XIV.
CLAIMS PROCEDURE

Section 14.01. Claim for Benefits. Any person who believes that he or she is entitled to any benefits under the Plan shall present such claim in writing to the Administrator. The Administrator shall provide adequate notice in writing to any claimant as to the decision on any such claim. If such claim has been denied, in whole or in part, such notice shall set forth the specific reasons for such denial and shall be written in a manner calculated to be reasonably understood by the claimant.

Section 14.02. Review of Denial. Within sixty (60) days after receipt by the claimant of notification of denial, the claimant shall have the right to present a written appeal to the Administrator. If such appeal is not filed within said sixty (60) day period, the decision of the Administrator shall be final and binding. The Administrator shall act as a fiduciary in making a full and fair review of such denial. The claimant or his or her duly authorized representative may review any Plan documents that are pertinent to the claim and may submit issues and comments to the Administrator in writing. A decision by the Administrator shall be made within ninety (90) days of the receipt of the appeal, unless the Administrator determines that special circumstances require additional time, in which case a decision shall be rendered not later than one hundred twenty (120) days after receipt of the appeal. The decision on appeal shall be in writing and shall include specific reasons for the decision, written in a manner calculated to be understood by the claimant, and specific reference to the pertinent Plan provisions on which the decision is based.

ARTICLE XV.
PLAN AMENDMENT AND TERMINATION

Section 15.01. Amendment and Termination.

(a) While it is expected that the Plan shall continue indefinitely, the University reserves the right to amend, freeze, or terminate the Plan, or to discontinue any further Contributions to the Plan at any time, by action of the Board.

(b) It is the intent of the University that the Plan shall be and remain qualified for tax purposes under the Code. The University may make any modifications, alterations, or amendments to the Plan necessary to obtain and retain approval of the Secretary of the Treasury as may be necessary to establish and maintain the status of the Plan as qualified under the provisions of the Code, as now in effect or hereafter enacted, and the regulations issued thereunder. Any modification, alteration, or amendment of the Plan, made in accordance with this Section, may be made retroactively, if necessary or appropriate. Any such amendment shall be effective as of the date set forth in such amendment, and the Participants, Beneficiaries, and all others having any interest in the Plan shall be bound thereby.

Section 15.02. Adverse Effects. Any amendment or termination of the Plan cannot adversely affect the benefits accrued by Participants prior to the date of amendment or termination. The Plan may not be amended in a manner that violates any provision of the Code.

Section 15.03. Distribution Upon Termination of the Plan. In the event that the University, by action of the Board, terminates the Plan, the University shall arrange for suitable distribution of Plan assets, including the possibility of transfer to another 401(a) plan or plans. The Trustee shall not be required to pay out any asset of the Trust Fund to Participants and Beneficiaries or a successor plan upon termination of the Trust until the Trustee has received written confirmation from the University (a) that all provisions of the law with respect to such termination have been complied with, and, (b) after the Trustee has made a determination of the fair market value of the assets of the Plan, that the assets of the Plan are sufficient to discharge when due all obligations of the Plan required by law. The Trustee shall rely conclusively upon such written certification and shall be under no obligation to investigate or otherwise determine its propriety.

ARTICLE XVI.
MISCELLANEOUS PROVISIONS

Section 16.01. Nonalienation.

(a) A Participant's Account under the Plan shall not be liable for any debt, liability, contract, engagement, or tort of the Participant or his or her Beneficiary, nor subject to anticipation, sale, assignment, transfer, encumbrance, pledge, charge, attachment, garnishment, execution, alienation, or any other voluntarily or involuntarily alienation or other legal or equitable process, nor transferable by operation of law.

(b) Notwithstanding paragraph (a), the Plan shall comply with any judgment, decree or order ("domestic relations order") which establishes the right of an alternate payee within the meaning of Code Section 414(p)(8) to all or a portion of a Participant's benefit under the Plan to the extent that it is a "qualified domestic relations order" ("QDRO") under Code Section 414(p). The Administrator or the Provider shall establish reasonable written procedures to determine whether a domestic relations order is a QDRO and to administer the distribution of benefits with respect to such orders, which procedures may be amended from time to time, and which shall be provided to Participants upon request. Notwithstanding any other provisions in the Plan, the Plan may make an immediate distribution to the alternate payee pursuant to a QDRO.

(c) Notwithstanding paragraph (a), the Plan shall offset from the benefit otherwise payable to a Participant or his or her Spouse such amounts as are permitted to be offset under a court order, civil judgment, or settlement agreement in accordance with Code Section 401(a)(13)(C).

Section 16.02. Military Leave.

(a) Notwithstanding any provisions of this Plan to the contrary, contributions, benefits, and service credit with respect to qualified military service shall be provided in accordance with USERRA, HEART, Code Section 414(u), and Code Section 401(a)(37). For purposes of this section, "qualified military service" means any service in the uniformed services as defined in USERRA by any individual if such individual is entitled to reemployment rights under USERRA with respect to such service.

(b) If a Participant whose employment is interrupted by qualified military service or who is on a leave of absence for qualified military service under Code Section 414(u), timely resumes employment with the University in accordance with USERRA as an Eligible Employee, the Participant may elect to make the Pick-Up Contributions upon resumption of employment with the University that would have been required (at the same level of Adjusted Compensation) without the interruption of leave. Except to the extent provided under Code Section 414(u), this right applies for five (5) years following the resumption of employment (or, if sooner, for a period equal to three (3) times the period of the interruption or leave). Such Pick-Up Contributions may only be made during such period and while the Participant is reemployed by the University.

(c) If a Participant whose employment is interrupted by qualified military service or who is on a leave of absence for qualified military service under Code Section 414(u), timely resumes employment with the University in accordance with USERRA as an Eligible Employee, the University shall make the Employer Contributions that would have been made if the Participant had remained employed during the Participant's qualified military service. Contributions must be made no later than ninety (90) days after the date of reemployment or when the Employer Contributions are normally due for the year in which the qualified military service was performed, if later.

(d) To the extent provided under Code Section 401(a)(37), in the case of a Participant whose employment is interrupted by qualified military service and who dies while performing qualified military service, the survivor of such Participant shall be entitled to any additional benefit (other than benefit accruals) provided under the Plan as if the Participant timely resumed employment in accordance with USERRA and then, on the next day, terminated employment on account of death.

(e) Differential wage payments within the meaning of Code Section 414(u)(12)(D) shall be treated as Plan Compensation under the Plan.

Section 16.03. Limitation of Rights and Obligations. Neither the establishment nor maintenance of the Plan, nor any amendment thereof, nor the purchase of any insurance contract, nor any act or omission under the Plan or resulting from the operation of the Plan shall be construed:

(a) as conferring upon any Participant, Beneficiary or any other person a right or claim against the Trust, Administrator, or the University, except to the extent that such right or claim shall be specifically expressed and provided in the Plan;

(b) as a contract or agreement between the University and any Participant or other person; or

(c) as an agreement, consideration, or inducement of employment or as effecting in any manner or to any extent whatsoever the rights or obligations of the University or any Employee to continue or terminate the employment relationship at any time.

Section 16.04. Federal and State Taxes. It is intended that Employer Contributions under this Plan, plus any earnings thereunder, are excludable from gross income for federal and state income tax purposes until paid to Participants or Beneficiaries. However, the Administrator does not guarantee that any particular federal or state income, payroll or other tax consequence will occur as a result of participation in this Plan.

<u>Section 16.05.</u> **<u>Erroneous Payments</u>**. If the Administrator or a Provider makes any payment that according to the terms of the Plan and the benefits provided hereunder should not have been made, the Administrator or Provider may recover that incorrect payment, by whatever means necessary, whether or not it was made due to the error of the Administrator or Provider, from the person to whom it was made or from any other appropriate party. For example, if any such incorrect payment is made directly to a Participant, the Administrator or Provider may deduct it when making any future payments under the Plan directly to that Participant.

<u>Section 16.06.</u> **<u>Liability and Indemnification</u>**. The Administrator shall incur no liability for any action taken or not taken in good faith reliance on advice of counsel, who may be counsel for the University or taken or not taken in good faith reliance on a determination as to a matter of fact which has been represented or certified by a person reasonably believed to have knowledge of the fact so represented or certified, or taken or not taken in good faith reliance on a recommendation or opinion expressed by a person reasonably believed to be qualified or expert as to any matter where it is reasonable or customary to seek or rely on such recommendations or opinions. Nor shall any employee of the Administrator be liable for the wrongful or negligent conduct of any other or any person having fiduciary responsibilities with respect to the Plan unless the employee (a) knowingly participates in or undertakes to conceal an act or omission of such other person knowing the act or omission is a breach of fiduciary duty, (b) by failing to act solely in the interests of Participants and Beneficiaries or to exercise the care, skill, prudence and diligence under the circumstances prevailing from time to time that a prudent man acting in a like capacity and familiar with such matters would exercise, has enabled the other fiduciary to commit a breach, or (c) has knowledge of a breach by the other fiduciary and does not make reasonable efforts under the circumstances to remedy it. The University shall indemnify any employee and hold him or her harmless from loss, liability, and expense in respect of the Plan for actions taken within the scope of his or her duties, including the legal cost of defending claims and amounts paid in satisfaction or settlement thereof provided only that no indemnification is intended that would be void as against public policy or the laws of the State of Ohio.

<u>Section 16.07.</u> **<u>No Reversion</u>**. Under no circumstances or conditions will any Contributions revert to, be paid to, or inure to the benefit of, directly or indirectly, the University, but shall be held for the exclusive purpose of providing benefits to Participants and their Beneficiaries and defraying the reasonable expenses of administering the Plan. However, if Contributions are made by the University by mistake of fact, these amounts and, if applicable, any interest earned therein, may be returned to the University within one (1) year of the date that they were made.

<u>Section 16.08.</u> **<u>Finality of Determination</u>**. All determinations with respect to crediting of service under the Plan are made on the basis of the records of the University, and all determinations made are final and conclusive upon Employees, former Employees, Eligible Employees, former Eligible Employees, and all other persons claiming a benefit under the Plan.

<u>Section 16.09.</u> **<u>Unclaimed Benefit Payments.</u>** If the Provider is unable to make payment to any Participant or other person to whom a payment is due under the Plan because it cannot ascertain the identity or whereabouts of such Participant or other person after reasonable efforts have been made to identify or locate such person (including a notice of the payment so due mailed to the last known address of such Participant or other person as shown on the records of the

University), such payment and all subsequent payments otherwise due to such Participant or other person shall be treated as forfeited three (3) years after the date such payment first became due; provided, however, that such payment and any subsequent payments shall be reinstated retroactively no later than sixty (60) days after the date on which the Participant or person is identified or located.

Section 16.10. Reliance. If the Administrator or any other fiduciary with respect to the Plan acts in reliance on an election, consent, or revocation made pursuant to this Plan, the election, consent, or revocation shall be treated as valid for purposes of discharging the Plan from liability to the extent of payments made pursuant to such acts.

Section 16.11. Merger, Consolidation of Plans or Transfer of Plan Assets. In the case of any merger or consolidation with, or transfer of assets or liabilities to, any other plan, each Participant shall be entitled to a benefit (as if the Plan had been terminated) immediately after the merger, consolidation, or transfer which is equal to or greater than the benefit the Participant would have been entitled to receive immediately before the merger, consolidation, or transfer (as if the Plan had been terminated).

Section 16.12. Persons Under Legal Disability. If any benefit under the Plan is payable to a minor or other person under legal disability, the Administrator shall direct that such payment be made to the Participant's Spouse, parent, brother, sister or other person deemed by the Administrator to have incurred expenses for the care of such Participant, unless a legal guardian or other legal representative of the Participant has been appointed by a court of competent jurisdiction. Neither the University, the Administrator, the Trustee, nor the Plan shall be responsible for the application of such payment.

Section 16.13. Allocation of Fiduciary Responsibilities. Each fiduciary under the Plan shall be responsible only for the specific duties assigned under the Plan and shall not be directly or indirectly responsible for the duties assigned to another fiduciary. No fiduciary of the Plan shall be liable for any act or omission in appropriately carrying out his or her responsibilities under the Plan.

Section 16.14. Counterparts. This Plan may be executed in any number of counterparts, each of which shall be deemed to be an original. All counterparts shall constitute but one and the same instrument and shall be sufficiently evidenced by any one counterpart.

IN WITNESS WHEREOF, The Ohio State University has caused this amended and restated Plan to be adopted as of the Effective Date.

THE OHIO STATE UNIVERSITY

By:________________________________

Printed Name: __________________________

Title:_______________________________

Date:_______________________________

APPENDIX A

APPROVED PROVIDERS

The current selection of Provider(s) is not intended to limit future additions or deletions of Provider(s). The Administrator from time to time may add or delete Provider(s) which shall be effective on the date adopted by the Administrator and shall be reflected in a revised Appendix A.

Effective February 1, 2016, the Providers under the Plan are:

(1) Fidelity Workplace Services LLC

(2) Teachers Insurance and Annuity Association of America

THE OHIO STATE UNIVERSITY

By:______________________________

Printed Name:__________________________

Title:______________________________

Date:______________________________

ATTACHMENT A

ELIGIBLE EMPLOYEES

The University made Pick-Up Contributions pursuant to Code Section 414(h)(2) and/or Employer Contributions on behalf of the following Eligible Employees for the Plan Year beginning January 1, 2016:

	Eligible Employee	**Pick-Up Contribution** *(expressed as a percentage of Adjusted Compensation)*	**Employer Contribution** *(expressed as a flat dollar amount)*
1.			
2.			
3.			

The University has approved the Eligible Employees and Contributions specified above and agrees to fund the Contributions for such Employees under the Plan and to comply with the terms of the Plan with respect to such Employees.

THE OHIO STATE UNIVERSITY

By:______________________________________

Printed Name:______________________________

Title:______________________________________

Date:______________________________________

APPENDIX XXXVI

BACKGROUND

The Retirement Continuation Plan and the Retirement Continuation Plan II (each, a "Plan" and, collectively, the "Plans") are maintained for faculty and staff members whose retirement contributions to the state retirement system are limited under IRS rules and whose compensation, as determined by the university, exceeds those IRS limits. The Plans are a "tax-qualified" retirement plan - i.e., participants do not pay income taxes on their contributions or accounts until those balances are distributed.

Summary of Changes:

Each Plan is being amended and restated to:

- Incorporate prior plan amendments and changes necessary to maintain compliance with the Internal Revenue Code and related guidance.

- Change the vesting period to 365 continuous days of employment to ensure consistent administration of vesting under university retirement plans. The vesting period currently is defined as the earlier of 12 months after attaining age 18 or the completion of the first full contract year after attaining age 18.

- Remove the requirement that distributions due to unforeseeable emergencies (e.g., financial hardship) cannot include amounts (and earnings thereon) that have been credited to the Plan for less than two years. As a result, all vested amounts will be available for distribution due to unforeseeable emergencies, subject to the terms and conditions of the Plan.

The amendment and restatement of each Plan has been approved by the Office of Human Resources, the Office of Legal Affairs and outside counsel.

Purpose of the Resolution for each Plan:

- Approve the amendment and restatement of the Plan, effective as of February 1, 2016; and

- Authorize the senior vice president for business and finance and chief financial officer to sign the amendment and restatement and any other documents needed to effectuate or carry out the resolution and submit the Plan to the Internal Revenue Service for a favorable determination letter; and

- Delegate authority to adopt and effectuate certain technical or non-discretionary amendments to the Plan necessary to secure or maintain compliance with federal tax laws to the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, without further review or resolutions by the Board.

THE OHIO STATE UNIVERSITY
RETIREMENT CONTINUATION PLAN II

Amended and Restated Effective as of February 1, 2016

I\7582137.4

TABLE OF CONTENTS

THE OHIO STATE UNIVERSITY RETIREMENT CONTINUATION PLAN II

ARTICLE I.
ESTABLISHMENT AND RESTATEMENT OF PLAN

Section 1.01. Plan Establishment and History.

(a) The Ohio State University ("University") is a state university under Ohio law and an educational organization described in Section 170(b)(1)(A)(ii) of the Internal Revenue Code of 1986, as amended ("Code"). The University established the Plan, effective September 1, 2012, to provide additional retirement benefits for eligible employees of the University. The Plan has been amended once thereafter.

(b) The Plan was, and is intended to remain, a defined contribution plan qualified under Code Section 401(a) and a profit sharing plan within the meaning of Code Section 401(a)(27), provided that contributions shall be made without regard to profits.

(c) The Plan is a governmental plan within the meaning of Code Section 414(d) and Section 3(32) of the Employee Retirement Income Security Act of 1974 ("ERISA"). As a governmental plan, ERISA does not apply.

(d) The University separately maintains The Ohio State University Supplemental 415(m) Retirement Plan II, as amended from time to time, which is a portion of this Plan that is intended to be a qualified governmental excess benefit arrangement pursuant to Code Section 415(m).

Section 1.02. Plan Restatement.

(a) The Plan is now being amended and restated effective February 1, 2016.

(b) Except as otherwise specifically provided herein, the Plan as hereinafter set forth establishes the rights and obligations with respect to individuals who are Employees on and after February 1, 2016, and to transactions under the Plan on and after February 1, 2016. The rights and benefits, if any, of individuals who are not Employees on or after February 1, 2016, shall be determined in accordance with the terms and provisions of the Plan that was in effect on the date of their Severance from Employment, except as otherwise specifically provided herein or in a subsequent amendment.

Section 1.03. Plan Funding. The Plan is funded exclusively through the purchase of Funding Vehicles from the Provider(s) identified in Appendix A attached hereto, as may be amended from time to time. The terms and conditions of the Funding Vehicles shall be considered part of, and shall be construed as having been incorporated into, this Plan. To the extent there is any conflict between the terms of any such Funding Vehicles and the terms of the Plan, however, the terms of the Plan shall govern, except as otherwise expressly provided herein.

ARTICLE II. RULES OF CONSTRUCTION AND DEFINITIONS

Section 2.01. Rules of Construction and Governing Law.

(a) This Plan shall be interpreted, enforced, and administered in accordance with the Code and, when not inconsistent with the Code, or expressly provided otherwise herein, the laws of the State of Ohio without regard to conflict of law principles.

(b) Words used herein in the masculine gender shall be construed to include the feminine gender where appropriate, and *vice versa*, and words used herein in the singular or plural shall be construed as being in the plural or singular, where appropriate, and *vice versa*.

(c) The headings and subheadings in the Plan are inserted for convenience of reference only and are not to be considered in the construction of any provision of the Plan.

(d) If any provision of the Plan shall be held to violate the Code or be illegal or invalid for any other reason, that provision shall be deemed to be null and void, but the invalidation of that provision shall not otherwise impair or affect the Plan.

(e) In resolving any conflict between provisions of the Plan and in resolving any other uncertainty as to the meaning or intention of any provision of the Plan, the interpretation that causes the Plan to (i) constitute a qualified plan under the provisions of Code Section 401 with the earnings of the Trust exempt from income tax under Code Section 501, (ii) be a governmental plan as defined in ERISA Section 3(32) and Code Section 414(d), and (iii) comply with all applicable requirements of the Code and other applicable laws and rules, shall prevail over any different interpretation.

Section 2.02. Definitions. When the initial letter of a word or phrase is capitalized herein, the meaning of such word or phrase shall be as follows:

(a) "Account" means the following separate accounts maintained for each Participant under a Funding Vehicle, reflecting his or her interest in such Funding Vehicle as follows:

(1) "Pick-Up Contribution Account" means the account maintained to reflect the Participant's interest in a Funding Vehicle attributable to his or her Pick-Up Contributions pursuant to Section 4.01.

(2) "Employer Contribution Account" means the account maintained to reflect the Participant's interest in a Funding Vehicle attributable to his or her Employer Contributions pursuant to Section 4.02.

(b) "Adjusted Compensation" means Compensation reduced by an amount equal to the lessor of:

(1) the limitation specified by Code Section 401(a)(17) for the Plan Year; or

(2) the compensation on which contributions were actually made to the ARP, OPERS, or STRS.

In no event shall Adjusted Compensation exceed the limitation specified by Code Section 401(a)(17), increased by the Cost of Living Adjustment.

(c) "Administrator" means the University and, to the extent that the University has delegated any of its duties as Administrator pursuant to Section 13.03, the individual, committee, or organization to whom such duty has been delegated.

(d) "Annual Addition" means the annual addition as defined in Code Section 415(c) and as modified in Code Sections 415(l)(1) and 419A(d)(2). In general, Code Section 415(c) defines annual addition as the sum of the following amounts credited to a Participant's accounts for the Limitation Year under this Plan and any other defined contribution plan maintained by the University:

(1) Employee contributions, including Pick-Up Contributions under Section 4.01;

(2) University contributions, including Employer Contributions under Section 4.02;

(3) forfeitures;

(4) amounts allocated to an individual medical account, as defined in Code Section 415(l)(2), which is part of a pension or annuity plan maintained by the University or a Related Employer, or both, as applicable; and

(5) mandatory employee contributions to a defined benefit plan maintained by the University, unless the contributions are picked up by the University pursuant to Code Section 414(h)(2).

Annual Additions shall not include rollover or transfer contributions.

(e) "Applicable Form" means the appropriate form as designated and furnished by the Administrator or Provider to make the election or provide the notice required by the Plan. In those circumstances where a written election or consent is not required by the Plan or the Code, the Administrator or Provider may prescribe an electronic or telephonic form in lieu of or in addition to a written form.

(f) "ARP" means "The Ohio State University Alternative Retirement Plan," as amended from time to time.

(g) "Attachment A" means Attachment A to the Plan, as amended from time to time by the University. Attachment A sets forth (i) Eligible Employees under the Plan for purposes of Pick-Up Contributions and/or Employer Contributions, (ii) the percentage of Adjusted Compensation irrevocably elected by the Eligible Employee as Pick-Up Contributions under the Plan, (iii) the amount of the Employer Contribution made to the Plan on behalf of each Eligible

Employee for the Plan Year, and (iv) the Vesting Schedule applicable to Employer Contributions made to the Plan on behalf of each Eligible Employee.

(h) "Beneficiary" means the person, company, trustee, or estate designated by the Participant on the Applicable Form to receive any benefits payable under the Plan in the event of the Participant's death.

(i) "Board" means the Board of Trustees of the University.

(j) "Code" has the meaning set forth in Section 1.01(a).

(k) "Compensation" means:

(1) with respect to a Participant for a Plan Year, as applicable:

(A) If the Participant is a member of OPERS or is a participant in the ARP and would be subject to Chapter 145 of the ORC had the Participant not made an election pursuant to Section 3305.05 or 3305.051 of the ORC, "Compensation" means "earnable salary" as defined in division (R) of Section 145.01 of the ORC; or

(B) If the Participant is a member of STRS or is a participant in the ARP and would be subject to Chapter 3307 of the ORC had the Participant not made an election pursuant to Section 3305.05 or 3305.051 of the ORC, "Compensation" means "compensation" as defined in division (L) of Section 3307.01 of the ORC.

(2) Notwithstanding paragraph (1), Compensation shall also include any amount contributed by the University pursuant to a salary reduction agreement between the University and the Participant that is excludable from gross income of the Participant pursuant to Code Section 125, 132(f)(4), 402(e)(3), 403(b), 414(h)(2), or 457(b).

(3) Notwithstanding paragraph (1), a Participant whose employment is interrupted by qualified military service or who is on a leave of absence for qualified military service and who receives a differential wage payment within the meaning of Code Section 414(u)(12)(D) from the University, shall be treated as an Employee of the University, and the differential wage payment shall be treated as Compensation. This provision shall be applied to all similarly situated individuals in a reasonably equivalent manner.

(4) In determining the amount or allocation of any contribution that is based on Compensation, only Compensation paid to a Participant for services rendered to the University while employed as an Employee of the University shall be taken into account.

(5) For purposes of Sections 4.01 and 4.02, Compensation shall not exceed the limitation specified by Code Section 401(a)(17), increased by the Cost of Living Adjustment, to the extent applicable.

(l) "Contributions" means Pick-Up Contributions and Employer Contributions.

(m) "Cost of Living Adjustment" means the cost of living adjustment prescribed by the Secretary of the Treasury under Code Section 415(d) or 401(a)(17), as applicable for any year.

(n) "Disability" means a physical or mental condition of a Participant which would qualify the Participant for benefits under the University's long term disability plan, and which satisfies the definition under Code Section 72(m)(7).

(o) "Effective Date" means February 1, 2016.

(p) "Eligible Employee" means an Employee designated by the Administrator as eligible for Pick-Up Contributions and/or Employer Contributions under the Plan, as set forth in Attachment A. The Administrator shall have the right in its sole and absolute discretion to designate Eligible Employees under the Plan, and to remove Employees from eligibility under the Plan, at any time, which shall be reflected in an updated Attachment A. No Employee who is eligible to participate in The Ohio State University Retirement Continuation Plan for a Plan Year shall be eligible to participate in this Plan for that Plan Year.

(q) "Employee" means any person who is receiving compensation for personal services rendered in the employment of the University.

(r) "Employer Contribution" means a contribution made to the Plan by the University on behalf of a Participant in accordance with Section 4.02.

(s) "ERISA" has the meaning set forth in Section 1.01(c).

(t) "Excess Annual Additions" mean that portion of a Participant's Pick-Up Contributions and Employer Contributions to the Plan and contributions to another 401(a) defined contribution plan sponsored by the University or a Related Employer for a Plan Year which exceeds the limits of Code Section 415.

(u) "Funding Vehicle" means one or more qualified trusts under Code Section 501(a), custodial accounts treated as qualified trusts under Code Section 401(f), and/or annuity contracts treated as qualified trusts under Code Section 401(f), all in accordance with the qualification requirements of the Code.

(v) "HEART" means the Heroes Earnings Assistance and Relief Tax Act of 2008, as amended from time to time.

(w) "Investment Options" mean the investment funds available under the Funding Vehicles provided by the Provider(s) and specifically approved by the Administrator in its sole and absolute discretion, for use under this Plan in accordance with Article VII.

(x) "Limitation Year" means the Plan Year.

(y) "Married Participant" means a Participant whose marriage is recognized by the Internal Revenue Service for federal income tax purposes on the date Plan benefits are payable.

(z) "Normal Retirement Date" means the first day of the calendar month coincident with or next following the Participant's sixty-fifth (65^{th}) birthday.

(aa) "OPERS" means the Ohio Public Employees Retirement System.

(bb) "ORC" means the Ohio Revised Code, as amended from time to time.

(cc) "Participant" means any Eligible Employee who is or may become eligible to receive a benefit of any type under the Plan. A Participant shall also mean, when appropriate to the context, a former Eligible Employee who is eligible to receive a benefit of any type under the Plan.

(dd) "Pick-Up Contribution" means a contribution made by the University on behalf of a Participant in accordance with Section 4.01, and which is intended to be a contribution described under Code Section 414(h)(2).

(ee) "Plan" means The Ohio State Retirement Continuation Plan II, as amended from time to time.

(ff) "Plan Compensation" means all compensation as defined in Code Section 415(c)(3). In general, Code Section 415(c)(3) defines compensation as all of an Employee's wages as defined in Code Section 3401(a) for the purposes of income tax withholding at the source but determined without regard to any rules that limit the remuneration included in wages based on the nature or location of the employment or the services performed (such as the exception for agricultural labor in Code Section 3401(a)(2)); provided, however, Plan Compensation shall also include the amount of any elective deferrals, as defined in Code Section 402(g)(3), and any amount contributed or deferred by the University at election of the Employee and which is not includible in the gross income of the Employee by reason of Code Section 125, 403(b), 132(f)(4), 401(k), or 457(b). Plan Compensation for a Plan Year includes compensation paid by the later of (i) two and one-half (2 ½) months after an Employee's Severance from Employment, or (ii) the end of the Plan Year that includes the date of the Employee's Severance from Employment, if:

(1) the payment is regular compensation for services during the Employee's regular working hours, or compensation for services outside the Employee's regular working hours (*e.g.*, overtime or shift differential), commissions, bonuses, or other similar payments and the payment would have been paid to the Employee prior to a Severance from Employment if the Employee had continued in employment with the University;

(2) the payment is for unused accrued bona fide sick, vacation, or other leave, but only if the Employee would have been able to use the leave if the Employee had continued in employment with the University; or

(3) the payment is received by the Employee pursuant to a nonqualified unfunded deferred compensation plan, but only if the payment would have been paid to the Employee at the same time if the Employee had continued in employment with the University and only to the extent that the payment is includible in the Employee's gross income.

Plan Compensation does not include any amounts "picked up" by the University within the meaning of Code Section 414(h). Plan Compensation shall not exceed the limitation specified by Code Section 401(a)(17), increased by the Cost of Living Adjustment, to the extent applicable.

(gg) "Plan Year" means the calendar year.

(hh) "Provider" means a service provider that has been approved by the Administrator to serve as third party administrator and/or recordkeeper for the Plan and/or to offer Investment Options to Participants under the Plan. The Provider(s) is set forth in Appendix A hereto, as amended from time to time. The Administrator, in its sole and absolute discretion, shall select the Provider(s) and may add or delete Provider(s).

(ii) "Related Employer" means the University and any other entity that is required to be aggregated with the University under Code Section 414(b), (c) or (m), as determined pursuant to the following sentence. The University shall determine the entities that are Related Employers based on a reasonable good faith standard and taking into account the special rules applicable under Notice 89-23, 1989-1 C.B. 654.

(jj) "Section" means, when not preceded by the word Code or preceding the word ORC, a section of the Plan.

(kk) "Severance from Employment" means the complete termination of the employment relationship between the Employee and the University and any Related Employer for any reason.

(ll) "Spouse" means the individual whose marriage to a Participant is recognized by the Internal Revenue Service for federal income tax purposes.

(mm) "STRS" means the State Teachers Retirement System of Ohio.

(nn) "Trust" means a trust, a custodial account treated as a qualified trust under Code Section 401(f), and/or an annuity contract treated as a qualified trust under Code Section 401(f), established under the Plan to hold Plan assets.

(oo) "Trust Fund" means all the cash, securities, or other property, together with income therefrom, held by the Trustee pursuant to the terms of the Plan and Trust.

(pp) "Trustee" means the entity or person(s) designated by the University as trustee of a Trust, and includes the entity or person(s) holding the assets of a custodial account or holding an annuity contract in accordance with Code Section 401(f).

(qq) "Unforeseeable Financial Emergency" means an unexpected severe financial hardship of the Participant resulting from:

(1) an illness or accident of the Participant, the Participant's Spouse, or the Participant's dependent (as defined in Code Section 152 without regard to Code Sections 152(b)(1), (b)(2), and (d)(1)(B));

(2) loss of the Participant's property due to casualty (including the need to rebuild a home following damage to a home not otherwise covered by homeowner's insurance, *e.g.*, as a result of a natural disaster); or

(3) other similar extraordinary and unforeseeable circumstances arising as a result of events beyond the control of the Participant.

(rr) "University" has the meaning set forth in Section 1.01(a).

(ss) "USERRA" means the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended from time to time.

(tt) "Vested" or "Vesting" means the interest of the Participant or Beneficiary in his or her Accounts which is unconditional, legally enforceable, and nonforfeitable at all times, subject to any adjustment which may be required to correct an operational error, as determined by the Administrator in its sole and absolute discretion.

(uu) "Year of Service" means the completion by the Employee of three hundred sixty-five (365) continuous days of employment with the University.

ARTICLE III.
ELIGIBILITY AND PARTICIPATION

Section 3.01. Participation for Pick-Up Contributions.

(a) An Eligible Employee shall become a Participant for purposes of Pick-Up Contributions as designated by the Administrator as set forth on Attachment A.

(b) Notwithstanding paragraph (a), in order to become a Participant under the Plan for purposes of Pick-Up Contributions, an Eligible Employee must make a one-time irrevocable election on the Applicable Form to have his or her Adjusted Compensation reduced by a specified percentage, and submit the election to the Administrator within sixty (60) days of the date that he or she is designated as an Eligible Employee under this Section 3.01. If the Participant fails to file an Applicable Form in a timely manner, the Participant shall be deemed to have forever waived the right to have Pick-Up Contributions made on his or her behalf to the Plan.

Section 3.02. Participation for Employer Contributions. An Eligible Employee shall become a Participant for purposes of Employer Contributions as designated by the Administrator as set forth on Attachment A.

Section 3.03. Cessation of Participation. A Participant shall cease to be a Participant upon the distribution of his or her entire Account.

Section 3.04. Completion of Forms by Participants and Beneficiaries. A Participant and any Beneficiary eligible to receive, or claiming a right to receive, any benefits under the Plan must complete such Applicable Forms and furnish such proofs and information as may reasonably be required at any time by the Administrator or Provider.

ARTICLE IV.
CONTRIBUTIONS

Section 4.01. Pick-Up Contributions.

(a) The University shall make Pick-Up Contributions to the Pick-Up Contribution Account on behalf of each Eligible Employee who is a Participant pursuant to Section 3.01. Subject to Article V, the Pick-Up Contributions shall be equal to the percentage of Adjusted Compensation irrevocably elected by the Eligible Employee on the Applicable Form.

(b) Pick-Up Contributions shall be picked up by the University and treated as paid by the University pursuant to Code Section 414(h)(2).

(c) The University shall reduce the Eligible Employee's Adjusted Compensation by such specified percentage, and remit the Pick-Up Contributions to the Plan each payroll period on a basis consistent with its payroll practices, but no later than as permitted by law for the Plan Year during which they are being made. Pick-Up Contributions shall be allocated to the Participant's Pick-Up Contribution Account as of the date made to the Plan, but no later than the last day of the Plan Year.

Section 4.02. Employer Contributions.

(a) The University shall make an Employer Contribution on behalf of each Eligible Employee who is a Participant pursuant to Section 3.02 in an amount determined by the University each Plan Year, in its sole and absolute discretion. The Employer Contribution with respect to each Eligible Employee for a Plan Year shall be set forth in Attachment A.

(b) Employer Contributions shall be made to the Plan no later than required by law, and allocated to the Participant's Employer Contribution Account as of the date made to the Plan, but no later than the last day of the Plan Year.

Section 4.03. Rollover or Transfer Contributions. The Plan shall not accept any rollover or transfer contributions of any kind.

Section 4.04. Leave of Absence. During a paid leave of absence, Contributions shall continue to be made for a Participant on the basis of Adjusted Compensation paid by the University during the leave. No Contributions shall be made during an unpaid leave of absence.

Section 4.05. Cessation of Contributions. A Participant shall cease to be eligible for Contributions under the Plan when (a) he or she is no longer an Eligible Employee or (b) the Plan is terminated.

Section 4.06. Expenses of Plan. All reasonable expenses of administering the Plan shall be charged against and paid from the Participant's Accounts, subject to the terms of the applicable Funding Vehicles, unless paid by the University. The Administrator shall have the right to allocate expenses associated with maintaining the Accounts of Participants who have terminated employment to such Accounts, even if no expenses are allocated to the Accounts of Participants who are active Employees, in accordance with rules promulgated by the Internal Revenue Service.

ARTICLE V. LIMITATIONS ON CONTRIBUTIONS

Section 5.01. Code Section 415(c) Limits.

(a) Notwithstanding any provision of the Plan to the contrary, Annual Additions to the Plan and any other Code Section 401(a) plan maintained by the University or a Related Employer for a Participant in a Limitation Year shall not exceed the limitations set forth in Code Section 415(c).

(b) The Code Section 415(c) limit for any Plan Year is the lesser of:

(1) Fifty Three Thousand Dollars ($53,000) for 2016, increased by the Cost of Living Adjustment thereafter; or

(2) One hundred percent (100%) of the Participant's Plan Compensation for the Plan Year.

Section 5.02. Excess Annual Additions. If a Participant has Excess Annual Additions for a Plan Year, an adjustment to comply with this Article shall be made as soon as administratively possible, but no later than the time permitted under Internal Revenue Service guidance: (a) first, to any plan of a Related Employer required to be aggregated with this Plan other than a plan of the University; and (b) second, to this Plan.

ARTICLE VI. ACCOUNTING

Section 6.01. Participant Accounts. Accounts shall be maintained by the Provider(s) for each Participant pursuant to the terms of the Plan. The Accounts shall reflect the record of the Participant's interest under the Plan attributable to Contributions and the earnings and losses thereon. The maintenance of individual accounts is for accounting and recordkeeping purposes only, and a segregation of Plan assets to each Account is not required.

Section 6.02. Participant Statements. The Provider(s) shall provide each Participant with a statement of the value of the Participant's Account as of the end of each quarter, and shall provide similar information to the Administrator upon request.

Section 6.03. Value of Account. The value of a Participant's Account as of any determination date is the value of the balance of the Account as determined by the Provider(s). The valuation date shall be the last day of the Plan Year and each other date designated by the Administrator or Provider(s) in a uniform and nondiscriminatory manner. All transactions and Account records shall be based on fair market value.

ARTICLE VII.
INVESTMENT OF CONTRIBUTIONS

Section 7.01. Investment Options.

(a) All Contributions under the Plan shall be transferred to the Provider(s) to be held, managed, invested, and distributed in accordance with the provisions of the Plan and the Funding Vehicles as applicable. All benefits under the Plan shall be distributed solely from the Funding Vehicles, and the University shall have no liability for any such benefits other than the obligation to make Contributions as provided in the Plan.

(b) Participants' Accounts shall be invested in one or more of the Investment Options available to Participants from a Provider(s) approved under this Plan, as selected by the Administrator and communicated to Participants. The Administrator's current selection of Provider(s) and Investment Options is not intended to limit future additions or deletions of Provider(s) or Investment Options.

(c) A Participant shall have the right to direct the investment of his or her Accounts by filing the Applicable Form with the Provider(s). A Participant may change his or her investment election as often as determined by the Provider(s). A Participant may elect to transfer all or any portion of his or her Accounts invested in any one Investment Option to another Investment Option, regardless of whether offered by the same or a different Provider, subject to the limitations of the Funding Vehicle(s), by filing a request on the Applicable Form with the Provider(s) or by such other means that may be provided for by the Provider(s). A Participant may also elect to transfer all or any portion of his or her Accounts invested in an Investment Option with a former Provider to an Investment Option with a Provider, subject to the terms of the Funding Vehicles.

(d) An investment change that includes an investment with a former Provider or other provider that is not eligible to receive Contributions under the Plan is not permitted.

Section 7.02. Default Investments. If a Participant does not make a valid and complete Provider election on the Applicable Form or does not have a valid and complete investment direction on file with a Provider on the Applicable Form, Contributions shall be invested in a default fund selected by the Administrator in its sole and absolute discretion, until the Participant makes an affirmative election regarding the investment of his or her Account.

ARTICLE VIII.
TRUST

Section 8.01. Trust Fund. All Contributions under the Plan shall be transferred to the Trustee to be held in Trust as part of the Trust Fund in accordance with the provisions of the Plan and the Funding Vehicles, as applicable. All assets held in connection with the Plan, including all Contributions, all property and rights acquired or purchased with such amounts, and all income attributable to such amounts, property or rights, shall be held in, managed, invested and distributed in Trust as part of the Trust Fund, in accordance with the provisions of the Plan. All benefits under the Plan shall be distributed solely from the Trust Fund, and the University shall have no liability for any such benefits other than the obligation to make Contributions as provided in the Plan.

Section 8.02. Trust Status. The Trust Fund shall be held in Trust for the exclusive benefit of Participants and Beneficiaries under the Plan in accordance with Code Section 501(a). No part of the Trust Fund shall be used for, or diverted to, purposes other than for the exclusive benefit of Participants and their Beneficiaries, and for defraying the reasonable expenses of the Plan and Trust. The Trust is exempt from tax pursuant to Code Sections 401(a) and 501(a).

ARTICLE IX.
VESTING

Section 9.01. Pick-Up Contributions. A Participant shall be one hundred percent (100%) Vested in his or her Pick-Up Contribution Account at all times.

Section 9.02. Employer Contributions.

(a) A Participant shall be Vested in his or her Employer Contribution Account pursuant to the Vesting Schedule set forth in Attachment A.

(b) Notwithstanding paragraph (a), if the University does not establish a Vesting Schedule for a Participant under Attachment A, the Participant shall be one hundred percent (100%) Vested in his or her Employer Contribution Account at all times.

Section 9.03. Forfeitures. If a Participant incurs a Severance from Employment, any non-Vested portion of his or her Account shall be forfeited, and the amount forfeited shall be applied towards the Employer Contributions or to pay Plan expenses in the current Plan Year.

ARTICLE X.
DISTRIBUTIONS

Section 10.01. Commencement of Distributions.

(a) A Participant is eligible to receive a distribution of his or her Vested Account from the Plan upon the Participant's:

(1) Severance from Employment;

(2) death; or

(3) Disability.

(b) The Participant or Beneficiary may submit a request for a distribution to the Provider on the Applicable Form. The University shall certify that the Participant has had a Severance from Employment and/or has a Disability, as applicable.

Section 10.02. Form of Distribution. Subject to the terms of the Funding Vehicles, a Participant may elect to receive his or her Vested Account in a single lump sum, annuity and/or installment payments.

<u>Section 10.03.</u> <u>Death Benefits</u>. If a Participant dies before distribution of his or her entire Account, the Participant's Account shall be payable to his or her Beneficiary(ies) pursuant to the Funding Vehicle(s), subject to Code Section 401(a)(9).

<u>Section 10.04.</u> <u>Required Minimum Distributions</u>. The provisions of this Section 10.04 take precedence over any inconsistent provisions of the Plan or of any Funding Vehicle. All distributions under this Plan shall be made in accordance with Code Section 401(a)(9) and the regulations promulgated thereunder, including the incidental death benefit rules under Code Section 401(a)(9)(G), and shall comply with the following rules.

(a) Distributions may only be made over one of the following periods (or a combination thereof):

(1) the life of the Participant;

(2) the life of the Participant and a designated Beneficiary;

(3) a period certain not extending beyond the life expectancy of the Participant; or

(4) a period certain not extending beyond the joint and last survivor life expectancy of the Participant and a designated Beneficiary.

(b) A Participant's Vested Accounts shall be distributed to the Participant beginning no later than April 1 of the calendar year following the calendar year in which the Participant attains age seventy and one-half (70 ½) or, if later, April 1 of the calendar year following the calendar year that the Participant has a Severance from Employment.

(c) Upon the death of the Participant, the following distribution provisions shall take effect:

(1) If the Participant dies after distribution of his or her Account(s) begins, any remaining portion of the Account(s) shall continue to be distributed at least as rapidly as under the method of distribution in effect at the time of the Participant's death.

(2) If the Participant dies before distribution of his or her Account(s) begins and the Participant has no designated Beneficiary(ies), the Participant's Account(s) under the Plan shall be distributed by December 31 of the calendar year containing the fifth (5th) anniversary of the Participant's death.

(3) If the Participant dies before distributions of his or her Account(s) begins and any portion of his or her Account(s) are payable to a designated Beneficiary, the designated Beneficiary may elect for the Participant's Account(s) to be distributed (i) by December 31 of the calendar year containing the fifth (5th) anniversary of the Participant's death, or (ii) beginning no later than December 31 of the calendar year immediately following the calendar year in which the Participant died, over the life of the designated Beneficiary or over a period not exceeding the life expectancy of the designated Beneficiary. If the designated Beneficiary is the surviving Spouse, the Beneficiary may

elect to delay payment under subparagraph (ii) until December 31 of the calendar year in which the Participant would have attained age seventy and one-half (70 ½). If the designated Beneficiary does not elect a method of distribution as provided above, the Participant's Account(s) shall be distributed in accordance with subparagraph (i).

(4) Any distribution required under the incidental death benefit requirements of Code Section 401(a) shall be treated as distributions required under this Section 10.04(c).

(d) The Provider(s) shall be solely responsible for complying with the provisions of this Section 10.04. The Provider(s) shall calculate the amounts required to be distributed to a Participant under this Section and notify such Participant of such distributions at least sixty (60) days prior to the date distributions must begin.

Section 10.05. Beneficiaries.

(a) Each Participant may designate a Beneficiary to receive benefits under the Plan upon the Participant's death by filing the Applicable Form with the University. The Beneficiary of a Married Participant is the Participant's Spouse, unless the Participant designates a different Beneficiary pursuant to paragraph (b). The Beneficiary of a single Participant is the Participant's estate, unless the Participant designates a different Beneficiary. A Participant may revoke or change a Beneficiary designation by filing the Applicable Form with the University without the consent of the Beneficiary, except that a Married Participant shall only change his or her Beneficiary designation in accordance with paragraph (b).

(b) In the case of a Married Participant, any designation of a Beneficiary or any revocation or change in a Beneficiary which has the effect of designating a person as Beneficiary who is not the Spouse of the Married Participant will not be valid unless the Spouse consents in writing to such designation, revocation, or change. The terms of such consent must acknowledge the effect of the consent, and the consent must be witnessed by a notary public or Plan representative. The designation of a non-Spouse Beneficiary must specify whether the Spouse consents to a designation of a Beneficiary that can be changed without further consent on the part of the Spouse, or the Spouse is only consenting to a designation of a specific Beneficiary that cannot be changed without the Spouse's consent. A consent that permits designations by the Participant without any requirements of further consent by the Spouse must acknowledge that the Spouse has the right to limit consent to a specific Beneficiary and the Spouse voluntarily relinquishes that right. The provisions of this paragraph (b) shall not be applicable if the University is satisfied that the required consent cannot be obtained because the Participant does not have a Spouse, because the Spouse cannot be located, or because of such other circumstances as the Secretary of the Treasury may prescribe by regulations. Any consent by a Spouse, or the establishment that the consent of a Spouse cannot be obtained, shall only be effective with respect to that Spouse.

(c) In the absence of a designation by the Participant pursuant to this Section 10.05, or if all designated Beneficiaries predecease the Participant, the benefits, if any, shall be paid to the Participant's Spouse, if living at the time of the Participant's death, or if such Spouse does not survive the Participant, to the Participant's estate.

Section 10.06. **Survivor Rights.** After distribution of the Participant's Account, neither the Participant nor his or her Beneficiary shall be entitled to any further benefit from this Plan.

Section 10.07. **Unforeseeable Emergency Withdrawals.**

(a) If approved by the Administrator, a Participant who has not had a Severance from Employment may receive a distribution for an Unforeseeable Financial Emergency from his or her Vested Account.

(b) Any distribution made because of the Participant's Unforeseeable Financial Emergency shall not exceed the amount reasonably necessary to relieve the Participant's need, including any anticipated taxes or penalties associated with such distribution.

(c) The Participant's distribution request shall specify the reason for the Unforeseeable Financial Emergency and specify the amount the Participant wishes to withdraw to meet the need caused by the Unforeseeable Financial Emergency.

(d) A distribution on account of an Unforeseeable Financial Emergency shall not be made to the extent that such emergency is or may be relieved through reimbursement or compensation from insurance or otherwise, or by liquidation of the Participant's assets to the extent the liquidation of such assets would not itself cause severe financial hardship.

(e) The Administrator shall determine based on uniform and nondiscriminatory standards whether an Unforeseeable Financial Emergency exists based on the facts and circumstances and in accordance with the claims procedures of the Plan.

(f) The Administrator shall take such steps as appropriate to coordinate Unforeseeable Financial Emergency distributions, including collection of information from Providers, and transmission of information requested by a Provider.

(g) The Provider may charge a reasonable fee to the Participant for processing Unforeseeable Financial Emergency distributions.

Section 10.08. **Additional Tax on Early Withdrawals.**

(a) Generally, and except as described in paragraph (b), if a Participant receives any amount under the Plan, his or her tax for the taxable year in which such amount is received is increased by an amount equal to ten percent (10%) of the portion of such amount which is includible in gross income. Such amount shall be included in gross income to the extent allocable to income on the Funding Vehicle and shall not be included in gross income to the extent allocable to the investment in the Funding Vehicle as provided in Code Section 72(e)(2)(b).

(b) The penalty described in paragraph (a) generally does not apply to any distribution (i) made on or after the date on which the Participant attains age fifty-nine and one half (59½), (ii) made on or after the death of the Participant, (iii) attributable to the Participant becoming disabled within the meaning of Code Section 72(m)(7), (iv) which is part of a series of substantially equal periodic payments made (not less frequently than annually) for the life or life expectancy of the Participant or the joint lives (or joint life expectancies) of such Participant and his or her designated

Beneficiary, (v) made to a Participant after Severance from Employment following the attainment of age fifty-five (55), (vi) which is a qualified reservist distribution within the meaning of Code Section 72(t)(2)(G)(iii), or (vii) any other circumstance permitted by the Code or the Internal Revenue Service.

ARTICLE XI.
NO LOANS

Loans are not permitted from the Plan.

ARTICLE XII.
ROLLOVERS FROM PLAN

Section 12.01. **Definitions for this Article.** For purposes of this Article, the following definitions shall apply.

(a) "Direct Rollover" means an Eligible Rollover Distribution that is paid directly to an Eligible Retirement Plan for the benefit of the Distributee.

(b) "Distributee" means the Participant when eligible to receive a distribution from the Plan, or the Participant's surviving Spouse who is eligible to receive a distribution from the Plan, or the Participant's non-Spouse Beneficiary who is eligible to receive a distribution from the Plan.

(c) "Eligible Retirement Plan," as defined under Code Section 402(c)(8)(B), means any of the following that accepts the Distributee's Eligible Rollover Distribution:

(1) an individual retirement account described in Code Section 408(a);

(2) an individual retirement annuity described in Code Section 408(b);

(3) an annuity plan described in Code Section 403(a);

(4) a contract described in Code Section 403(b);

(5) a qualified plan described in Code Section 401(a);

(6) an eligible deferred compensation plan described in Code Section 457(b) which is maintained by an eligible employer described in Code Section 457(e)(1)(A); and

(7) a Roth individual retirement account described in Code Section 408A(e), provided the Distributee's adjusted gross income does not exceed any limit applicable under federal law for the tax year to which the distribution occurs.

Notwithstanding the foregoing, for purposes of the Participant's non-Spouse Beneficiary, Eligible Retirement Plan has the meaning in item (1) or (2) only, to the extent consistent with the provisions of Code Section 402(c)(11) and any successor provisions thereto or additional guidance issued thereunder.

(d) "Eligible Rollover Distribution," as defined in Code Section 402(f)(2)(A), means any distribution of all or any portion of the balance to the credit of the Distributee under this Plan, excluding the following:

(1) any distribution that is one of a series of substantially equal periodic payments (not less frequently than annually) made over the life (or life expectancy) of the Distributee or the joint lives (or joint life expectancies) of the Distributee and the Distributee's designated Beneficiary, or for a specified period of ten (10) years or more;

(2) any distribution to the extent to which such distribution is required under Code Section 401(a)(9);

(3) the portion of any distribution that is not includable in gross income; however, a portion of a distribution will not fail to be an Eligible Rollover Distribution merely because the portion consists of after-tax employee contributions that are not includible in gross income, although such portion may be transferred only to an individual retirement account or annuity described in Code Section 408(a) or (b) or to a qualified retirement plan described in Code Section 401(a) that agrees to separately account for amounts so transferred (and earnings thereon), including separately accounting for the portion of the distribution that is includible in gross income and the portion of the distribution that is not so includible;

(4) any distribution which is made upon an Unforeseeable Financial Emergency pursuant to Section 10.07; and

(5) other items designated by regulations, or by the commissioner in revenue rulings, notices, or other guidance, as items that do not constitute an eligible rollover distribution.

Section 12.02. Direct Transfer of Eligible Rollover Distribution. A Distributee may elect on an Applicable Form to have an Eligible Rollover Distribution paid directly to an Eligible Retirement Plan as specified by the Distributee in a Direct Rollover, at the time and in the manner prescribed by the Administrator. An Eligible Rollover Distribution that is paid to an Eligible Retirement Plan in a Direct Rollover is excludable from the Distributee's gross income under Code Section 402; provided, however, if any portion of such Eligible Rollover Distribution is subsequently distributed from the Eligible Retirement Plan, that portion shall be included in gross income to the extent required under Code Section 402, 403, or 408.

Section 12.03. Mandatory Withholding of Eligible Rollover Distributions.

(a) If the Distributee of an Eligible Rollover Distribution does not elect to have the Eligible Rollover Distribution paid directly from the Plan to an Eligible Retirement Plan in a Direct Rollover pursuant to Code Section 401(a)(31), the Eligible Rollover Distribution shall be subject to a mandatory twenty percent (20%) federal income tax withholding under Code Section 3405(c). Only that portion of the Eligible Rollover Distribution that is not paid directly from the Plan to an Eligible Retirement Plan in a Direct Rollover shall be subject to the mandatory withholding requirement under Code Section 3405(e).

(b) If a Distributee elects to have an Eligible Rollover Distribution paid to the Distributee, the distribution may be excluded from gross income of the Distributee provided that said distribution is contributed to an Eligible Retirement Plan no later than the sixtieth (60th) day following the day on which the Distributee received the distribution.

(c) If the Plan distribution is not an Eligible Rollover Distribution, said distribution shall be subject to the elective withholding provisions of Code Sections 3405(a) and (b).

Section 12.04. Explanation of Plan Distribution and Withholding Requirements. Each Distributee shall be provided, within a reasonable period of time before making an Eligible Rollover Distribution, a written explanation which explains the rules:

(a) under which a Distributee may elect to have an Eligible Rollover Distribution paid in a Direct Rollover to an Eligible Retirement Plan;

(b) that require the withholding of tax on an Eligible Rollover Distribution if it is not paid in a Direct Rollover to an Eligible Retirement Plan;

(c) that provide that a distribution shall not be subject to tax if the distribution is rolled over to an Eligible Retirement Plan within sixty (60) days after the date the Distribute receives the distribution; and

(d) if applicable, certain special rules regarding taxation of the distribution as described in Code Sections 402(d) and (e).

ARTICLE XIII.
ADMINISTRATION OF THE PLAN

Section 13.01. Authority of the Administrator. The Administrator is responsible for enrolling Participants in the Plan, sending Contributions for each Participant to the selected Provider(s), and performing the duties required for operation of the Plan. The Administrator shall have all power necessary or convenient to enable it to exercise its authority under the Plan. In connection therewith, the Administrator may provide rules and regulations, not inconsistent with the provisions hereof, for the operation and management of the Plan, and may from time to time amend or rescind such rules or regulations. The Administrator is authorized to accept service of legal process for the Plan.

Section 13.02. Powers of the Administrator. The Administrator shall have the power and discretion to construe and interpret the Plan, including any ambiguities, to determine all questions of fact or law arising under the Plan, and to resolve any disputes arising under and all questions concerning administration of the Plan. The Administrator may correct any defect, supply any omission or reconcile any inconsistency in the Plan in such manner and to such extent as the Administrator may deem expedient and, subject to the Plan's claims procedures, the Administrator should be the sole and final judge of such expediency. Benefits under the Plan shall be paid only if the Administrator decides in its discretion that the Participant or Beneficiary is entitled to them.

Section 13.03. Delegation by Administrator. The Administrator may, through action of the Board, delegate to an individual, committee, or organization to carry out its fiduciary duties or other responsibilities under the Plan. Any such individual, committee, or organization delegated fiduciary duties shall be a fiduciary until the Administrator revokes such delegation. A delegation of the Administrator duties or responsibilities may be revoked without cause or advance notice. Such individual, committee, or organization shall have the same power and authority with respect to such delegated fiduciary or other responsibilities as the Administrator has under the Plan.

Section 13.04. Employment of Consultants. The Administrator may employ one (1) or more persons to render advice with regard to its responsibilities under the Plan.

ARTICLE XIV.
CLAIMS PROCEDURE

Section 14.01. Claim for Benefits. Any person who believes that he or she is entitled to any benefits under the Plan shall present such claim in writing to the Administrator. The Administrator shall provide adequate notice in writing to any claimant as to the decision on any such claim. If such claim has been denied, in whole or in part, such notice shall set forth the specific reasons for such denial and shall be written in a manner calculated to be reasonably understood by the claimant.

Section 14.02. Review of Denial. Within sixty (60) days after receipt by the claimant of notification of denial, the claimant shall have the right to present a written appeal to the Administrator. If such appeal is not filed within said sixty (60) day period, the decision of the Administrator shall be final and binding. The Administrator shall act as a fiduciary in making a full and fair review of such denial. The claimant or his or her duly authorized representative may review any Plan documents that are pertinent to the claim and may submit issues and comments to the Administrator in writing. A decision by the Administrator shall be made within ninety (90) days of the receipt of the appeal, unless the Administrator determines that special circumstances require additional time, in which case a decision shall be rendered not later than one hundred twenty (120) days after receipt of the appeal. The decision on appeal shall be in writing and shall include specific reasons for the decision, written in a manner calculated to be understood by the claimant, and specific reference to the pertinent Plan provisions on which the decision is based.

ARTICLE XV.
PLAN AMENDMENT AND TERMINATION

Section 15.01. Amendment and Termination.

(a) While it is expected that the Plan shall continue indefinitely, the University reserves the right to amend, freeze, or terminate the Plan, or to discontinue any further Contributions to the Plan at any time, by action of the Board.

(b) It is the intent of the University that the Plan shall be and remain qualified for tax purposes under the Code. The University may make any modifications, alterations, or amendments to the Plan necessary to obtain and retain approval of the Secretary of the Treasury as may be necessary to establish and maintain the status of the Plan as qualified under the provisions of the Code, as now in effect or hereafter enacted, and the regulations issued thereunder. Any modification, alteration, or amendment of the Plan, made in accordance with this Section, may be made retroactively, if necessary or appropriate. Any such amendment shall be effective as of the date set forth in such amendment, and the Participants, Beneficiaries, and all others having any interest in the Plan shall be bound thereby.

Section 15.02. Adverse Effects. Any amendment or termination of the Plan cannot adversely affect the benefits accrued by Participants prior to the date of amendment or termination. The Plan may not be amended in a manner that violates any provision of the Code.

Section 15.03. Distribution Upon Termination of the Plan. In the event that the University, by action of the Board, terminates the Plan, the University shall arrange for suitable distribution of Plan assets, including the possibility of transfer to another 401(a) plan or plans. The Trustee shall not be required to pay out any asset of the Trust Fund to Participants and Beneficiaries or a successor plan upon termination of the Trust until the Trustee has received written confirmation from the University (a) that all provisions of the law with respect to such termination have been complied with, and, (b) after the Trustee has made a determination of the fair market value of the assets of the Plan, that the assets of the Plan are sufficient to discharge when due all obligations of the Plan required by law. The Trustee shall rely conclusively upon such written certification and shall be under no obligation to investigate or otherwise determine its propriety.

ARTICLE XVI.
MISCELLANEOUS PROVISIONS

Section 16.01. Nonalienation.

(a) A Participant's Account under the Plan shall not be liable for any debt, liability, contract, engagement, or tort of the Participant or his or her Beneficiary, nor subject to anticipation, sale, assignment, transfer, encumbrance, pledge, charge, attachment, garnishment, execution, alienation, or any other voluntarily or involuntarily alienation or other legal or equitable process, nor transferable by operation of law.

(b) Notwithstanding paragraph (a), the Plan shall comply with any judgment, decree or order ("domestic relations order") which establishes the right of an alternate payee within the meaning of Code Section 414(p)(8) to all or a portion of a Participant's benefit under the Plan to the extent that it is a "qualified domestic relations order" ("QDRO") under Code Section 414(p). The Administrator or the Provider shall establish reasonable written procedures to determine whether a domestic relations order is a QDRO and to administer the distribution of benefits with respect to such orders, which procedures may be amended from time to time, and which shall be provided to Participants upon request. Notwithstanding any other provisions in the Plan, the Plan may make an immediate distribution to the alternate payee pursuant to a QDRO.

(c) Notwithstanding paragraph (a), the Plan shall offset from the benefit otherwise payable to a Participant or his or her Spouse such amounts as are permitted to be offset under a court order, civil judgment, or settlement agreement in accordance with Code Section 401(a)(13)(C).

Section 16.02. Military Leave.

(a) Notwithstanding any provisions of this Plan to the contrary, contributions, benefits, and service credit with respect to qualified military service shall be provided in accordance with

USERRA, HEART, Code Section 414(u), and Code Section 401(a)(37). For purposes of this section, "qualified military service" means any service in the uniformed services as defined in USERRA by any individual if such individual is entitled to reemployment rights under USERRA with respect to such service.

(b) If a Participant whose employment is interrupted by qualified military service or who is on a leave of absence for qualified military service under Code Section 414(u), timely resumes employment with the University in accordance with USERRA as an Eligible Employee, the Participant may make elect to make the Pick-Up Contributions upon resumption of employment with the University that would have been required (at the same level of Adjusted Compensation) without the interruption of leave. Except to the extent provided under Code Section 414(u), this right applies for five (5) years following the resumption of employment (or, if sooner, for a period equal to three (3) times the period of the interruption or leave). Such Pick-Up Contributions may only be made during such period and while the Participant is reemployed by the University.

(c) If a Participant whose employment is interrupted by qualified military service or who is on a leave of absence for qualified military service under Code Section 414(u), timely resumes employment with the University in accordance with USERRA as an Eligible Employee, the University shall make the Employer Contributions that would have been made if the Participant had remained employed during the Participant's qualified military service. Contributions must be made no later than ninety (90) days after the date of reemployment or when the Employer Contributions are normally due for the year in which the qualified military service was performed, if later.

(d) To the extent provided under Code Section 401(a)(37), in the case of a Participant whose employment is interrupted by qualified military service and who dies while performing qualified military service, the survivor of such Participant shall be entitled to any additional benefit (other than benefit accruals) provided under the Plan as if the Participant timely resumed employment in accordance with USERRA and then, on the next day, terminated employment on account of death.

(e) Differential wage payments within the meaning of Code Section 414(u)(12)(D) shall be treated as Plan Compensation under the Plan.

Section 16.03. Limitation of Rights and Obligations. Neither the establishment nor maintenance of the Plan, nor any amendment thereof, nor the purchase of any insurance contract, nor any act or omission under the Plan or resulting from the operation of the Plan shall be construed:

(a) as conferring upon any Participant, Beneficiary or any other person a right or claim against the Trust, Administrator, or the University, except to the extent that such right or claim shall be specifically expressed and provided in the Plan;

(b) as a contract or agreement between the University and any Participant or other person; or

(c) as an agreement, consideration, or inducement of employment or as effecting in any manner or to any extent whatsoever the rights or obligations of the University or any Employee to continue or terminate the employment relationship at any time.

Section 16.04. Federal and State Taxes. It is intended that Employer Contributions under this Plan, plus any earnings thereunder, are excludable from gross income for federal and state income tax purposes until paid to Participants or Beneficiaries. However, the Administrator does not guarantee that any particular federal or state income, payroll or other tax consequence will occur as a result of participation in this Plan.

Section 16.05. Erroneous Payments. If the Administrator or a Provider makes any payment that according to the terms of the Plan and the benefits provided hereunder should not have been made, the Administrator or Provider may recover that incorrect payment, by whatever means necessary, whether or not it was made due to the error of the Administrator or Provider, from the person to whom it was made or from any other appropriate party. For example, if any such incorrect payment is made directly to a Participant, the Administrator or Provider may deduct it when making any future payments under the Plan directly to that Participant.

Section 16.06. Liability and Indemnification. The Administrator shall incur no liability for any action taken or not taken in good faith reliance on advice of counsel, who may be counsel for the University or taken or not taken in good faith reliance on a determination as to a matter of fact which has been represented or certified by a person reasonably believed to have knowledge of the fact so represented or certified, or taken or not taken in good faith reliance on a recommendation or opinion expressed by a person reasonably believed to be qualified or expert as to any matter where it is reasonable or customary to seek or rely on such recommendations or opinions. Nor shall any employee of the Administrator be liable for the wrongful or negligent conduct of any other or any person having fiduciary responsibilities with respect to the Plan unless the employee (a) knowingly participates in or undertakes to conceal an act or omission of such other person knowing the act or omission is a breach of fiduciary duty, (b) by failing to act solely in the interests of Participants and Beneficiaries or to exercise the care, skill, prudence and diligence under the circumstances prevailing from time to time that a prudent man acting in a like capacity and familiar with such matters would exercise, has enabled the other fiduciary to commit a breach, or (c) has knowledge of a breach by the other fiduciary and does not make reasonable efforts under the circumstances to remedy it. The University shall indemnify any employee and hold him or her harmless from loss, liability, and expense in respect of the Plan for actions taken within the scope of his or her duties, including the legal cost of defending claims and amounts paid in satisfaction or settlement thereof provided only that no indemnification is intended that would be void as against public policy or the laws of the State of Ohio.

Section 16.07. No Reversion. Under no circumstances or conditions will any Contributions revert to, be paid to, or inure to the benefit of, directly or indirectly, the University, but shall be held for the exclusive purpose of providing benefits to Participants and their Beneficiaries and defraying the reasonable expenses of administering the Plan. However, if Contributions are made by the University by mistake of fact, these amounts and, if applicable, any interest earned therein, may be returned to the University within one (1) year of the date that they were made.

<u>Section 16.08.</u> <u>Finality of Determination</u>. All determinations with respect to crediting of service under the Plan are made on the basis of the records of the University, and all determinations made are final and conclusive upon Employees, former Employees, Eligible Employees, former Eligible Employees, and all other persons claiming a benefit under the Plan.

<u>Section 16.09.</u> <u>Unclaimed Benefit Payments</u>. If the Provider is unable to make payment to any Participant or other person to whom a payment is due under the Plan because it cannot ascertain the identity or whereabouts of such Participant or other person after reasonable efforts have been made to identify or locate such person (including a notice of the payment so due mailed to the last known address of such Participant or other person as shown on the records of the University), such payment and all subsequent payments otherwise due to such Participant or other person shall be treated as forfeited three (3) years after the date such payment first became due; provided, however, that such payment and any subsequent payments shall be reinstated retroactively no later than sixty (60) days after the date on which the Participant or person is identified or located.

<u>Section 16.10.</u> <u>Reliance</u>. If the Administrator or any other fiduciary with respect to the Plan acts in reliance on an election, consent, or revocation made pursuant to this Plan, the election, consent, or revocation shall be treated as valid for purposes of discharging the Plan from liability to the extent of payments made pursuant to such acts.

<u>Section 16.11.</u> <u>Merger, Consolidation of Plans or Transfer of Plan Assets</u>. In the case of any merger or consolidation with, or transfer of assets or liabilities to, any other plan, each Participant shall be entitled to a benefit (as if the Plan had been terminated) immediately after the merger, consolidation, or transfer which is equal to or greater than the benefit the Participant would have been entitled to receive immediately before the merger, consolidation, or transfer (as if the Plan had been terminated).

<u>Section 16.12.</u> <u>Persons Under Legal Disability</u>. If any benefit under the Plan is payable to a minor or other person under legal disability, the Administrator shall direct that such payment be made to the Participant's Spouse, parent, brother, sister or other person deemed by the Administrator to have incurred expenses for the care of such Participant, unless a legal guardian or other legal representative of the Participant has been appointed by a court of competent jurisdiction. Neither the University, the Administrator, the Trustee, nor the Plan shall be responsible for the application of such payment.

<u>Section 16.13.</u> <u>Allocation of Fiduciary Responsibilities</u>. Each fiduciary under the Plan shall be responsible only for the specific duties assigned under the Plan and shall not be directly or indirectly responsible for the duties assigned to another fiduciary. No fiduciary of the Plan shall be liable for any act or omission in appropriately carrying out his or her responsibilities under the Plan.

<u>Section 16.14.</u> <u>Counterparts</u>. This Plan may be executed in any number of counterparts, each of which shall be deemed to be an original. All counterparts shall constitute but one and the same instrument and shall be sufficiently evidenced by any one counterpart.

IN WITNESS WHEREOF, The Ohio State University has caused this amended and restated Plan to be adopted as of the Effective Date.

THE OHIO STATE UNIVERSITY

By:____________________________________

Printed Name:____________________________

Title:___________________________________

Date:___________________________________

APPENDIX A

APPROVED PROVIDERS

The current selection of Provider(s) is not intended to limit future additions or deletions of Provider(s). The Administrator from time to time may add or delete Provider(s) which shall be effective on the date adopted by the Administrator and shall be reflected in a revised Appendix A.

Effective February 1, 2016, the Providers under the Plan are:

(1) Fidelity Workplace Services LLC

(2) Teachers Insurance and Annuity Association of America

THE OHIO STATE UNIVERSITY

By:______________________________

Printed Name:________________________

Title:______________________________

Date:______________________________

ATTACHMENT A

ELIGIBLE EMPLOYEES

The University made Pick-Up Contributions pursuant to Code Section 414(h)(2) and/or Employer Contributions on behalf of the following Eligible Employees for the Plan Year beginning January 1, 2016:

	Eligible Employee	**Pick-Up Contribution** *(expressed as a percentage of Adjusted Compensation)*	**Employer Contribution** *(expressed as a flat dollar amount)*	**Vesting Schedule**
1.				
2.				
3.				

The University has approved the Eligible Employees, Contributions, and Vesting Schedules specified above and agrees to fund the Contributions for such Employees under the Plan and to comply with the terms of the Plan with respect to such Employees.

THE OHIO STATE UNIVERSITY

By:________________________________

Printed Name:_________________________

Title:_______________________________

Date:_______________________________

APPENDIX XXXVII

BACKGROUND

The Supplemental 415(m) Retirement Plan and Supplemental 415(m) Retirement Plan II (each, a "Plan" and, collectively, the "Plans") are "qualified excess benefit arrangements" under Section 415(m) of the Internal Revenue Code. Each Plan provides additional retirement contributions to employees whose contributions to the university's Retirement Continuation Plan ("RCP") and Retirement Continuation Plan II ("RCP II"), as applicable, are limited by Internal Revenue Service rules.

Summary of Changes:

Each Plan is being amended and restated to:

- Incorporate prior plan amendments and changes necessary to maintain compliance with the Internal Revenue Code and related guidance.
- Change the vesting period to 365 continuous days of employment to ensure consistent administration of vesting under university retirement plans. The vesting period currently is defined as the earlier of 12 months after attaining age 18 or the completion of the first full contract year after attaining age 18.
- Remove the ability of a participant to take a distribution from the Plan in the case of an unforeseeable financial emergency.
- Allow a participant to change the time and form of distribution at least one year before the participant's then-scheduled benefits commencement date. Currently, a participant is required to make the change at least two years prior to the participant's then-scheduled benefits commencement date.
- Clarify the time and form of distributions upon a participant's death.
- Add claims procedures in the event a participant makes a written claim for benefits under the Plan.
- Provide that the default beneficiary under the Plan will be the surviving spouse or, if none, the participant's estate to ensure consistent administration with the RCP and RCP II.

The amendment and restatement of each Plan has been approved by the Office of Human Resources, the Office of Legal Affairs, and outside counsel.

Purpose of the Resolution for each Plan:

- Approve the amendment and restatement of the Plan, effective as of February 1, 2016;
- Authorize the senior vice president for business and finance and chief financial officer to sign the amendment and restatement and any other documents needed to effectuate or carry out the amendment and restatement; and
- Delegate authority to adopt and effectuate certain technical or non-discretionary amendments to the Plan necessary to secure or maintain compliance with federal tax laws to the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources, and the Office of Legal Affairs, without further review or resolutions by the Board.

THE OHIO STATE UNIVERSITY
SUPPLEMENTAL 415(m) RETIREMENT PLAN

Amended and Restated Effective as of February 1, 2016

I\7572261.5

TABLE OF CONTENTS

I\7572261.5

THE OHIO STATE UNIVERSITY
SUPPLEMENTAL 415(m) RETIREMENT PLAN

ARTICLE I
ESTABLISHMENT AND RESTATEMENT OF PLAN

Section 1.01 Plan Establishment and History.

(a) The Ohio State University ("University") is a state university under Ohio law and an educational organization described in Section 170(b)(1)(A)(ii) of the Internal Revenue Code of 1986, as amended ("Code"). The University established The Ohio State University Supplemental 415(m) Retirement Plan ("Excess Benefit Plan"), effective July 1, 2001, as part of the RCP. The Excess Benefit Plan was most recently amended and restated effective July 1, 2011, and has been amended once thereafter.

(b) The Excess Benefit Plan was, and is intended to remain, a qualified governmental excess benefit arrangement within the meaning of Code Section 415(m)(3) and an exempt governmental deferred compensation plan described in Code Section 3121(v)(3). Code Sections 83, 402(b), 409A, 457(a), and 457(f)(1) shall not apply to the Excess Benefit Plan. The sole purpose of the Excess Benefit Plan is to provide for contributions that would have been made to the RCP absent the limitations of Code Section 415(c).

(c) The RCP is a governmental plan, as defined in Code Section 414(d) and the Employee Retirement Income Security Act Section 3(32) ("ERISA"). As a governmental plan, ERISA does not apply.

Section 1.02 Plan Restatement.

(a) The Excess Benefit Plan is now being amended and restated effective February 1, 2016.

(b) Except as otherwise specifically provided herein, the Excess Benefit Plan as hereinafter set forth establishes the rights and obligations with respect to individuals who are Employees on and after February 1, 2016, and to transactions under the Excess Benefit Plan on and after February 1, 2016. The rights and benefits, if any, of individuals who are not Employees on or after February 1, 2016, shall be determined in accordance with the terms and provisions of the Excess Benefit Plan that was in effect on the date of their Severance from Employment, except as otherwise specifically provided herein or in a subsequent amendment.

ARTICLE II
CONSTRUCTION AND DEFINITIONS

Section 2.01 Construction and Governing Law.

(a) Subject to paragraph (b), the Rules of Construction and Governing Law provisions of Section 2.01 of the RCP shall apply to this Excess Benefit Plan.

I\7572261.5

(b) In resolving any conflict between provisions of the Excess Benefit Plan and in resolving any other uncertainty as to the meaning or intention of any provision of the Excess Benefit Plan, the interpretation that causes (i) the Excess Benefit Plan to constitute a qualified governmental excess benefit arrangement under the provisions of Code Section 415(m) and an exempt governmental deferred compensation plan under Code Section 3121(v)(3) and (ii) the Excess Benefit Plan to comply with all applicable provisions of the RCP and all applicable requirements of the Code and other applicable laws and rules, shall prevail over any different interpretation.

Section 2.02 Definitions. The definitions of the RCP shall apply to the Excess Benefit Plan. In addition, when the initial letter of a word or phrase is capitalized herein but not defined in the RCP, the meaning of such word or phrase shall be as follows:

(a) "Beneficiary" means the person, company, trustee, or estate designated by the 415(m) Participant on the Applicable Form to receive any benefits payable under the Excess Benefit Plan in the event of the 415(m) Participant's death.

(b) "Benefit Commencement Date" means the date that distributions commence under the Excess Benefit Plan in accordance with Sections 5.01 and 5.02; provided, however, that the Benefit Commencement Date cannot be earlier than the 415(m) Participant's Severance from Employment. If the 415(m) Participant has not made a valid election as to his or her Benefit Commencement Date pursuant to Section 5.02, the 415(m) Participant's Benefit Commencement Date shall be the 415(m) Participant's Severance from Employment. No distributions may be made from the Excess Benefit Plan prior to the 415(m) Participant's Benefit Commencement Date.

(c) "Code" has the meaning set forth in Section 1.01(a).

(d) "Contributions" means both employer contributions and employee contributions picked up by the University under Code Section 414(h)(2) to the RCP.

(e) "Effective Date" means February 1, 2016.

(f) "ERISA" has the meaning set forth in Section 1.01(c).

(g) "Excess Benefit Plan" means The Ohio State University Supplemental 415(m) Retirement Plan, as amended from time to time.

(h) "Excess Contribution" means, with respect to a 415(m) Participant, Contributions that would have been made for the 415(m) Participant to the RCP but could not be made to the RCP, alone or when aggregated with another Code Section 401(a) retirement plan, because of the application of Code Section 415(c).

(i) "415(m) Account" means the separate bookkeeping account maintained for each 415(m) Participant reflecting his or her interest under the Excess Benefit Plan attributable to Excess Contributions. Where the context so permits, "415(m) Account" also means the amount credited to such bookkeeping account.

(j) "415(m) Participant" means a Participant or former Participant who has a 415(m) Account balance under this Excess Benefit Plan.

(k) "Participant" means a participant in the RCP.

(l) "RCP" means The Ohio State University Retirement Continuation Plan, as amended from time to time.

(m) "University" has the meaning set forth in Section 1.01(a).

(n) "Vested" means the interest of the 415(m) Participant or Beneficiary in his or her 415(m) Account which is unconditional, legally enforceable, and nonforfeitable at all times, subject to any adjustment which may be required to correct an operational error, as determined by the Administrator in its sole and absolute discretion.

ARTICLE III
ELIGIBILITY AND PARTICIPATION

Section 3.01 Participation. A Participant in the RCP shall automatically participate in the Excess Benefit Plan for a Plan Year, if the Contributions that would otherwise be made on the Participant's behalf under the RCP for such Plan Year are reduced to comply with the limitations of Code Section 415(c). The Administrator shall determine for each Plan Year which Participants in the RCP are covered by this Excess Benefit Plan.

Section 3.02 Cessation of Participation. A 415(m) Participant shall cease to be a 415(m) Participant on the distribution of his or her entire 415(m) Account.

ARTICLE IV
CONTRIBUTIONS AND ACCOUNTS

Section 4.01 Excess Contributions.

(a) The University shall make an Excess Contribution for each 415(m) Participant determined eligible for the Plan Year pursuant to Section 3.01. The Excess Contribution shall be equal to the Contributions that would have been made for the 415(m) Participant to the RCP but that could not be made because of the application of Code Section 415(c). Any such Excess Contribution shall be made to the Excess Benefit Plan not later than the latest date on which Contributions could be made to the RCP for such Plan Year.

(b) No election is provided at any time to any 415(m) Participant, directly or indirectly, to defer compensation under this Excess Benefit Plan, and no employee pre-tax or after-tax contributions may be made to or under this Excess Benefit Plan at any time.

Section 4.02 415(m) Accounts.

(a) The Provider(s) shall establish and maintain adequate records to reflect the 415(m) Accounts of each 415(m) Participant. The 415(m) Account shall reflect the record of the 415(m) Participant's interest under this Excess Benefit Plan attributable to Excess Contributions made by the University and the earnings and losses thereon. The maintenance of individual accounts is for accounting and recordkeeping purposes only, and a segregation of Excess Benefit Plan assets to each 415(m) Account shall not be required.

(b) Excess Contributions with respect to a 415(m) Participant for a Plan Year shall be allocated to the 415(m) Participant's 415(m) Account as of the earlier of the last day of the Plan Year or such earlier date on which the Excess Contributions are credited to the Excess Benefit Plan.

Section 4.03 415(m) Participant Statements. The Provider(s) shall provide to each 415(m) Participant a statement reflecting the value of his or her 415(m) Account as of the end of the Plan Year and as of such other dates as the Administrator may request in writing.

Section 4.04 415(m) Participant Directed Investments. Each 415(m) Participant shall have sole authority and responsibility for the investment of his or her 415(m) Account in the Investment Options available under the RCP. Each 415(m) Participant shall elect Investment Options into which his or her 415(m) Account shall be invested by completing the Applicable Form in accordance with the procedure established by the Provider or Administrator. Neither the Board, University, nor Administrator shall have responsibility or liability for any investments, investment directions, or investment results of the 415(m) Participant.

Section 4.05 Value of 415(m) Account. The value of the 415(m) Account of a 415(m) Participant as of any valuation date is the value of the 415(m) Account balance as determined by the Provider(s). The valuation date shall be the last day of the Plan Year and each other date designated by the Administrator or Provider(s) in a uniform and nondiscriminatory manner. All transactions and 415(m) Account records shall be based on fair market value.

Section 4.06 Expenses of Excess Benefit Plan. All reasonable expenses of administering the Excess Benefit Plan shall be charged against and paid from 415(m) Participants' 415(m) Accounts, unless paid by the University.

Section 4.07 Rollovers or Transfers to Excess Benefit Plan. The Excess Benefit Plan shall not accept any rollover or transfer contributions of any kind.

ARTICLE V
DISTRIBUTION OF ACCOUNTS

Section 5.01 Default Distribution Provisions. Except as provided in Section 5.02, a 415(m) Participant shall receive his or her Vested 415(m) Account in a single cash lump sum payment as soon as administratively practicable on or after his or her Benefit Commencement Date.

Section 5.02 Election of Optional Benefit Commencement Date and Form of Distribution.

(a) Prior to the date that a Participant becomes a 415(m) Participant, he or she may elect on the Applicable Form, in lieu of the default provisions set forth in Section 5.01, a Benefit Commencement Date and a form of distribution.

(b) A 415(m) Participant may make or change his or her Benefit Commencement Date and/or form of distribution, provided that such election is made on the Applicable Form and received by the Administrator at least one (1) year before his or her Benefit Commencement Date.

(c) A 415(m) Participant may elect to receive his or her Vested 415(m) Account in a single lump sum, annuity, and/or installment payments.

Section 5.03 Distribution Upon 415(m) Participant's Death. If a 415(m) Participant dies before his or her entire Vested 415(m) Account has been distributed, his or her remaining Vested 415(m) Account shall be distributed to his or her Beneficiary as a single cash lump sum payment as soon as administratively practicable following the 415(m) Participant's death, except that if the 415(m) Participant was receiving an annuity at the time of his or her death, the Beneficiary will receive the survivor annuity, if any, applicable to the 415(m) Participant's election unless otherwise permitted by the Provider.

Section 5.04 Beneficiaries.

(a) Each 415(m) Participant may designate a Beneficiary to receive benefits under the 415(m) Plan upon the 415(m) Participant's death by filing the Applicable Form with the Administrator. A 415(m) Participant may revoke or change a Beneficiary designation by filing the Applicable Form with the Administrator at any time.

(b) In the absence of a designation by the 415(m) Participant pursuant to this Section 5.05 or if all designated Beneficiaries predecease the 415(m) Participant, the benefits, if any, shall be paid to the 415(m) Participant's Spouse, if living at the time of the 415(m) Participant's death, or if such Spouse does not survive the 415(m) Participant, to the 415(m) Participant's estate.

Section 5.05 Rollovers or Transfers From Excess Benefit Plan. No rollovers or transfers may be made from the Excess Benefit Plan to another plan.

Section 5.06 Loans. Loans are not permitted from the Excess Benefit Plan.

ARTICLE VI
VESTING

Section 6.01 Contributions. Excess Benefit Contributions shall be Vested under the same terms and to the same extent as Contributions to the RCP.

Section 6.02 Forfeitures. If a 415(m) Participant incurs a Severance from Employment, any non-Vested portion of his or her Account shall be forfeited, and the amount forfeited shall be applied towards the Excess Contributions or to pay Excess Benefit Plan expenses in the current Plan Year.

ARTICLE VII
UNFUNDED PLAN

The Excess Benefit Plan shall be, and remain, unfunded, and the rights, if any, of any person to any benefits hereunder shall be those specified herein. This Excess Benefit Plan constitutes an unsecured promise by the University to make benefit payments in the future from its general assets. Under no circumstances shall Excess Contributions under this Excess Benefit Plan be part of or credited to the RCP, and benefits under this Excess Benefit Plan shall be paid solely from the University's general assets.

ARTICLE VIII
ADMINISTRATION OF THE EXCESS BENEFIT PLAN

Section 8.01 **Authority of the Administrator.** Except as expressly provided herein, the Administrator shall have the same rights, duties, and responsibilities with respect to this Excess Benefit Plan as it has with respect to the RCP.

Section 8.02 **Employment of Consultants**. The Administrator may employ one (1) or more persons to render advice with regard to its responsibilities under the Excess Benefit Plan. The consultants, independent auditors, attorneys, and actuaries performing services for the RCP may also perform services hereunder.

Section 8.03 **Payment of Benefits.** The Administrator, if in doubt concerning the correctness of any benefit payment hereunder, may suspend payment until satisfied as to the correctness of such payment.

ARTICLE IX
CLAIMS PROCEDURES

Section 9.01 **Claim for Benefits.** A 415(m) Participant who believes that he or she is entitled to any benefits under the Excess Benefit Plan shall present such claim in writing to the Administrator. The Administrator shall provide adequate notice in writing to any claimant as to the decision on any such claim. If such claim has been denied, in whole or in part, such notice shall set forth the specific reasons for such denial and shall be written in a manner calculated to be reasonably understood by the claimant.

Section 9.02 **Review of Denial.** Within sixty (60) days after receipt by the claimant of notification of denial, the claimant shall have the right to present a written appeal to the Administrator. If such appeal is not filed within said sixty (60) day period, the decision of the Administrator shall be final and binding. The Administrator shall act as a fiduciary in making a full and fair review of such denial. The claimant or his or her duly authorized representative may review any Excess Benefit Plan and/or RCP documents that are pertinent to the claim and may submit issues and comments to the Administrator in writing. A decision by the Administrator shall be made within ninety (90) days of the receipt of the appeal, unless the Administrator determines that special circumstances require additional time, in which case a decision shall be rendered not later than one hundred twenty (120) days after receipt of the appeal. The decision on appeal shall be in writing and shall include specific reasons for the decision, written in a manner calculated to be understood by the claimant, and specific reference to the pertinent Excess Benefit Plan and/or RCP provisions on which the decision is based.

ARTICLE X
AMENDMENT AND TERMINATION

Section 10.01 Amendment and Termination.

(a) While it is expected that the Excess Benefit Plan shall continue indefinitely, the University reserves the right to amend, freeze, or terminate the Excess Benefit Plan, or to discontinue any further Excess Contributions to the Excess Benefit Plan, at any time, by action of the Board.

(b) It is the intent of the University that the Excess Benefit Plan shall be and remain qualified for tax purposes under the Code. The University may make any modifications, alterations, or amendments to the Excess Benefit Plan necessary to obtain and retain approval of the Secretary of the Treasury as may be necessary to establish and maintain the status of the Excess Benefit Plan as qualified under the provisions of the Code, as now in effect or hereafter enacted, and the regulations issued thereunder. Any modification, alteration, or amendment of the Excess Benefit Plan, made in accordance with this Section, may be made retroactively, if necessary or appropriate. Any such amendment shall be effective as of the date set forth in such amendment, and the 415(m) Participants, Beneficiaries, and all others having any interest in the Excess Benefit Plan shall be bound thereby.

Section 10.02 Adverse Effects. Any amendment or termination of the Excess Benefit Plan cannot adversely affect the benefits accrued by 415(m) Participants prior to the date of such amendment or termination. This Excess Benefit Plan may not be amended in a manner that violates any provision of the Code.

ARTICLE XI
MISCELLANEOUS

Section 11.01 Non-Alienation.

(a) A 415(m) Participant's 415(m) Account under the Excess Benefit Plan shall not be liable for any debt, liability, contract, engagement, or tort of the 415(m) Participant or his or her Beneficiary, nor subject to anticipation, sale, assignment, transfer, encumbrance, pledge, charge, attachment, garnishment, execution, alienation, or any other voluntarily or involuntarily alienation or other legal or equitable process, nor transferable by operation of law.

(b) Notwithstanding paragraph (a), the Excess Benefit Plan shall offset from the benefit otherwise payable to a 415(m) Participant or his or her Spouse such amounts as are permitted to be offset under a court order, civil judgment, or settlement agreement in accordance with Code Section 401(a)(13)(C).

Section 11.02 Limitation of Rights and Obligations. Neither the establishment nor maintenance of the Excess Benefit Plan, nor any amendment thereof, nor the purchase of any insurance contract, nor any act or omission under the Excess Benefit Plan or resulting from the operation of the Excess Benefit Plan shall be construed:

(a) as conferring upon any 415(m) Participant, Beneficiary or any other person a right or claim against the Administrator or University, except to the extent that such right or claim shall be specifically expressed and provided in the Excess Benefit Plan;

(b) as a contract or agreement between the University and any 415(m) Participant or other person; or

(c) as an agreement, consideration, or inducement of employment or as effecting in any manner or to any extent whatsoever the rights or obligations of the University or any Employee to continue or terminate the employment relationship at any time.

Section 11.03 Federal and State Taxes. It is intended that Excess Contributions under the Excess Benefit Plan, plus any earnings thereunder, are excludable from gross income for federal and state income tax purposes until paid or made available to 415(m) Participants or Beneficiaries. However, the Administrator does not guarantee that any particular federal or state income, payroll or other tax consequence will occur because of participation in this Excess Benefit Plan.

Section 11.04 Erroneous Payments. If the Administrator or a Provider makes any payment that according to the terms of the Excess Benefit Plan and the benefits provided hereunder should not have been made, the Administrator or Provider may recover that incorrect payment, by whatever means necessary, whether or not it was made due to the error of the Administrator or the Provider, from the person to whom it was made or from any other appropriate party. For example, if any such incorrect payment is made directly to a 415(m) Participant, the Administrator or the Provider may deduct it when making any future payments under the Excess Benefit Plan directly to that 415(m) Participant.

Section 11.05 Liability and Indemnification. The Administrator shall incur no liability for any action taken or not taken in good faith reliance on advice of counsel, who may be counsel for the University, or taken or not taken in good faith reliance on a determination as to a matter of fact which has been represented or certified by a person reasonably believed to have knowledge of the fact so represented or certified, or taken or not taken in good faith reliance on a recommendation or opinion expressed by a person reasonably believed to be qualified or expert as to any matter where it is reasonable or customary to seek or rely on such recommendations or opinions. Nor shall any employee of the Administrator be liable for the wrongful or negligent conduct of any other or any person having fiduciary responsibilities with respect to the Excess Benefit Plan unless the employee (a) knowingly participates in or undertakes to conceal an act or omission of such other person knowing the act or omission is a breach of fiduciary duty, (b) by failing to act solely in the interests of 415(m) Participants and Beneficiaries or to exercise the care, skill, prudence and diligence under the circumstances prevailing from time to time that a prudent man acting in a like capacity and familiar with such matters would exercise, has enabled the other fiduciary to commit a breach, or (c) has knowledge of a breach by the other fiduciary and does not make reasonable efforts under the circumstances to remedy it. The University shall indemnify any employee and hold him or her harmless from loss, liability, and expense in respect of the Excess Benefit Plan for actions taken within the scope of his or her duties, including the legal cost of defending claims and amounts paid in satisfaction or settlement thereof provided only that no indemnification is intended that would be void as against public policy or the laws of the State of Ohio.

Section 11.06 Finality of Determination. All determinations with respect to crediting of service under the Excess Benefit Plan are made on the basis of the records of the University, and all determinations made are final and conclusive upon Employees, former Employees, and all other persons claiming a benefit under the Excess Benefit Plan.

Section 11.07 Release. Any payment to a 415(m) Participant shall, to the extent thereof, be in full satisfaction of the claim of the 415(m) Participant being paid thereby, and the Administrator may condition payment thereof on the delivery by the 415(m) Participant of a duly executed receipt and release in such form as may be determined by the Administrator.

Section 11.08 Persons Under Legal Disability. If any benefit under the Excess Benefit Plan is payable to a minor or other person under legal disability, the Administrator shall direct that such payment be made to the 415(m) Participant's Spouse, parent, brother, sister or other person deemed by the Administrator to have incurred expenses for the care of such 415(m) Participant, unless a legal guardian or other legal representative of the 415(m) Participant has been appointed by a court of competent jurisdiction. Neither the University, the Administrator, nor the Excess Benefit Plan shall be responsible for the application of such payment.

Section 11.09 Severability. If any provision of this Excess Benefit Plan shall be held by a court of competent jurisdiction to be invalid or unenforceable, the remaining provisions of this Excess Benefit Plan shall continue to be fully effective.

Section 11.10 Counterparts. The Excess Benefit Plan may be executed in any number of counterparts, each of which shall be deemed to be an original. All counterparts shall constitute but one and the same instrument and shall be evidenced by any one counterpart.

IN WITNESS WHEREOF, The Ohio State University has caused this amended and restated Excess Benefit Plan to be adopted as of the Effective Date.

THE OHIO STATE UNIVERSITY

By:______________________________________

Printed Name:______________________________

Title:______________________________________

Date:______________________________________

APPENDIX XXXVIII

BACKGROUND

The Supplemental 415(m) Retirement Plan and Supplemental 415(m) Retirement Plan II (each, a "Plan" and, collectively, the "Plans") are "qualified excess benefit arrangements" under Section 415(m) of the Internal Revenue Code. Each Plan provides additional retirement contributions to employees whose contributions to the university's Retirement Continuation Plan ("RCP") and Retirement Continuation Plan II ("RCP II"), as applicable, are limited by Internal Revenue Service rules.

Summary of Changes:

Each Plan is being amended and restated to:

- Incorporate prior plan amendments and changes necessary to maintain compliance with the Internal Revenue Code and related guidance.

- Change the vesting period to 365 continuous days of employment to ensure consistent administration of vesting under university retirement plans. The vesting period currently is defined as the earlier of 12 months after attaining age 18 or the completion of the first full contract year after attaining age 18.

- Remove the ability of a participant to take a distribution from the Plan in the case of an unforeseeable financial emergency.

- Allow a participant to change the time and form of distribution at least one year before the participant's then-scheduled benefits commencement date. Currently, a participant is required to make the change at least two years prior to the participant's then-scheduled benefits commencement date.

- Clarify the time and form of distributions upon a participant's death.

- Add claims procedures in the event a participant makes a written claim for benefits under the Plan.

- Provide that the default beneficiary under the Plan will be the surviving spouse or, if none, the participant's estate to ensure consistent administration with the RCP and RCP II.

The amendment and restatement of each Plan has been approved by the Office of Human Resources, the Office of Legal Affairs, and outside counsel.

Purpose of the Resolution for each Plan:

- Approve the amendment and restatement of the Plan, effective as of February 1, 2016;

- Authorize the senior vice president for business and finance and chief financial officer to sign the amendment and restatement and any other documents needed to effectuate or carry out the amendment and restatement; and

- Delegate authority to adopt and effectuate certain technical or non-discretionary amendments to the Plan necessary to secure or maintain compliance with federal tax laws to the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources, and the Office of Legal Affairs, without further review or resolutions by the Board.

THE OHIO STATE UNIVERSITY
SUPPLEMENTAL 415(m) RETIREMENT PLAN II

Amended and Restated Effective as of February 1, 2016

I\7586300.4

TABLE OF CONTENTS

THE OHIO STATE UNIVERSITY SUPPLEMENTAL 415(m) RETIREMENT PLAN II

ARTICLE I ESTABLISHMENT AND RESTATEMENT OF PLAN

Section 1.01 Plan Establishment and History.

(a) The Ohio State University ("University") is a state university under Ohio law and an educational organization described in Section 170(b)(1)(A)(ii) of the Internal Revenue Code of 1986, as amended ("Code"). The University established The Ohio State University Supplemental 415(m) Retirement Plan II ("Excess Benefit Plan"), effective September 1, 2012, as part of the RCP II. The Excess Benefit Plan has been amended once thereafter.

(b) The Excess Benefit Plan was, and is intended to remain, a qualified governmental excess benefit arrangement within the meaning of Code Section 415(m)(3) and an exempt governmental deferred compensation plan described in Code Section 3121(v)(3). Code Sections 83, 402(b), 409A, 457(a), and 457(f)(1) shall not apply to the Excess Benefit Plan. The sole purpose of the Excess Benefit Plan is to provide for contributions that would have been made to the RCP II absent the limitations of Code Section 415(c).

(c) The RCP II is a governmental plan, as defined in Code Section 414(d) and the Employee Retirement Income Security Act Section 3(32) ("ERISA"). As a governmental plan, ERISA does not apply.

Section 1.02 Plan Restatement.

(a) The Excess Benefit Plan is now being amended and restated effective February 1, 2016.

(b) Except as otherwise specifically provided herein, the Excess Benefit Plan as hereinafter set forth establishes the rights and obligations with respect to individuals who are Employees on and after February 1, 2016, and to transactions under the Excess Benefit Plan on and after February 1, 2016. The rights and benefits, if any, of individuals who are not Employees on or after February 1, 2016, shall be determined in accordance with the terms and provisions of the Excess Benefit Plan that was in effect on the date of their Severance from Employment, except as otherwise specifically provided herein or in a subsequent amendment.

ARTICLE II CONSTRUCTION AND DEFINITIONS

Section 2.01 Construction and Governing Law.

(a) Subject to paragraph (b), the Rules of Construction and Governing Law provisions of Section 2.01 of the RCP II shall apply to this Excess Benefit Plan.

(b) In resolving any conflict between provisions of the Excess Benefit Plan and in resolving any other uncertainty as to the meaning or intention of any provision of the Excess Benefit Plan, the interpretation that causes (i) the Excess Benefit Plan to constitute a qualified governmental excess benefit arrangement under the provisions of Code Section 415(m) and an exempt governmental deferred compensation plan under Code Section 3121(v)(3); and (ii) the Excess Benefit Plan to comply with all applicable provisions of the RCP II and all applicable requirements of the Code and other applicable laws and rules, shall prevail over any different interpretation.

Section 2.02 Definitions. The definitions of the RCP II shall apply to the Excess Benefit Plan. In addition, when the initial letter of a word or phrase is capitalized herein but not defined in the RCP II, the meaning of such word or phrase shall be as follows:

(a) "Beneficiary" means the person, company, trustee, or estate designated by the 415(m) Participant on the Applicable Form to receive any benefits payable under the Excess Benefit Plan in the event of the 415(m) Participant's death.

(b) "Benefit Commencement Date" means the date that distributions commence under the Excess Benefit Plan in accordance with Sections 5.01 and 5.02; provided, however, that the Benefit Commencement Date cannot be earlier than the 415(m) Participant's Severance from Employment. If the 415(m) Participant has not made a valid election as to his or her Benefit Commencement Date pursuant to Section 5.02, the 415(m) Participant's Benefit Commencement Date shall be the 415(m) Participant's Severance from Employment. No distributions may be made from the Excess Benefit Plan prior to the 415(m) Participant's Benefit Commencement Date.

(c) "Code" has the meaning set forth in Section 1.01(a).

(d) "Contributions" means both employer contributions and employee contributions picked up by the University under Code Section 414(h)(2) to the RCP II.

(e) "Effective Date" means February 1, 2016.

(f) "ERISA" has the meaning set forth in Section 1.01(c).

(g) "Excess Benefit Plan" means The Ohio State University Supplemental 415(m) Retirement Plan II, as amended from time to time.

(h) "Excess Contribution" means, with respect to a 415(m) Participant, Contributions that would have been made for the 415(m) Participant to the RCP II but could not be made to the RCP II, alone or when aggregated with another Code Section 401(a) retirement plan, because of the application of Code Section 415(c).

(i) "415(m) Account" means the separate bookkeeping account maintained for each 415(m) Participant reflecting his or her interest under the Excess Benefit Plan attributable to Excess Contributions. Where the context so permits, "415(m) Account" also means the amount credited to such bookkeeping account.

(j) "415(m) Participant" means a Participant or former Participant who has a 415(m) Account balance under this Excess Benefit Plan.

(k) "Participant" means a participant in the RCP II. No participant in The Ohio State University Retirement Continuation Plan or The Ohio State University Supplemental 415(m)

Retirement Plan for a Plan Year shall be eligible to participate in this Excess Benefit Plan for that Plan Year.

(l) "RCP II" means The Ohio State University Retirement Continuation Plan II, as amended from time to time.

(m) "University" has the meaning set forth in Section 1.01(a).

(n) "Vested" means the interest of the 415(m) Participant or Beneficiary in his or her 415(m) Account which is unconditional, legally enforceable, and nonforfeitable at all times, subject to any adjustment which may be required to correct an operational error, as determined by the Administrator in its sole and absolute discretion.

ARTICLE III
ELIGIBILITY AND PARTICIPATION

Section 3.01 Participation. A Participant in the RCP II shall automatically participate in the Excess Benefit Plan for a Plan Year, if the Contributions that would otherwise be made on the Participant's behalf under the RCP II for such Plan Year are reduced to comply with the limitations of Code Section 415(c). The Administrator shall determine for each Plan Year which Participants in the RCP II are covered by this Excess Benefit Plan.

Section 3.02 Cessation of Participation. A 415(m) Participant shall cease to be a 415(m) Participant on the distribution of his or her entire 415(m) Account.

ARTICLE IV
CONTRIBUTIONS AND ACCOUNTS

Section 4.01 Excess Contributions.

(a) The University shall make an Excess Contribution for each 415(m) Participant determined eligible for the Plan Year pursuant to Section 3.01. The Excess Contribution shall be equal to the Contributions that would have been made for the 415(m) Participant to the RCP II but that could not be made because of the application of Code Section 415(c). Any such Excess Contribution shall be made to the Excess Benefit Plan not later than the latest date on which Contributions could be made to the RCP II for such Plan Year.

(b) No election is provided at any time to any 415(m) Participant, directly or indirectly, to defer compensation under this Excess Benefit Plan, and no employee pre-tax or after-tax contributions may be made to or under this Excess Benefit Plan at any time.

Section 4.02 415(m) Accounts.

(a) The Provider(s) shall establish and maintain adequate records to reflect the 415(m) Accounts of each 415(m) Participant. The 415(m) Account shall reflect the record of the 415(m) Participant's interest under this Excess Benefit Plan attributable to Excess Contributions made by the University and the earnings and losses thereon. The maintenance of individual accounts is for accounting and recordkeeping purposes only, and a segregation of Excess Benefit Plan assets to each 415(m) Account shall not be required.

(b) Excess Contributions with respect to a 415(m) Participant for a Plan Year shall be allocated to the 415(m) Participant's 415(m) Account as of the earlier of the last day of the Plan Year or such earlier date on which the Excess Contributions are credited to the Excess Benefit Plan.

Section 4.03 415(m) Participant Statements. The Provider(s) shall provide to each 415(m) Participant a statement reflecting the value of his or her 415(m) Account as of the end of the Plan Year and as of such other dates as the Administrator may request in writing.

Section 4.04 415(m) Participant Directed Investments. Each 415(m) Participant shall have sole authority and responsibility for the investment of his or her 415(m) Account in the Investment Options available under the RCP II. Each 415(m) Participant shall elect Investment Options into which his or her 415(m) Account shall be invested by completing the Applicable Form in accordance with the procedure established by the Provider or Administrator. Neither the Board, University, nor Administrator shall have responsibility or liability for any investments, investment directions, or investment results of the 415(m) Participant.

Section 4.05 Value of 415(m) Account. The value of the 415(m) Account of a 415(m) Participant as of any valuation date is the value of the 415(m) Account balance as determined by the Provider(s). The valuation date shall be the last day of the Plan Year and each other date designated by the Administrator or Provider(s) in a uniform and nondiscriminatory manner. All transactions and 415(m) Account records shall be based on fair market value.

Section 4.06 Expenses of Excess Benefit Plan. All reasonable expenses of administering the Excess Benefit Plan shall be charged against and paid from 415(m) Participants' 415(m) Accounts, unless paid by the University.

Section 4.07 Rollovers or Transfers to Excess Benefit Plan. The Excess Benefit Plan shall not accept any rollover or transfer contributions of any kind.

ARTICLE V
DISTRIBUTION OF ACCOUNTS

Section 5.01 Default Distribution Provisions. Except as provided in Section 5.02, a 415(m) Participant shall receive his or her Vested 415(m) Account in a single cash lump sum payment as soon as administratively practicable on or after his or her Benefit Commencement Date.

Section 5.02 Election of Optional Benefit Commencement Date and Form of Distribution.

(a) Prior to the date that a Participant becomes a 415(m) Participant, he or she may elect on the Applicable Form, in lieu of the default provisions set forth in Section 5.01, a Benefit Commencement Date and a form of distribution.

(b) A 415(m) Participant may make or change his or her Benefit Commencement Date and/or form of distribution, provided that such election is made on the Applicable Form and received by the Administrator at least one (1) year before his or her Benefit Commencement Date.

(c) A 415(m) Participant may elect to receive his or her Vested 415(m) Account in a single lump sum, annuity, and/or installment payments.

Section 5.03 Distribution Upon 415(m) Participant's Death. If a 415(m) Participant dies before his or her entire Vested 415(m) Account has been distributed, his or her remaining Vested 415(m) Account shall be distributed to his or her Beneficiary as a single cash lump sum payment as soon as administratively practicable following the 415(m) Participant's death, except that if the 415(m) Participant was receiving an annuity at the time of his or her death, the Beneficiary will receive the survivor annuity, if any, applicable to the 415(m) Participant's election unless otherwise permitted by the Provider.

Section 5.04 Beneficiaries.

(a) Each 415(m) Participant may designate a Beneficiary to receive benefits under the 415(m) Plan upon the 415(m) Participant's death by filing the Applicable Form with the Administrator. A 415(m) Participant may revoke or change a Beneficiary designation by filing the Applicable Form with the Administrator at any time.

(b) In the absence of a designation by the 415(m) Participant pursuant to this Section 5.05 or if all designated Beneficiaries predecease the 415(m) Participant, the benefits, if any, shall be paid to the 415(m) Participant's Spouse, if living at the time of the 415(m) Participant's death, or if such Spouse does not survive the 415(m) Participant, to the 415(m) Participant's estate.

Section 5.05 Rollovers or Transfers From Excess Benefit Plan. No rollovers or transfers may be made from the Excess Benefit Plan to another plan.

Section 5.06 Loans. Loans are not permitted from the Excess Benefit Plan.

ARTICLE VI
VESTING

Section 6.01 Contributions. Excess Benefit Contributions shall be Vested under the same terms and to the same extent as Contributions to the RCP II.

Section 6.02 Forfeitures. If a 415(m) Participant incurs a Severance from Employment, any non-Vested portion of his or her Account shall be forfeited, and the amount forfeited shall be applied towards the Excess Contributions or to pay Excess Benefit Plan expenses in the current Plan Year.

ARTICLE VII
UNFUNDED PLAN

The Excess Benefit Plan shall be, and remain, unfunded, and the rights, if any, of any person to any benefits hereunder shall be those specified herein. This Excess Benefit Plan constitutes an unsecured promise by the University to make benefit payments in the future from its general assets. Under no circumstances shall Excess Contributions under this Excess Benefit Plan be part of or credited to the RCP II, and benefits under this Excess Benefit Plan shall be paid solely from the University's general assets.

ARTICLE VIII
ADMINISTRATION OF THE EXCESS BENEFIT PLAN

Section 8.01 Authority of the Administrator. Except as expressly provided herein, the Administrator shall have the same rights, duties, and responsibilities with respect to this Excess Benefit Plan as it has with respect to the RCP II.

Section 8.02 Employment of Consultants. The Administrator may employ one (1) or more persons to render advice with regard to its responsibilities under the Excess Benefit Plan. The consultants, independent auditors, attorneys, and actuaries performing services for the RCP II may also perform services hereunder.

Section 8.03 Payment of Benefits. The Administrator, if in doubt concerning the correctness of any benefit payment hereunder, may suspend payment until satisfied as to the correctness of such payment.

ARTICLE IX
CLAIMS PROCEDURES

Section 9.01 Claim for Benefits. A 415(m) Participant who believes that he or she is entitled to any benefits under the Excess Benefit Plan shall present such claim in writing to the Administrator. The Administrator shall provide adequate notice in writing to any claimant as to the decision on any such claim. If such claim has been denied, in whole or in part, such notice shall set forth the specific reasons for such denial and shall be written in a manner calculated to be reasonably understood by the claimant.

Section 9.02 Review of Denial. Within sixty (60) days after receipt by the claimant of notification of denial, the claimant shall have the right to present a written appeal to the Administrator. If such appeal is not filed within said sixty (60) day period, the decision of the Administrator shall be final and binding. The Administrator shall act as a fiduciary in making a full and fair review of such denial. The claimant or his or her duly authorized representative may review any Excess Benefit Plan and/or RCP II documents that are pertinent to the claim and may submit issues and comments to the Administrator in writing. A decision by the Administrator shall be made within ninety (90) days of the receipt of the appeal, unless the Administrator determines that special circumstances require additional time, in which case a decision shall be rendered not later than one hundred twenty (120) days after receipt of the appeal. The decision on appeal shall be in writing and shall include specific reasons for the decision, written in a manner calculated to be understood by the claimant, and specific reference to the pertinent Excess Benefit Plan and/or RCP II provisions on which the decision is based.

ARTICLE X
AMENDMENT AND TERMINATION

Section 10.01 Amendment and Termination.

(a) While it is expected that the Excess Benefit Plan shall continue indefinitely, the University reserves the right to amend, freeze, or terminate the Excess Benefit Plan, or to discontinue any further Excess Contributions to the Excess Benefit Plan, at any time, by action of the Board.

(b) It is the intent of the University that the Excess Benefit Plan shall be and remain qualified for tax purposes under the Code. The University may make any modifications, alterations, or amendments to the Excess Benefit Plan necessary to obtain and retain approval of the Secretary of the Treasury as may be necessary to establish and maintain the status of the Excess Benefit Plan as qualified under the provisions of the Code, as now in effect or hereafter enacted, and the regulations issued thereunder. Any modification, alteration, or amendment of the Excess Benefit Plan, made in accordance with this Section, may be made retroactively, if necessary or appropriate. Any such amendment shall be effective as of the date set forth in such amendment, and the 415(m) Participants, Beneficiaries, and all others having any interest in the Excess Benefit Plan shall be bound thereby.

Section 10.02 Adverse Effects. Any amendment or termination of the Excess Benefit Plan cannot adversely affect the benefits accrued by 415(m) Participants prior to the date of such amendment or termination. This Excess Benefit Plan may not be amended in a manner that violates any provision of the Code.

ARTICLE XI
MISCELLANEOUS

Section 11.01 Non-Alienation.

(a) A 415(m) Participant's 415(m) Account under the Excess Benefit Plan shall not be liable for any debt, liability, contract, engagement, or tort of the 415(m) Participant or his or her Beneficiary, nor subject to anticipation, sale, assignment, transfer, encumbrance, pledge, charge, attachment, garnishment, execution, alienation, or any other voluntarily or involuntarily alienation or other legal or equitable process, nor transferable by operation of law.

(b) Notwithstanding paragraph (a), the Excess Benefit Plan shall offset from the benefit otherwise payable to a 415(m) Participant or his or her Spouse such amounts as are permitted to be offset under a court order, civil judgment, or settlement agreement in accordance with Code Section 401(a)(13)(C).

Section 11.02 Limitation of Rights and Obligations. Neither the establishment nor maintenance of the Excess Benefit Plan, nor any amendment thereof, nor the purchase of any insurance contract, nor any act or omission under the Excess Benefit Plan or resulting from the operation of the Excess Benefit Plan shall be construed:

(a) as conferring upon any 415(m) Participant, Beneficiary or any other person a right or claim against the Administrator or University, except to the extent that such right or claim shall be specifically expressed and provided in the Excess Benefit Plan;

(b) as a contract or agreement between the University and any 415(m) Participant or other person; or

(c) as an agreement, consideration, or inducement of employment or as effecting in any manner or to any extent whatsoever the rights or obligations of the University or any Employee to continue or terminate the employment relationship at any time.

Section 11.03 **Federal and State Taxes**. It is intended that Excess Contributions under the Excess Benefit Plan, plus any earnings thereunder, are excludable from gross income for federal and state income tax purposes until paid or made available to 415(m) Participants or Beneficiaries. However, the Administrator does not guarantee that any particular federal or state income, payroll or other tax consequence will occur because of participation in this Excess Benefit Plan.

Section 11.04 **Erroneous Payments**. If the Administrator or a Provider makes any payment that according to the terms of the Excess Benefit Plan and the benefits provided hereunder should not have been made, the Administrator or Provider may recover that incorrect payment, by whatever means necessary, whether or not it was made due to the error of the Administrator or the Provider, from the person to whom it was made or from any other appropriate party. For example, if any such incorrect payment is made directly to a 415(m) Participant, the Administrator or the Provider may deduct it when making any future payments under the Excess Benefit Plan directly to that 415(m) Participant.

Section 11.05 **Liability and Indemnification**. The Administrator shall incur no liability for any action taken or not taken in good faith reliance on advice of counsel, who may be counsel for the University or taken or not taken in good faith reliance on a determination as to a matter of fact which has been represented or certified by a person reasonably believed to have knowledge of the fact so represented or certified, or taken or not taken in good faith reliance on a recommendation or opinion expressed by a person reasonably believed to be qualified or expert as to any matter where it is reasonable or customary to seek or rely on such recommendations or opinions. Nor shall any employee of the Administrator be liable for the wrongful or negligent conduct of any other or any person having fiduciary responsibilities with respect to the Excess Benefit Plan unless the employee (a) knowingly participates in or undertakes to conceal an act or omission of such other person knowing the act or omission is a breach of fiduciary duty, (b) by failing to act solely in the interests of 415(m) Participants and Beneficiaries or to exercise the care, skill, prudence and diligence under the circumstances prevailing from time to time that a prudent man acting in a like capacity and familiar with such matters would exercise, has enabled the other fiduciary to commit a breach, or (c) has knowledge of a breach by the other fiduciary and does not make reasonable efforts under the circumstances to remedy it. The University shall indemnify any employee and hold him or her harmless from loss, liability, and expense in respect of the Excess Benefit Plan for actions taken within the scope of his or her duties, including the legal cost of defending claims and amounts paid in satisfaction or settlement thereof provided only that no indemnification is intended that would be void as against public policy or the laws of the State of Ohio.

Section 11.06 **Finality of Determination**. All determinations with respect to crediting of service under the Excess Benefit Plan are made on the basis of the records of the University, and all determinations made are final and conclusive upon Employees, former Employees, and all other persons claiming a benefit under the Excess Benefit Plan.

Section 11.07 **Release**. Any payment to a 415(m) Participant shall, to the extent thereof, be in full satisfaction of the claim of the 415(m) Participant being paid thereby, and the Administrator may condition payment thereof on the delivery by the 415(m) Participant of a duly executed receipt and release in such form as may be determined by the Administrator.

<u>Section 11.08</u> <u>Persons Under Legal Disability</u>. If any benefit under the Excess Benefit Plan is payable to a minor or other person under legal disability, the Administrator shall direct that such payment be made to the 415(m) Participant's Spouse, parent, brother, sister or other person deemed by the Administrator to have incurred expenses for the care of such 415(m) Participant, unless a legal guardian or other legal representative of the 415(m) Participant has been appointed by a court of competent jurisdiction. Neither the University, the Administrator, nor the Excess Benefit Plan shall be responsible for the application of such payment.

<u>Section 11.09</u> <u>Severability</u>. If any provision of this Excess Benefit Plan shall be held by a court of competent jurisdiction to be invalid or unenforceable, the remaining provisions of this Excess Benefit Plan shall continue to be fully effective.

<u>Section 11.10</u> <u>Counterparts</u>. The Excess Benefit Plan may be executed in any number of counterparts, each of which shall be deemed to be an original. All counterparts shall constitute but one and the same instrument and shall be evidenced by any one counterpart.

IN WITNESS WHEREOF, The Ohio State University has caused this amended and restated Excess Benefit Plan to be adopted as of the Effective Date.

THE OHIO STATE UNIVERSITY

By:________________________________

Printed Name:_________________________

Title:_______________________________

Date:_______________________________

APPENDIX XXXIX

BACKGROUND

The Amended and Restated 457(b) Deferred Compensation Plan (the "Plan") is a voluntary deferred compensation plan that allows faculty and staff to defer a portion of their compensation on a pre-tax basis. The Plan is subject to rules described in Section 457(b) of the Internal Revenue Code, including limitations on contribution amounts.

Summary of Changes:

The Plan is being amended and restated to:

- Incorporate prior plan amendments and changes necessary to maintain compliance with the Internal Revenue Code and related guidance.

- Broaden the definition of compensation eligible for elective deferrals.

- Provide that all employees electing participation in the 457(b) plan must enter into a 457(b) deferral agreement before the first day of the calendar month in which the compensation is paid or made available. Currently, the Plan permits newly hired employees to make deferrals in the calendar month of hire, provided that the deferral agreement is in place no later than the first day that the newly hired employee performs services for the university. The proposed change would simplify administration and align elections of newly hired employees with elections made by all other Plan participants.

- Remove the requirement that a participant, at the latest, begin receiving a benefit under the Plan by no later than April 1 of the year following the year the participant reaches age 70½. Under the revised Plan, a participant would be required to begin receiving a benefit under the Plan by April 1 of the later of the calendar year in which the participant (1) attains age 70½ or (2) has a severance from employment.

- Clarify that forms under the Plan may be electronic or telephonic, in lieu of or in addition to written, if permitted under applicable law and by the university or a provider.

The amendment and restatement has been approved by the Office of Human Resources, the Office of Legal Affairs, and outside counsel.

Purpose of the Resolution:

- Approve the amendment and restatement of the Plan, effective as of March 6, 2016;

- Authorize the senior vice president for business and finance and chief financial officer to sign the amendment and restatement and any other documents needed to effectuate or carry out the resolution; and

- Delegate authority to adopt and effectuate certain technical or non-discretionary amendments to the Plan necessary to secure or maintain compliance with federal tax laws to the senior vice president for business and finance and chief financial officer, in consultation with the Office of Human Resources and the Office of Legal Affairs, without further review or resolutions by the Board.

The Ohio State University
Amended and Restated 457(b) Deferred Compensation Plan

The Employer previously established The Ohio State University ING Financial Advisors Deferred Compensation Plan, The Ohio State University Deferred Compensation Plan funded by TIAA-CREF, The Ohio State University Lincoln National Deferred Compensation Plan and The Ohio State University VALIC Deferred Compensation Plan. The Employer amended, restated and consolidated those plans into the Plan, effective as of January 1, 2012, and subsequently amended the Plan on November 21, 2014. The Employer hereby amends and restates the Plan as set forth herein, effective as of March 6, 2016.

The Plan is established pursuant to Ohio Revised Code Section 148.04(F) and is intended to comply with Internal Revenue Code Section 457(b).

I. Definitions

1.01 **Account** shall mean the Account or Accounts maintained by a Provider reflecting the interest of a Participant under the Plan.

1.02 **Active Participant** shall mean an Eligible Employee who has entered into a Participation Agreement with the Employer and has not terminated the deferral of Compensation under the Participation Agreement.

1.03 **Age 50 Catch-up Contribution** shall mean the catch-up contribution for workers who are or who will attain age 50 during a Plan Year, as allowed under Internal Revenue Code Section 414(v).

1.04 **Beneficiary** shall mean the person or entity designated by a Participant in accordance with Article VI of the Plan to receive the Participant's Plan benefits in the event of the Participant's death.

1.05 **Benefit Commencement Date** shall mean that date upon which payment of benefits begins.

1.06 **Benefit Payment Option** shall mean the method by which benefits are paid to the Participant or, if applicable, to the Beneficiary, as described in Section 5.07 of this Plan.

1.07 **Compensation** shall mean all cash compensation for services to the Employer, including salary, wages, fees, commissions, bonuses, and overtime pay, that is includible in the Participant's gross income for the calendar year, plus amounts that would be cash compensation for services to the Employer includible in the Participant's gross income for the calendar year but for a compensation reduction election under Internal Revenue Code Sections 125, 132(f), 401(k), 403(b), or 457(b) (including an election under Section 3.01 to reduce compensation in order to make Deferrals under the Plan).

In determining the amount or allocation of any contribution that is based on Compensation, only Compensation paid to a Participant for services rendered to the Employer while employed as an employee of the Employer shall be taken into account. Compensation shall include amounts received following Severance from Employment only if the amounts are "Post-Severance Compensation." Post-Severance Compensation includes the amounts described in (a) and (b) below, paid after a Participant's Severance from Employment, but only to the extent such amounts are paid by the later of 2½ months after Severance from Employment or the end of the calendar year that includes the date of such Severance from Employment.

(a) Regular pay after Severance from Employment if: (i) the payment is regular compensation for services during the Participant's regular working hours, or compensation for services outside the Participant's regular working hours (such as overtime or shift differential), commissions, bonuses, or other similar payments; and (ii) the payment would have been paid to the Participant prior to a Severance from Employment if the Participant had continued in employment with the Employer.

(b) Leave cashouts if those amounts would have been included in Compensation if they were paid prior to the Participant's Severance from Employment, and the amounts are payable for unused accrued bona fide sick leave, vacation, or other leave, but only if the Participant would have been able to use the leave if employment had continued.

Effective January 1, 2009, an individual receiving a differential wage payment, as defined by Internal Revenue Code Section 3401(h)(2), shall be treated as an employee of the Employer making the payment (rather than an employee who has incurred a Severance from Employment); and the differential wage payment shall be treated as compensation for Plan purposes, including Internal Revenue Code Section 415 and any other Internal Revenue Code section that references the definition of compensation under Internal Revenue Code Section 415.

If all employees of the Employer performing service in the uniformed services described in Internal Revenue Code Section 3401(h)(2)(A) are entitled to receive differential wage payments (as defined in Internal Revenue Code Section 3401(h)(2)) on reasonably equivalent terms and, if eligible to participate in a retirement plan maintained by the Employer, to make contributions based on the payments on reasonably equivalent terms (taking into account Internal Revenue Code Sections 410(b)(3), (4), and (5)), then the Plan shall not be treated as failing to meet the requirements of any provision described in Internal Revenue Code Section 414(u)(1)(C) by reason of any contribution or benefit which is based on the differential wage payment.

1.08 **Deferral** shall mean the amount of Compensation that a Participant agrees to contribute to an Account.

1.09 **Eligible Employee** shall mean all individuals who perform services for the Employer and who are eligible to participate under Ohio Revised Code Section 148.01(A)(1). Further, individuals who do not perform services for the Employer may not defer compensation under the Plan.

1.10 **Employer** shall mean The Ohio State University.

1.11 **Inactive Participant** shall mean any former Active Participant who is not currently having compensation deferred.

1.12 **Includible Compensation** shall mean wages as defined in Internal Revenue Code Section 3401(a) and all other payments of compensation to a Participant by the Employer (in the course of the Employer's trade or business) for which the Employer is required to furnish the Participant a written statement under Internal Revenue Code Sections 6041(d), 6051(a)(3), and 6052. Compensation must be determined without regard to any rules under Internal Revenue Code Section 3401(a) that limit the remuneration included in wages based on the nature or location of the employment or the services performed (such as the exception for agricultural labor in Internal Revenue Code Section 3401(a)(2)). Includible Compensation shall include any amount excludable from gross income under this Plan or any other plan organized in accordance with Internal Revenue Code Section 457, or any amount excludable from gross income under Internal Revenue Code Sections 105(d), 125, 401(k), 403(b), 408(k), 501(c)(18), or 911, or any other amounts excludable from gross income for federal income tax purposes. Includible Compensation for purposes of this Section 1.12 shall not include amounts paid as compensation to a non-resident alien, as defined in Internal Revenue Code Section 7701(b), who is not a Participant in the Plan to the extent the compensation is excludable from gross income and is not effectively connected with the conduct of a trade or business within the United States.

Effective January 1, 2009, for Participants on active duty in the uniformed services for a period of more than 30 days, Includible Compensation shall include any differential wage payments, as defined by Internal Revenue Code Section 3401(h)(2), to the extent such payments are made by the Employer. Such differential wage payments shall be treated as compensation for all Plan purposes, including Internal Revenue Code Section 415 and any other Internal Revenue Code section that references the definition of compensation under Internal Revenue Code Section 415. A Participant receiving such differential wage payment shall be treated as an employee of the Employer making the payment. If all employees of the Employer performing service in the uniformed services described in Internal Revenue Code Section 3401(h)(2)(A) are entitled to receive differential wage payments on reasonably equivalent terms and, if eligible to participate in a retirement plan maintained by the Employer, to make contributions based on the payments on reasonably equivalent terms (taking into account Internal Revenue Code Sections 410(b)(3), (4), and (5)), then the Plan shall not be treated as failing to meet the requirements of any provision described in Internal Revenue Code Section 414(u)(1)(C) by reason of any contribution or benefit that is based on the differential wage payment.

Notwithstanding anything herein to the contrary, Includible Compensation shall include amounts received following Severance from Employment only if the amounts are "Post-Severance Compensation." Post-Severance Compensation includes the amounts described in (a) and (b) below, paid after a Participant's Severance from Employment, but only to the extent such amounts are paid by the later of 2½ months after Severance from Employment or the end of the calendar year that includes the date of such Severance from Employment.

(a) Regular pay after Severance from Employment if: (i) the payment is regular compensation for services during the Participant's regular working hours, or compensation for services outside the Participant's regular working hours (such as overtime or shift differential), commissions, bonuses, or other similar payments; and (ii) the payment would have been paid to the Participant prior to a Severance from Employment if the Participant had continued in employment with the Employer.

(b) Leave cashouts if those amounts would have been included in Includible Compensation if they were paid prior to the Participant's Severance from Employment, and the amounts are payable for unused accrued bona fide sick leave, vacation, or other leave, but only if the Participant would have been able to use the leave if employment had continued.

1.13 **Internal Revenue Code** shall mean the Internal Revenue Code of 1986, as amended, and any regulations or guidance promulgated thereunder.

1.14 **Investment Option** shall mean the annuity contracts, custodial accounts, or any one or more of the various financial products offered as investments under the Plan by a Provider.

1.15 **Normal Retirement Age** shall mean age 65 or that age selected by the Participant, which shall be no earlier than age 65 and no later than age 70½. In the case of a Participant who incurs a Severance from Employment prior to attainment of his or her Normal Retirement Age, Normal Retirement Age shall mean age 65, unless a later age (but not later than age 70½) is specified in an election made pursuant to Section 5.02 of this Plan.

1.16 **Ohio Revised Code** shall mean the Ohio Revised Code, as amended.

1.17 **Participant** shall include any Active Participant or Inactive Participant.

1.18 **Participation Agreement** shall mean an agreement entered into between an Eligible Employee and the Employer pursuant to which an Eligible Employee agrees to the terms and conditions of this Plan and becomes an Active Participant.

1.19 **Plan** shall mean The Ohio State University Amended and Restated 457(b) Deferred Compensation Plan, as amended from time to time.

1.20 **Plan Administrator** shall mean the person, committee or entity selected by the Employer to administer the Plan or, if none, the Employer.

1.21 **Plan Year** shall mean the calendar year.

1.22 **Provider** shall mean any organization providing Investment Options offered by the Plan.

1.23 **QDRO** shall mean a "qualified domestic relations order" as defined in Internal Revenue Code Section 414(p).

1.24 **Severance from Employment** shall mean the termination of the Participant's employment with the Employer for any reason. A Participant does not have a "Severance from Employment" if, in connection with a change of employment, the Participant's new employer maintains the Plan with respect to the Participant.

1.25 **Spouse** shall mean an individual whose marriage to a Participant is recognized by the Internal Revenue Service for federal income tax purposes.

II. Eligibility and Participation

2.01 **Eligibility.** Each Eligible Employee shall be permitted to participate under this Plan.

2.02 **Commencement of Participation.** An Eligible Employee shall elect to participate and become an Active Participant by entering into a Participation Agreement with the Employer and opening an account with a Provider. The Plan is effective as to each Eligible Employee upon the date he or she becomes an Active Participant. The Participation Agreement shall specify:

(a) The amount of the Active Participant's Compensation that the Employer and the Active Participant agree to defer, subject to the limitations of Section 3.02 of this Plan;

(b) The date as of which reduction and deferral of Compensation pursuant to the Participation Agreement shall begin, which date shall be as early as administratively practicable but not earlier than the first day of the first calendar month following the execution of the Participation Agreement; and

(c) The Provider selected by the Participant.

The Eligible Employee also shall provide such other information to the Plan Administrator or Provider, as appropriate, that is necessary to administer the Plan, including, without limitation, whether the Eligible Employee is or has been a participant in any other eligible deferred compensation plan under Internal Revenue Code Section 457(b) during the applicable plan year.

III. Deferral of Compensation

3.01 **Elective Deferrals.** An Eligible Employee may elect to defer Compensation in accordance with the applicable Participation Agreement and the terms of this Plan.

3.02 **Maximum and Minimum Deferrals.**

(a) **Primary Maximum Limitation.** Except as provided in subsection 3.02(b), the maximum amount that may be deferred by an Active Participant in the Plan in any Plan Year shall not exceed the lesser of (i) the dollar amount provided under Internal Revenue Code Section 457(e)(15) (as may be indexed annually) or (ii) 100% of the Active Participant's Includible Compensation.

(b) **Age 50 Catch-Up Contributions.** In addition to the Deferral provided in subsection (a), an Active Participant who has attained age 50 or older during a Plan Year may elect the catch-up provision under Internal Revenue Code Section 414(v) and commence making such Age 50 Catch-up Contributions to his or her Account via a Participation Agreement. Such contributions are in addition to the basic annual deferrals described in Treasury Regulation Section 1.457-4(c)(1) (and described in subsection (a) above).

(c) **Coordination with Other Plans.** If an Active Participant participates in more than one Internal Revenue Code Section 457(b) plan, the maximum deferral under all such plans shall not exceed the primary limit described in subsection (a) above, subject to modification by the catch-up limitations in subsection (b) above. For this purpose, the Plan Administrator shall take into account any other such eligible plan maintained by the Employer and shall also take into account any other such eligible plan for which the Plan Administrator receives from the Active Participant sufficient information concerning his or her participation in such Plan.

(d) **Minimum Deferrals.** The minimum Deferral per pay period shall be: (i) bi-weekly pay $7.00 and (ii) monthly pay $15.00, or such other amounts determined by the Plan Administrator.

(e) **Maximum Annual Contributions.** In the event that a Participant's Deferrals exceed the maximum deferral contributions, the Plan Administrator shall direct the Provider as to the proper correction method permissible under applicable law, including calculation of any earnings or losses and the proper tax reporting with respect to such distributions. Such correction method shall include distribution of any excess deferrals to the Active Participant with allocable net income, as soon as administratively practicable after the Plan Administrator determines that there is an excess deferral and the amount of the excess deferral.

3.03 **Amendments of Participation Agreements.**

(a) The election of a Participant to participate under the Plan is irrevocable as to all amounts actually deferred under the Participation Agreement. The Participant may, by amendment of the Participation Agreement or by any manner as the Plan Administrator may prescribe, do any of the following: (i) change the Investment Option allocation of amounts to be deferred in the future; (ii) terminate the election to be an Active Participant; or (iii) change the amount of Compensation to be deferred.

(b) An amendment or termination of a Participation Agreement shall be effective as early as administratively practicable, but not earlier than the first day of the calendar month following the execution of the Participation Agreement.

IV. Maintenance of Accounts

4.01 **Maintenance of Accounts.** The amounts allocated to the Participants' Accounts shall be invested in Investment Option(s) provided by the Provider(s). The terms and conditions of any such annuity contract or other Investment Option agreement shall be considered part of, and shall be construed as having been incorporated into the Plan. Participants will invest their Accounts based upon the Investment Options available and may make their investment selections pursuant to the terms and conditions contained in the annuity contract or other Investment Option agreement. If any provision of the annuity contract or other Investment Option agreement conflicts with the Plan, the terms of the Plan shall control. All Investment Options offered under this Plan must be offered by persons, companies, or entities authorized and duly licensed by the State of Ohio and appropriate federal agencies regulating such investments to do business in the State of Ohio. The Employer shall not be responsible for any decrease in value of a Participant's Account resulting from capital or market changes or any other changes occurring in the Investment Option or the Participant's Account. The Plan Administrator may from time to time assess reasonable service charges against all or any portion of the deferred amounts or Accounts to defray costs associated with the implementation and administration of the Plan.

4.02 **Crediting of Accounts.** Each Active Participant's Account shall be credited with amounts authorized for deferral and received by the Provider.

4.03 **Reports.** A report of the total amount credited to a Participant's Account, in such form as the Plan Administrator determines, shall be furnished to the Participant by the Provider not more than 60 days after the end of each calendar quarter. All reports to a Participant shall be based on the net fair market value of the equity investment options and book value of any guaranteed option as of the date of the report, to the extent such values are available.

4.04 **Assets for Exclusive Benefit of Participants and Beneficiaries.** All amounts of Compensation deferred under this Plan, all property and rights that may be purchased with such amounts, and all income attributable to such amounts, property, or rights shall be held in a custodial account or annuity contract described in Code Section 401(f) for the exclusive benefit of Participants and their Beneficiaries. All such amounts shall not be subject to the claims of the Employer's general creditors.

4.05 **Exchanges within the Plan.** A Participant (or Beneficiary, if the Participant has died) shall be permitted to change the investment of his or her Account among Investment Options and Providers that are eligible to receive contributions under the Plan in accordance with rules established by the Employer.

4.06 **Transfers to and from the Plan.**

(a) The Plan will accept plan to plan transfers from other Internal Revenue Code Section 457(b) plans sponsored by an employer that satisfy the definition in Internal Revenue Code Section 457(e)(l)(A) upon receipt of proper written request and actual transfer of funds.

(b) The Plan will execute plan to plan transfers to other Internal Revenue Code Section 457(b) plans maintained by the Employer, upon proper written request by a Participant and will execute plan to plan transfers to other Internal Revenue Code Section 457(b) plans sponsored by an employer that satisfies the definition of Internal Revenue Code Section 457(e)(1)(A) upon proper written request by a Participant who has terminated employment with the Employer. Such transfer of an Account may be completed at fair market value provided benefit payments have not begun.

(c) Before effectuating plan to plan transfers, the Provider may require documentation from the other plan as it deems necessary to effectuate the transfer in accordance with the applicable provisions of the Internal Revenue Code.

4.07 **Rollovers.**

(a) Any Participant who has had a severance from employment with any employer with which the Participant maintained an account under an eligible retirement plan (as defined in Internal Revenue Code Section 402(c)(8)(B)) may, upon proper written request, rollover the account value from that plan to an Account in this Plan. Any such amounts rolled into the Plan will be separately accounted for and may be subject to the same tax treatment as applicable in the original plan. Amounts rolled into the Plan will be allocated to Investment Options and will otherwise be subject to the same rules applicable to other inactive Accounts.

(b) A Participant who has had a Severance from Employment or the Beneficiary of a deceased Participant (or a Participant's Spouse or former Spouse who is an alternate payee under a QDRO) who is entitled to an eligible rollover distribution (as defined in Internal Revenue Code Section 402(c)(4)) may elect to have any portion of an eligible rollover distribution (as defined in Internal Revenue Code Section 402(c)(4)) from the Plan paid directly to an eligible retirement plan (as defined in Internal Revenue Code Section 402(c)(8)(B)) specified by the Participant or Beneficiary in a direct rollover. Requests for amounts to be rolled out of the Plan must satisfy the requirements of the Provider as to the eligibility of the receiving plan and acknowledgment of the plan's provision to accept such rollover. For distributions made after December 31, 2007, a Participant or Beneficiary may elect a direct rollover of an eligible rollover distribution (as defined in Internal Revenue Code Section 402(c)(4)) to a Roth IRA as described in Internal Revenue Code Section 408A(b).

(c) For distributions after December 31, 2009, a non-Spouse Beneficiary who is a "designated beneficiary" under Internal Revenue Code Section 401(a)(9)(E) and the Treasury Regulations thereunder may, by a direct trustee-to-trustee transfer ("direct rollover"), roll over all or a portion of his or her distribution to an individual retirement account ("IRA") that is established on behalf of the Beneficiary and that will be treated as an inherited IRA (within the meaning of Internal Revenue Code Section 408(d)(3)(C)).

In order to be able to roll over the distribution, the distribution must otherwise satisfy the definition of an eligible rollover distribution (as defined in Internal Revenue Code Section 402(c)(4)). Although a non-Spouse Beneficiary may roll over directly a distribution as provided above, any distribution made prior to January 1, 2010 is not subject to the direct rollover requirements of Internal Revenue Code Section 401(a)(31), the notice requirements of Internal Revenue Code Section 402(f), or the mandatory withholding requirements of Internal Revenue Code Section 3405(c). If a non-Spouse Beneficiary receives a distribution from the Plan, the distribution is not eligible for a "60-day" rollover.

A non-Spouse Beneficiary may not roll over an amount that is a required minimum distribution ineligible for rollover, as determined under applicable Treasury Regulations and other Internal Revenue Service guidance. If a Participant dies before his or her required beginning date, then the non-Spouse designated Beneficiary may deposit into such IRA all or any portion of the distribution that is deemed to be an eligible rollover distribution (as defined in Internal Revenue Code Section 402(c)(4)). In determining the portion of such distribution that is considered to be a required minimum distribution that must be made from the IRA, the Beneficiary may elect to use either the 5-year rule or the life expectancy rule, pursuant to Treasury Regulation Section 1.401(a)(9)-3, Q&A-4(c).

If the Participant's named Beneficiary is a trust, the Plan may make a direct rollover to an IRA on behalf of the trust, provided the trust satisfies the requirements to be a designated Beneficiary within the meaning of Internal Revenue Code Section 401(a)(9)(E).

4.08 **Service Credit Purchase.** A Participant may use all or a portion of his or her Account balance as a direct trustee-to-trustee transfer to a defined benefit governmental plan that permits the purchase of permissive service credit or the repayment of service credits. The Participant must use forms provided by the Provider and the defined benefit governmental plan that document the exact amount of transfer required.

4.09 **Current and Former Providers.** All current and former Providers and the Plan Administrator shall exchange information as may be necessary to coordinate information to satisfy the requirements of Internal Revenue Code Section 457(b) and other requirements of applicable law.

V. Distribution of Benefits

5.01 **General Requirements.**

(a) All distributions are subject to the requirements of Internal Revenue Code Sections 457(d) and 401(a)(9) and the Treasury Regulations thereunder. The Plan Administrator will annually determine if the Participant's or Beneficiary's annual distributions meet the minimum distribution requirement of Internal Revenue Code Section 401(a)(9) and adjust the amount if necessary to comply with those provisions. Initial benefit payment elections and subsequent changes will be effective only if made on forms provided or in the manner prescribed by the Provider and received by the date determined by the Provider. Benefits in the form of an annuity may not be changed once payments have begun. No Benefit Payment Option shall be available that is not provided for in Section 5.07 of this Plan. Benefit payments are taxable income to Participants and Beneficiaries in the year of distribution and are subject to the required tax withholdings.

(b) Distributions from a Participant's Account shall not be made to the Participant or Beneficiary earlier than:

(i) the Participant's Severance from Employment;

(ii) the Participant incurs an approved unforeseeable emergency pursuant to Section 5.09 of this Plan;

(iii) the calendar year in which a Participant attains age 70½; or

(iv) Plan termination under Section 10.01 of this Plan.

5.02 **Participant Election of a Benefit Commencement Date and Benefit Payment Option.** Upon such time that a Participant becomes entitled to a distribution under the Plan, the Participant may elect a Benefit Commencement Date. Benefit payments may begin as soon as practicable after the Provider's receipt of verification of Severance from Employment in such form as may be determined by the Employer (if applicable), the final deferral amount, and the election form for the Benefit Payment Option. The Benefit Commencement Date must be no later than April 1 of the year following the later of (a) the year in which the Participant attains age 70½ or (b) the year in which the Participant has a Severance from Employment. A Participant may elect a Benefit Payment Option as permitted in Section 5.07 of this Plan and the applicable Investment Option or change a Benefit Payment Option previously elected if permitted by the applicable Investment Option.

5.03 **Default Benefit Commencement Date and Benefit Payment Option for Participant.** If a Participant does not elect a Benefit Commencement Date in the manner provided for in Section 5.02 of this Plan, the Benefit Commencement Date shall be December 31 of the calendar year the Participant attains age 70½. Benefits shall be paid for the maximum number of years allowed by the required minimum distribution tables of the Internal Revenue Code.

5.04 **Beneficiary Election of a Benefit Commencement Date and Option.** If a Participant dies before the Participant's Account has been exhausted, then any benefit payable shall be paid to the designated Beneficiary. The Beneficiary shall have the right to elect the Benefit Commencement Date and Benefit Payment Option, subject to the limitations set forth by this Plan and the Participant's elected Investment Option. The following will determine the Beneficiary's election requirements:

(1) If a Participant dies on or after the required minimum distribution date, payments shall continue to be paid to the Beneficiary at least as rapidly as under the method of distribution in effect at the time of the Participant's death.

(2) If a Participant dies before the required minimum distribution date, payments to a Beneficiary may begin after the Provider's receipt of the notice of the Participant's death, the death certificate, the final deferral amount, and the election form for the Benefit Payment Option. The Beneficiary must follow the following applicable requirement:

(a) If the Beneficiary is the Participant's surviving Spouse, distribution of the Account may be delayed until the later of (1) December 31 of the calendar year in which the Participant would have attained age 70½ or (2) December 31 of the calendar year immediately following the calendar year in which the Participant dies. The entire Account must then be paid over a period not extending beyond the life expectancy of the Spousal Beneficiary; or

(b) If the Beneficiary is a person other than the Participant's Spouse, distribution of the Account must begin on or before December 31 of the calendar year following the Participant's death, and the entire Account must be paid over a period not extending beyond the life expectancy of the Beneficiary; or

(c) If the Beneficiary is not a person, such as a trust or an estate, the entire Account value must be distributed by the end of the calendar year that contains the fifth anniversary of the Participant's death.

(3) If the Beneficiary dies after the Participant but before the full Account value is distributed, any remaining Account value will be paid to the Beneficiary's estate in a lump sum payment.

(4) Whenever distribution is made to a minor, then the Plan Administrator may direct that such distribution be paid to the legal guardian, or if none, to a parent of such Beneficiary or a responsible adult with whom the Beneficiary maintains his or her residence, or to the custodian for such Beneficiary under the Uniform Gift Transfers to Minors Act, if such is permitted by the laws of the state in which the Beneficiary resides. Such a payment to the legal guardian, custodian, or parent of

a minor Beneficiary shall fully discharge the Provider, the Plan Administrator, the Employer, and the Plan from further liability on account thereof.

5.05 **Default Benefit Commencement Date and Option for Beneficiary.** If a Spousal Beneficiary of a Participant who dies before the required minimum distribution date does not elect a Benefit Commencement Date, benefit payments to the Spousal Beneficiary shall begin by the later of December 31 of the calendar year in which the Participant would have attained age 70½ or December 31 of the calendar year immediately following the calendar year in which the Participant dies. If a non-Spousal Beneficiary does not elect a Benefit Commencement Date, benefit payments to the non-Spousal Beneficiary shall begin not later than December 31 of the calendar year immediately following the calendar year in which the Participant dies. Benefits shall be paid for the maximum number of years allowed by the required minimum distribution tables of the Internal Revenue Code.

5.06 **Acceleration.** If upon a Participant's Severance from Employment and the Provider's receipt of the last deferral amount, the Participant's Account value (without regard to amounts attributable to rollover contributions) is less than $1,000.00 (or such other dollar limit imposed under the Internal Revenue Code), the Provider will accelerate the payment of benefits otherwise due in the future and pay to such Participant (or Beneficiary, if the Participant has died) the full Account value in a lump sum less the required tax withholdings unless the Participant (or Beneficiary) timely elects to rollover the Account.

5.07 **Benefit Payment Options.** The following Benefit Payment Options are available under the Plan, provided that such Benefit Payment Options are permitted by the applicable Investment Option. Definitions of each are provided on the Benefit Payment Option election form. Benefit payments will be pro-rated among all Investment Options held.

Benefit Payment Options:

1. Life Income with Payment Certain Purchased Annuity
2. Joint and Last Survivor Income Purchased Annuity (Participant and Spouse)
3. Designated Period Purchased Annuity
4. Payments for a Fixed Dollar Amount
5. Systematic Withdrawals for a Fixed Time Period
6. Partial Lump Sum and remainder paid as item 1, 2, 3, 4, or 5 above
7. Lump Sum Payment

5.08 **2009 Required Minimum Distributions.** Notwithstanding any other provision of Article V, a Participant or Beneficiary who would have been required to receive required minimum distributions for 2009 but for the enactment of Internal Revenue Code Section 401(a)(9)(H) ("2009 RMDs"), and who would have satisfied that requirement by receiving distributions that are (1) equal to the 2009 RMDs or (2) one or more payments in a series of substantially equal distributions (that include the 2009 RMDs) made at least annually and expected to last for the life (or life expectancy) of the Participant, the joint lives (or joint life expectancy) of the Participant and the Participant's designated Beneficiary, or for a period of at least 10 years ("Extended 2009 RMDs"), received those distributions for 2009 unless the Participant or Beneficiary chose not to receive such distributions.

Participants and Beneficiaries described in the preceding sentence were given the opportunity to elect to stop receiving the distributions described in the preceding sentence.

Notwithstanding any other provision of this Plan, and solely for purposes of applying the direct rollover provisions of the Plan, a direct rollover will be offered only for distributions that would be eligible rollover distributions (as defined in Internal Revenue Code Section 402(c)(4)) without regard to Internal Revenue Code Section 401(a)(9)(H).

5.09 **Unforeseeable Emergency.** If a Participant has an unforeseeable emergency before a Severance from Employment, the Participant may elect to receive a lump sum distribution equal to the amount requested for such unforeseeable emergency or, if less, the maximum amount determined by the Plan Administrator to be permitted to be distributed under this Section. An "unforeseeable emergency" shall mean a severe financial hardship of the Participant or the Participant's Beneficiary resulting from:

(a) an illness or accident of the Participant or Beneficiary, the Participant or Beneficiary's Spouse, or the Participant or Beneficiary's dependent (as defined in Internal Revenue Code Section 152, determined without regard to Internal Revenue Code Sections 152(b)(1), (b)(2), and (d)(1)(B));

(b) loss of the Participant or Beneficiary's property due to casualty (including the need to rebuild a home following damage to a home not otherwise covered by homeowner's insurance, such as damage that is the result of a natural disaster); or

(c) other similar extraordinary and unforeseeable circumstances arising as a result of events beyond the control of the Participant or Beneficiary.

For example, the imminent foreclosure or eviction from the Participant or Beneficiary's primary residence may constitute an unforeseeable emergency. In addition, the need to pay for medical expenses, including non-refundable deductibles, as well as for the cost of prescription drug medication, may constitute an unforeseeable emergency. Finally, the need to pay for the funeral expenses of a Spouse or a dependent (as defined in Internal Revenue Code Section 152, without regard to Internal Revenue Code Sections 152(b)(1), (b)(2), and (d)(1)(B)) of a Participant or Beneficiary may also constitute an unforeseeable emergency. Except as otherwise specifically provided in this Section, the purchase of a home and the payment of college tuition are not unforeseeable emergencies.

A distribution on account of unforeseeable emergency may not be made to the extent such emergency is or may be relieved through reimbursement or compensation from insurance or otherwise; by liquidation of the Participant's assets, to the extent the liquidation of such assets would not itself cause severe financial hardship; or by cessation of Deferrals under the Plan.

Distributions because of an unforeseeable emergency may not exceed the amount reasonably necessary to satisfy the emergency need (which may include any amounts necessary to pay any federal, state, or local income taxes or penalties reasonably anticipated to result from the distribution).

VI. Beneficiaries

6.01 **Designation of Beneficiaries.** Upon commencing participation in the Plan, each Participant shall designate a Beneficiary on a form furnished by the applicable Provider. Such forms shall be maintained in files held by the Provider. From time to time, the Participant may change the Beneficiary designation by written notice on forms furnished by and returned to the Provider. Upon such change, the rights of all previously designated Beneficiaries to receive any benefits under the Plan shall cease. To the extent that there is no Beneficiary designation under the Plan at the date of death of the Participant, the Beneficiary or Beneficiaries designated have died prior to the death of the Participant or the Participant has revoked a prior designation in writing filed with the Provider without having filed a new designation, then any benefits which would have been payable to the Beneficiary hereunder shall be payable to the Participant's surviving Spouse or, if there is not a surviving Spouse, to the Participant's estate.

6.02 **Election of Trust as Beneficiary.** If a trust is named as a Beneficiary, satisfactory evidence must be furnished to the applicable Provider that the trust is the only Beneficiary qualified to receive payment, or payment will be made as though no primary Beneficiary had been named, to the contingent Beneficiary if named, or to the estate of the Participant. The Plan will be fully discharged of liability for any action taken by the trustee and for all amounts paid to, or at the direction of, the trustee and will have no obligation as to the use of the amounts. In all dealings with the trust the Plan will be fully protected against the claims of every other person. The Plan will not be charged with notice of a change of trust as Beneficiary unless written evidence of the change is made on a signed and dated change of Beneficiary form provided by the Provider and shall be effective on the date filed with and accepted by the Plan.

VII. Domestic Relations Orders

7.01 **Recognition of QDROs.**

(a) If a judgment, decree or order (including approval of a property settlement agreement) that relates to the provision of child support, alimony payments, or the marital property rights of a Spouse or former Spouse, child, or other dependent of a Participant is made pursuant to the domestic relations law of any State ("domestic relations order"), then the amount of the Participant's Account awarded to an alternate payee (within the meaning of Internal Revenue Code Section 414(p)(8)) shall be paid only if such domestic relations order is determined by the Provider to be a QDRO.

(b) Effective April 6, 2007, a domestic relations order that otherwise satisfies the requirements for a QDRO will not fail to be a QDRO (i) solely because the order is issued after, or revises, another domestic relations order or QDRO, or (ii) solely because of the time at which the order is issued, including issuance after the annuity starting date or after the Participant's death.

VIII. Leave of Absence and Military Service

8.01 **Leave of Absence.** An Active Participant on an approved leave of absence with or without compensation may continue to participate in the Plan subject to all the terms and conditions of the Plan; provided further, compensation may be deferred for such Participant if such compensation continues while the Participant is on an approved leave of absence.

8.02 **Military Service.** This Plan will be administered in accordance with Internal Revenue Code Section 414(u) for Active Participants who return to work after absences from employment due to military service. This includes make-up contributions that were not made during the Active Participant's period of military service. Contributions made up will be subject to the annual contribution limitations for the year in which they relate, rather than the year they are made.

In the case of a death occurring on or after January 1, 2007, if a Participant dies while performing qualified military service (as defined in Internal Revenue Code Section 414(u)), the Participant's Beneficiary is entitled to any additional benefits (other than benefit accruals relating to the period of qualified military service) provided under the Plan as if the Participant had resumed employment and then terminated employment on account of death. Moreover, the Plan will credit the Participant's qualified military service as service for vesting purposes, as though the Participant had resumed employment under the Uniformed Service Employment and Reemployment Rights Act of 1994 (USERRA) immediately prior to the Participant's death.

IX. Pre-1979 Accounts

9.01 **Pre-1979 Accounts.** Any amounts held by the Employer as a result of deferrals made by a Participant prior to January 1, 1979 shall be held under this Plan from and after the latest of (a) the original effective date of the Plan; (b) the date on which the Participant elects to have this Plan apply to such amount; or (c) the date on which such Participant exercises any right or power available under this Plan but not under the Plan agreement pursuant to which such deferral was made. All such persons who were Participants in any prior plan, who exercise any such right or privilege and who have not yet received a distribution of the amounts to which they are entitled under such prior plan shall be deemed to be Participants under this Plan for all purposes.

X. Administration of the Plan

10.01 **Amendment or Termination.**

(a) The Employer may at any time alter, amend, or terminate this Plan with or without the consent of any Participant. No Plan amendment shall divest any Participant of any portion of the balance then held in an Account subject to the provisions of Section 4.01 of this Plan.

(b) If the Plan is frozen, the Employer shall continue to be responsible for the supervision and payment of benefits in accordance with Article V hereof.

(c) Upon the full termination of the Plan, the Employer shall direct the distribution of the assets to Participants in a manner that is consistent with and satisfies the provisions of Article V as soon as administratively practicable after termination of the Plan.

10.02 **Distribution on Taxability.** In the event the Internal Revenue Service ever determines that the Plan has been finally ruled as an ineligible plan, the deferred amounts shall be distributed to the Participant upon written request.

10.03 **Questions of Fact.** The Plan Administrator is authorized to decide or to resolve any questions of fact regarding a Participant or an Account necessary to decide the Participant's rights under this Plan. Any person may appeal a final determination by filing a written statement detailing the cause for grievance with the Plan Administrator. The Plan Administrator shall review each appeal and notify the appellant if a hearing will be held. The decision of the Plan Administrator shall be final and shall not be subject to further appeal. The Plan Administrator shall notify the appellant in writing of its decision.

10.04 **Construction of Plan.** The Plan Administrator is authorized to construe the Plan and to resolve by its decision any ambiguity in the Plan; provided, that all such decisions are applied thereafter uniformly to all other Participants until the Plan is subsequently amended or unless the facts and circumstances applicable to another Participant are different.

10.05 **Suspension of Payments in Event of Dispute.** The Plan Administrator or its agents, if in doubt concerning the correctness of their action in making a payment of a benefit, may suspend the continuation of any such payments until satisfied as to the correctness of the amount of payment or the payee, or allow the filing in any court of competent jurisdiction of a suit in such form as the Plan Administrator deems appropriate, including an interpleader action, for a legal determination of the benefits to be paid and/or the payee. The Plan Administrator shall comply with the final orders of the court in any such suit, subject to any appellate review, and the Participant and any Beneficiaries consent to be similarly bound thereby.

10.06 **Delegation by Employer.** The Employer may delegate its powers, duties, and responsibilities under this Plan to any agent or administrator, including any public or private agency or company. Such agent or administrator shall thereupon, and subject to the terms of any agreement with the Employer, be deemed to be, and have all of the powers, duties, and responsibilities of, the Employer under this Plan for purposes of administering the Plan.

10.07 **Review of Employer Actions.** Any decision, determination, or other action, or non-action, of the Employer shall be final and binding on all persons having or claiming any interest under the Plan, and may be reviewed only for arbitrary and capricious abuse of the wide discretion granted to the Employer by the Plan.

10.08 **Account Corrections.** Each Participant is responsible for checking the accuracy of his or her quarterly statement. If an incorrect investment, exchange, or transfer is made, the Participant must notify the Provider within 180 days of the closing date of the statement that reported the incorrect transaction.

XI. Miscellaneous

11.01 **No Contract of Employment.** This Plan and any Participation Agreement between the Employer and the Participant shall not be construed as a contract of employment, as an amendment to an existing employment contract of the Participant, if in fact one exists, or as affording to the Participant any right to, or representation or guarantee regarding, continued employment.

11.02 **Tax Effects.** The Employer may withhold from all Deferrals and any distributions made pursuant to the Plan any federal, state, or local taxes required by law to be withheld with respect to such payment. None of the Employer, the Plan Administrator, the State of Ohio or any agency thereof, nor any firm, person, or corporation, represents or guarantees that any particular federal, state, or local tax consequences will occur as a result of any Participant's initial or continued participation in this Plan. Each Participant shall consult with his or her own advisors regarding the tax consequences of participation in this Plan.

11.03 **Governing Law.** The laws of the State of Ohio shall apply in determining the construction and validity of the Plan and all rights and obligations under it.

11.04 **Non-Alienation.** Except as otherwise required by law, the rights of any Participant or Beneficiary (including any Compensation deferred or benefits paid) under this Plan shall not be subject to the rights of creditors of the Participant or Beneficiary, and shall be exempt from execution, attachment, garnishment, prior assignment, transfer by operation of law in the event of the bankruptcy or insolvency, or any other judicial relief or order for creditors or other third persons. No Participant or Beneficiary shall have any right to commute, sell, assign, encumber, hypothecate, transfer, or otherwise convey the right to receive any payments hereunder, which payments and the right thereto are expressly declared to be non-assignable and nontransferable, and any such attempted assignment or transfer shall not be recognized by the Employer. Except as required by law, the right to exercise any power of any Participant or Beneficiary shall be personal and shall not be exercisable by any trustee in bankruptcy, court of law, or other person or entity seeking to act in the name of or by the right of the Participant or Beneficiary except as follows:

A guardian of a Participant who is incapacitated by reason of illness or age, the designee of a Participant's lawfully executed power of attorney where the Participant is incapacitated by reason of illness or age, or the guardian of a Beneficiary who has not reached their majority. The Participant agrees that in the event of the Participant's bankruptcy (including petitions filed under 11 U.S.C. Chapter 13) or insolvency, application will be timely made to secure exemption for all funds maintained in the Participant's Account.

11.05 **Entire Agreement; Successors.** This Plan, including the Participation Agreement and any subsequently adopted amendments, shall constitute the entire agreement or contract between the Employer and the Participant regarding the Plan. No oral statement regarding the Plan may be relied upon by the Participant. This Plan and any amendment shall be binding on the parties hereto and their respective heirs, administrators, trustees, successors, and assigns, and on all designated Beneficiaries of the Participant. If any provision of this Plan is found by a court of law to be invalid, the remaining provisions shall survive and continue to be of full force and effect.

11.06 **Intent of Plan.** This Plan is intended to be a Plan as described in Internal Revenue Code Section 457. This Plan shall be construed in accordance with such intent, and no provision hereof that is inconsistent with Internal Revenue Code Section 457 shall be valid.

11.07 **Participant Acknowledgments.** The Participant specifically understands and acknowledges that the Participant's Account will be charged with any investment loss or other loss arising from the use of the Participant's Investment Options and that such loss will reduce the benefits payable to the Participant under this Plan. The Participant also understands and acknowledges that the choice of Investment Options may have collateral effect, such as limiting the time and manner of payment of benefits.

11.08 **Remedies; Standard of Care.** To the extent permitted by law, the Participant specifically agrees not to seek recovery against the Employer, the Plan Administrator, or any other person for any loss sustained by the Participant as a result of negligence or any other misconduct other than fraud or wrongful taking.

11.09 **Use of Electronic Media.** Notwithstanding anything in the Plan to the contrary, in those circumstances where a written election or consent is not required by the Internal Revenue Code or other applicable law, rule or regulation, the Employer, the Plan Administrator or a Provider may prescribe an electronic or telephonic form in lieu of or in addition to a written form.

{The remainder of this page has been intentionally left blank.}

IN WITNESS THEREOF, the Employer has duly executed this Plan this _____ day of __________________, 2016.

EMPLOYER

The Ohio State University

By: ____
Geoffrey S. Chatas

Its: Senior Vice President for Business & Finance and Chief Financial Officer

APPENDIX XL

BACKGROUND

President's Goals
Fiscal Year 2016
Final Draft

1. Financial Stability/Advance a 5-year financial plan balancing revenue generation and expense reduction

2. Academic Excellence/Strengthen the quality of academic and research programs

3. Talent and Culture/Establish a diverse university-wide culture that strengthens wellbeing as well as attracts, retains and develops fully performing faculty and staff

4. Presidential Relationships/Build key government and community relationships that further integrate the university into the economic, cultural and public fabric of all levels of government with continued focus on national and international affairs

APPENDIX XLI

Appointments/Reappointment of Chairpersons

PETER M. ANDERSON, Chair, Department of Materials Science and Engineering, effective July 1, 2015 through May 31, 2019

MARK G. ANGELOS, Chair, Emergency Medicine, effective August 1, 2015 through June 30, 2019

**LESLEY K. FERRIS, Interim Chair, Department of Theatre, effective January 1, 2016 through May 31, 2016

LAURENCE V. MADDEN, Acting Chair, Department of Plant Pathology, effective December 2, 2015 through August 31, 2016

BERNADETTE A. MINTON, Chair, Department of Finance, effective January 1, 2016 through August 31, 2019

**BARRY SHANK, Chair, Department of Comparative Studies, effective September 1, 2016 through May 31, 2020

**JENNIFER WILLGING, Chair, Department of French and Italian, effective September 1, 2016 through May 31, 2017

**Reappointments

Faculty Professional Leaves

GUOQING LI, Professor, University Libraries, effective August 1, 2016 through July 31, 2017

DEAN S. CRISTOL, Associate Professor, Department of Teaching and Learning (Lima), effective Autumn Semester 2016 and Spring Semester 2017

MARILEE A. MARTENS, Associate Professor, Department of Psychology (Newark), effective Spring Semester 2017

TIYI M. MORRIS, Associate Professor, Department of African American and African Studies (Newark), effective Spring Semester 2017

DANA L. MUNTEANU, Associate Professor, Department of Classics (Newark), effective Spring Semester 2017

Emeritus Titles

RICHARD R. FREEMAN, Department of Physics with the title Professor Emeritus, effective February 1, 2016

JEFFREY J. DANIELS, School of Earth Sciences with the title Professor Emeritus, effective February 1, 2016

JOHN C. LIPPOLD, Department of Materials Science and Engineering with the title Professor Emeritus, effective February 1, 2016

JOHN N. REEVE, Department of Microbiology with the title The Rod Sharp Professor in Microbiology Emeritus, effective February 1, 2016

SUSAN SALTZBURG, College of Social Work with the title Associate Professor Emeritus, effective February 1, 2016

JOSEPH F. SWAN, Department of Anesthesiology with the title Assistant Professor – Clinical Emeritus, effective February 1, 2016

DAVID R. LAMBERT, Department of Internal Medicine with the title Associate Professor – Clinical Emeritus, effective February 1, 2016

APPENDIX XLII

BACKGROUND

Frank Shankwitz

Over the course of his career, Mr. Frank Shankwitz has spent more than 40 years in law enforcement while also serving in various capacities to advance the Make-A-Wish Foundation. He co-founded the illustrious nonprofit organization after he helped fulfill the wish of a boy with leukemia who wanted to be a highway patrol motorcycle officer.

Mr. Shankwitz was born in Chicago, Illinois, and raised in northern Arizona. He graduated from Prescott High School and then enlisted in the United States Air Force. In 1965, he received an honorable discharge and returned to Arizona for a stint as a technical engineer at Motorola, Inc. His public safety career started with an assignment to the Arizona Highway Patrol, during which time he also began coaching children in the Special Olympics. Then in 1975, Mr. Shankwitz was selected to be part of a newly created 10-man motorcycle unit tasked to work throughout the state. He continued to educate children by stopping by local grade schools and presenting the importance of bicycle safety to students.

In 1980, Mr. Shankwitz met Chris, a seven-year-old boy with leukemia, who wanted to be a highway patrol motorcycle officer like the characters in his favorite television show. Mr. Shankwitz helped grant Chris' wish, a heartwarming experience that sparked the idea for the Make-A-Wish Foundation. The nonprofit organization grants the wishes of children with life-threatening medical conditions, and has grown to 100 chapters around the world. Mr. Shankwitz was the first president and CEO, and continues to support the Make-A-Wish Foundation as a keynote speaker and Wish Ambassador for the national office. More than 350,000 wishes have been fulfilled since the foundation's inception.

Mr. Shankwitz graduated from Phoenix College in 1970. He and his wife, Kathleen, reside in Prescott, Arizona. Mr. Shankwitz has two grown daughters, three grandchildren and one great-grandson.

Richard T. Santulli

Over his long and distinguished career, Richard has donned many roles, and has succeeded in every one of them. He earned his bachelor and master's degrees in applied mathematics and a master's degree in operations research at Brooklyn Polytechnic Institute. After graduating, Richard worked as an investment banker and then as a vice president with The Goldman Sachs Group, Inc. Here, he created and led the Goldman Sachs leasing business unit based on proprietary equipment including software and technology.

In 1980, Richard shifted his focus toward aviation and has helped shaped the face of modern aviation leasing through his founding and growth of RTS Helicopters and NetJets. Richard helped grow RTS Helicopters into the world's largest helicopter lessor, amassing nearly 200 machines under lease at its peak. He went on to become the founder and former chairman and chief executive officer of NetJets Inc., the largest private aviation company in the world. Richard built NetJets into a globally recognized brand in aviation and the standard bearer for safety, reliability and service. In 2010, Richard launched Milestone Aviation Group, a helicopter and business jet leasing company where he currently serves as chairman.

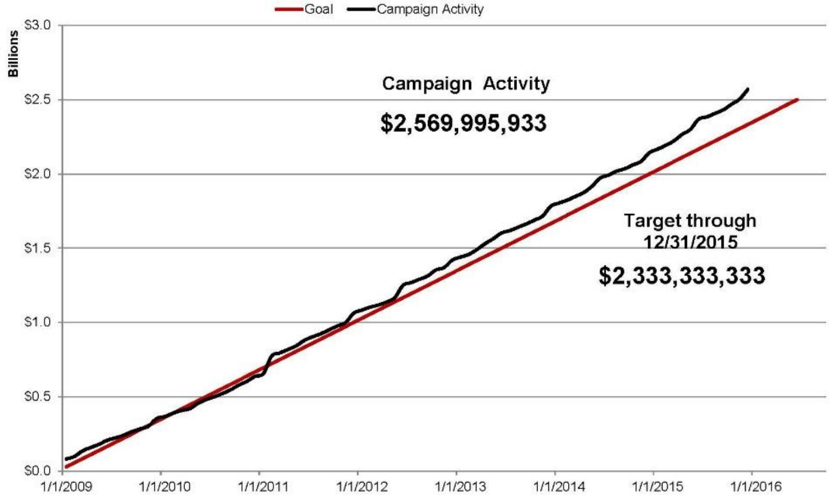
Through his many success, Richard has remained active in a wide range of charitable and community causes. Richard and his wife Peggy are strong supporters of Pelotonia and are dedicated to finding a cure through funding cancer research here at Ohio State. Richard has also led the Intrepid Fallen Heroes Fund as its chairman since 2003. Under his leadership, the Intrepid Fund has provided over $100 million in support to the veterans and families of the U.S. Armed Forces and built the Centre for the Intrepid at the Brooke Army Medical Centre in San Antonio, Texas, as well as the National Intrepid Centre of Excellence in Washington, D.C. In 2007, Richard was named co-chairman of the renowned Intrepid Sea, Air and Space Museum. He also serves on the board of directors at the Mercy Home for Children, Andre Agassi Charitable Foundation, The Jockey Club and The New York Racing Association, Inc.

APPENDIX XLIII

THE OHIO STATE UNIVERSITY

BUT FOR OHIO STATE
Dashboard Report
Campaign Progress vs. Time
1/1/2009 through 12/31/2015 = $2,569,995,933

I. Campaign Progress

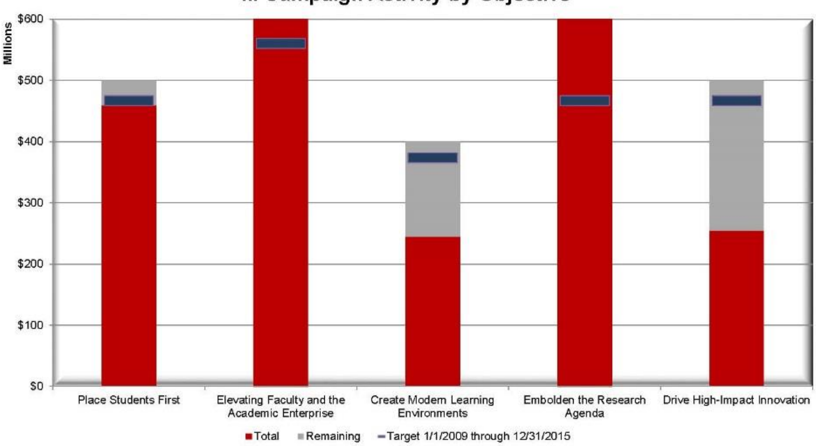


THE OHIO STATE UNIVERSITY

BUT FOR OHIO STATE
Dashboard Report

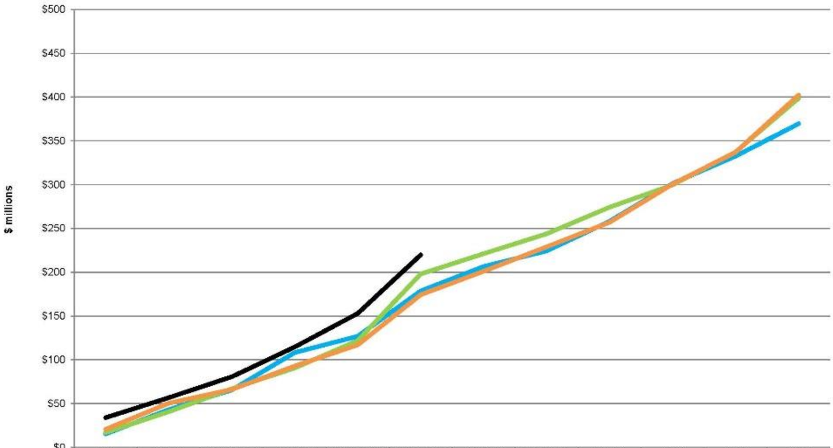
1/1/2009 through 12/31/2015 = $2,569,995,933

II. Campaign Activity by Objective



THE OHIO STATE UNIVERSITY

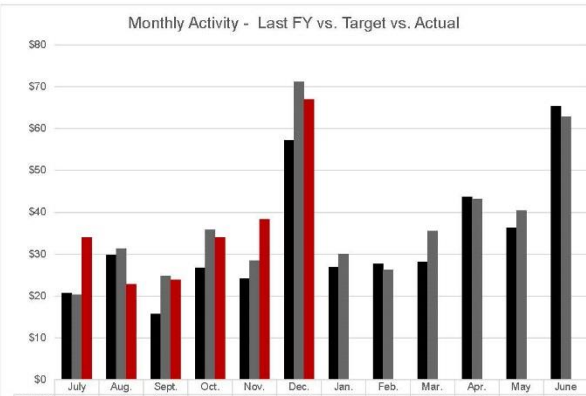
FY2016 New Fundraising Activity Report
Cumulative
7/1/2015 through 12/31/2015



	July	August	September	October	November	December	January	February	March	April	May	June
2013	$15	$43	$66	$108	$127	$179	$206	$224	$258	$301	$333	$370
2014	$17	$41	$67	$91	$122	$198	$221	$244	$274	$300	$337	$399
2015	$21	$50	$66	$93	$117	$174	$201	$229	$257	$301	$337	$402
2016	$34	$57	$81	$115	$153	$220						

THE OHIO STATE UNIVERSITY

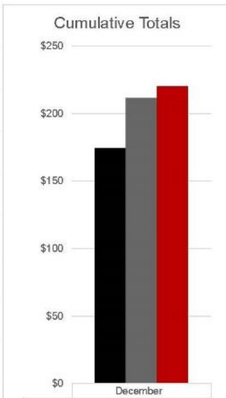
FY2016 New Fundraising Activity Report
Monthly Activity
7/1/2015 through 12/31/2015



	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	June
Last FY	$21	$30	$16	$27	$24	$57	$27	$28	$28	$44	$36	$65
Target	$20	$31	$25	$36	$28	$71	$30	$26	$36	$43	$40	$63
Actual	$34	$23	$24	$34	$38	$67	$0	$0	$0	$0	$0	$0

■ Last FY ■ Target ■ Actual

Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)



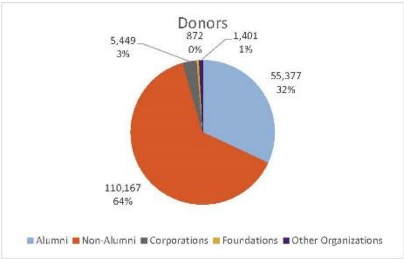
	December
Last FY	$174
Target	$212
Actual	$220

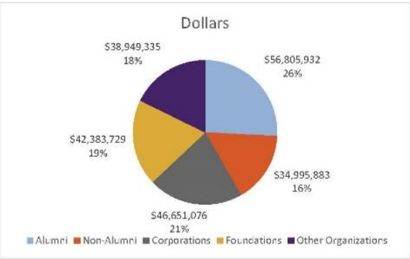
■ Last FY ■ Target ■ Actual

THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity by Donor Type
7/1/2015 through 12/31/2015

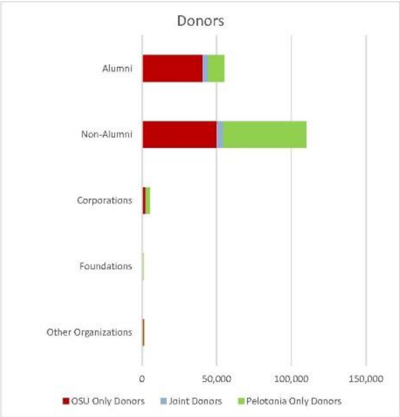
	7/1/2015 - 12/31/2015		7/1/2014 - 12/31/2014		% Change	
	Donors	Dollars	Donors	Dollars	Donors	Dollars
Individuals						
Alumni	55,377	$56,805,932	48,582	$44,592,955	14%	27%
Non-Alumni	110,167	$34,995,883	103,952	$29,811,686	6%	17%
Individuals	**165,544**	**$91,801,815**	**152,534**	**$74,404,641**	**9%**	**23%**
Organizations						
Corporations	5,449	$46,651,076	5,370	$43,300,803	1%	8%
Foundations	872	$42,383,729	796	$19,225,677	10%	120%
Other Organizations	1,401	$38,949,335	1,152	$37,363,761	22%	4%
Organizations	**7,722**	**$127,984,141**	**7,318**	**$99,890,241**	**6%**	**28%**
Grand Total	**173,266**	**$219,785,955**	**159,852**	**$174,294,882**	**8%**	**26%**

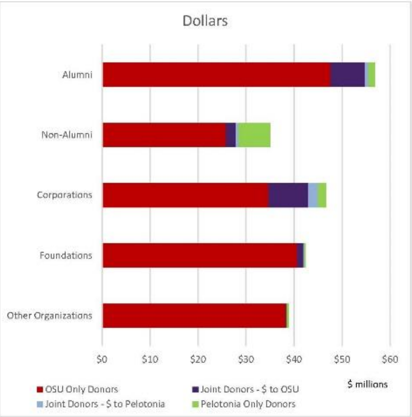




THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity by Donor Type - Pelotonia Impact
7/1/2015 through 12/31/2015





	Alumni	Non-Alumni	Corps	Fnds	Other Orgs
OSU Only Donors	40,581	50,194	2,276	687	1,141
Joint Donors	3,744	4,079	271	27	18
Pelotonia Only Donors	11,052	55,894	2,902	158	242

	Alumni	Non-Alumni	Corps	Fnds	Other Orgs
OSU Only Donors	$47.57	$25.87	$34.70	$40.70	$38.33
Joint Donors - $ to OSU	$7.27	$2.04	$8.35	$1.30	$0.15
Joint Donors - $ to Pelotonia	$0.65	$0.56	$1.95	$0.12	$0.05
Pelotonia Only Donors	$1.32	$6.53	$1.65	$0.27	$0.43

THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report

Activity by Unit - Dollars

7/1/2015 through 12/31/2015

Unit	Alumni	Non-Alumni	Corporations	Foundations	Other Organizations	Total	Goal	% Achieved	vs. Target
University									
Colleges									
Arts and Sciences (College of)	$6,561,311	$754,809	$963,056	$2,820,547	$4,218,283	$15,318,007	**$38,000,000**	40%	-7%
Business (Fisher College of)	$1,888,697	$245,514	$1,678,573	$1,097,371	$194,475	$5,104,630	**$27,600,000**	18%	-29%
Education and Human Ecology (College of)	$2,397,803	$299,341	$548,310	$767,480	$759,666	$4,772,600	**$9,500,000**	50%	3%
Engineering (College of)	$4,046,267	$390,434	$10,506,794	$656,738	$10,608,879	$26,209,111	**$64,000,000**	41%	-6%
Food, Agricultural and Enviro Sciences (College of)	$4,638,514	$1,981,896	$3,819,967	$1,325,975	$4,895,859	$16,662,212	**$26,000,000**	64%	17%
Law (Michael E. Moritz College of)	$1,238,374	$85,036	$428,205	$1,051,659	$34,003	$2,837,276	**$5,000,000**	57%	10%
Public Affairs (John Glenn College of)	$585,546	$637,435	$29,472	$434,002	$68,395	$1,754,850	**$2,875,000**	61%	14%
Social Work (College of)	$215,141	$17,350	$71,601	$27,390	$117,094	$448,576	**$850,000**	53%	6%
Colleges	**$21,571,654**	**$4,411,814**	**$18,045,979**	**$8,181,163**	**$20,896,653**	**$73,107,263**	**$173,825,000**	42%	-5%
Regional Campuses									
OSU Lima	$52,779	$15,044	$42,457	$50,810	$101	$161,191	**$450,000**	36%	-11%
OSU Mansfield	$67,527	$43,743	$15,482	$28,500	$10,650	$165,902	**$1,600,000**	10%	-37%
OSU Marion	$57,063	$124,937	$65,020	$417,140	$1,520	$665,680	**$1,000,000**	67%	20%
OSU Newark	$153,839	$72,130	$101,837	$30,150	$4,250	$362,206	**$1,500,000**	24%	-23%
Regional Campuses	**$331,208**	**$255,854**	**$224,796**	**$526,600**	**$16,521**	**$1,354,978**	**$4,550,000**	30%	-17%
Academic Support Units									
Alumni Association	$468,550	$93,528	$32,666	$47,850	$18,482	$661,075	**$685,000**	97%	49%
Athletics	$9,034,039	$8,518,982	$8,721,297	$19,027,101	$787,585	$46,089,003	**$55,000,000**	84%	37%
Libraries	$180,592	$3,244,110	$11,430	$56,589	$46,338	$3,539,059	**$4,000,000**	88%	41%
Scholarship and Student Support	$5,365,126	$468,355	$676,846	$1,905,199	$1,811,326	$10,226,852	**$13,200,000**	77%	30%
Student Life	$539,797	$248,886	$196,141	$37,260	$65,472	$1,087,557	**$2,750,000**	40%	-7%
University-wide Fundraising	$3,426,620	$1,097,099	$600,967	$367,827	$635,626	$6,128,138	**$11,590,000**	53%	6%
Wexner Center for the Arts	$103,512	$144,177	$91,175	$2,000,922	$14,075	$2,353,861	**$4,000,000**	59%	12%
WOSU Public Stations	$778,543	$1,190,355	$413,327	$407,838	$1,256,337	$4,046,401	**$6,500,000**	62%	15%
Academic Support Units	**$19,896,779**	**$15,005,491**	**$10,743,848**	**$23,850,586**	**$4,635,241**	**$74,131,946**	**$97,725,000**	76%	29%
University	**$41,799,641**	**$19,673,159**	**$29,014,623**	**$32,558,349**	**$25,548,415**	**$148,594,188**	**$276,100,000**	54%	7%
Medical and Health Sciences									
Wexner Medical Center									
Cancer (James / Solove)	$5,828,335	$9,520,532	$8,430,752	$2,618,186	$3,294,676	$29,692,480	**$68,000,000**	44%	-3%
Heart (Ross)	$422,517	$3,134,959	$759,522	$223,425	$379,097	$4,919,520	**$9,500,000**	52%	5%
Medical Center (Wexner)	$1,730,607	$811,787	$2,973,012	$1,244,441	$3,337,570	$10,097,418	**$30,000,000**	34%	-13%
Medicine (College of)	$1,337,461	$355,043	$972,699	$860,703	$1,903,669	$5,429,575	**$13,500,000**	40%	-7%
Neurosciences	$986,875	$550,881	$733,653	$874,933	$1,666,982	$4,813,324	**$16,000,000**	30%	-17%
Wexner Medical Center	**$10,305,794**	**$14,373,201**	**$13,869,638**	**$5,821,688**	**$10,581,994**	**$54,952,316**	**$137,000,000**	40%	-7%
Health Sciences Colleges									
Dentistry (College of)	$807,891	$36,287	$645,840	$251,052	$86,560	$1,827,630	**$6,700,000**	27%	-20%
Nursing (College of)	$820,515	$36,057	$5,230	$19,200	$116,830	$997,833	**$3,400,000**	29%	-18%
Optometry (College of)	$254,454	$63,828	$31,225	$103,600	$247,335	$700,441	**$1,500,000**	47%	0%
Pharmacy (College of)	$1,020,122	$111,066	$1,091,646	$11,500	$1,706,372	$3,940,707	**$8,800,000**	45%	-2%
Public Health (College of)	$110,290	$40,629	$93,167	$45,550	$156,529	$446,164	**$1,500,000**	30%	-17%
Veterinary Medicine (College of)	$1,687,225	$661,655	$1,899,707	$3,572,790	$505,299	$8,326,677	**$15,000,000**	56%	8%
Health Sciences Colleges	**$4,700,496**	**$949,522**	**$3,766,816**	**$4,003,692**	**$2,818,926**	**$16,239,452**	**$36,900,000**	44%	-3%
Medical and Health Sciences	**$15,006,291**	**$15,322,724**	**$17,636,454**	**$9,825,380**	**$13,400,920**	**$71,191,768**	**$173,900,000**	41%	-6%
Grand Total	**$56,805,932**	**$34,995,883**	**$46,651,076**	**$42,383,729**	**$38,949,335**	**$219,785,955**	**$450,000,000**	49%	2%
							Year to Date Target	47%	

Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

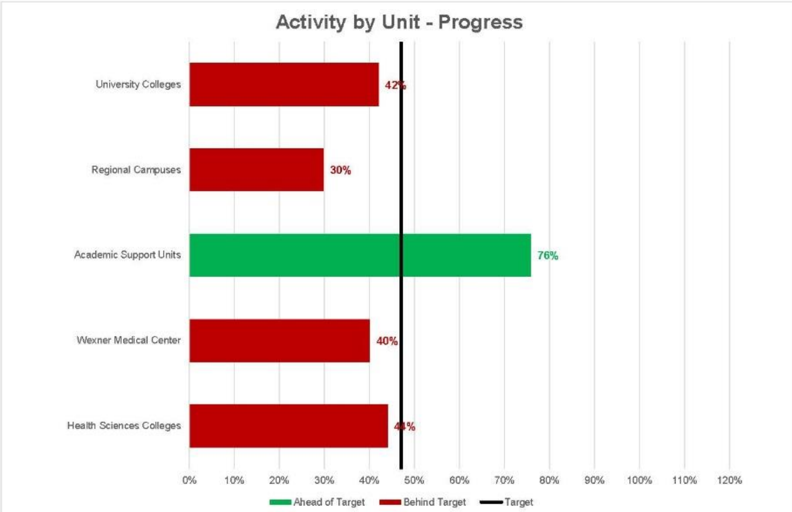
THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity by Unit - Donors
7/1/2015 through 12/31/2015

Unit	Alumni	Non-Alumni	Corporations	Foundations	Other Organizations	Total
University						
Colleges						
Arts and Sciences (College of)	5,686	3,128	91	75	106	9,086
Business (Fisher College of)	2,742	1,336	135	41	39	4,293
Education and Human Ecology (College of)	3,255	1,587	45	40	62	4,989
Engineering (College of)	3,334	1,883	278	46	94	5,635
Food, Agricultural and Enviro Sciences (College of)	2,732	2,600	324	51	234	5,941
Law (Michael E. Moritz College of)	917	491	27	16	12	1,463
Public Affairs (John Glenn College of)	213	98	10	10	5	336
Social Work (College of)	448	214	11	6	9	688
Colleges	**18,088**	**11,029**	**807**	**261**	**512**	**30,697**
Regional Campuses						
OSU Lima	146	152	7	3	1	309
OSU Mansfield	143	191	17	3	4	358
OSU Marion	172	180	12	10	4	378
OSU Newark	146	208	4	3	2	363
Regional Campuses	**604**	**717**	**40**	**19**	**11**	**1,391**
Academic Support Units						
Alumni Association	1,122	536	33	15	18	1,724
Athletics	4,311	3,547	618	48	52	8,576
Libraries	351	399	7	4	10	771
Scholarship and Student Support	3,370	2,484	94	57	80	6,085
Student Life	697	608	57	12	18	1,392
University-wide Fundraising	5,143	6,004	124	57	46	11,374
Wexner Center for the Arts	740	1,242	23	28	3	2,036
WOSU Public Stations	7,025	16,002	106	76	46	23,255
Academic Support Units	**20,692**	**29,302**	**961**	**268**	**255**	**51,478**
University	**36,294**	**39,153**	**1,676**	**509**	**748**	**78,380**
Medical and Health Sciences						
Wexner Medical Center						
Cancer (James / Solove)	17,532	69,130	3,637	296	505	91,100
Heart (Ross)	515	1,054	41	8	21	1,639
Medical Center (Wexner)	1,301	1,942	146	53	78	3,520
Medicine (College of)	1,780	1,002	30	27	40	2,879
Neurosciences	610	1,079	49	17	32	1,787
Wexner Medical Center	**20,718**	**73,116**	**3,835**	**383**	**626**	**98,678**
Health Sciences Colleges						
Dentistry (College of)	788	490	77	9	23	1,387
Nursing (College of)	1,045	382	15	3	17	1,462
Optometry (College of)	338	212	18	5	7	580
Pharmacy (College of)	525	266	27	5	18	841
Public Health (College of)	155	86	3	6	8	258
Veterinary Medicine (College of)	1,315	1,516	123	21	45	3,020
Health Sciences Colleges	**4,091**	**2,921**	**257**	**48**	**110**	**7,427**
Medical and Health Sciences	**24,263**	**75,640**	**4,063**	**423**	**719**	**105,108**
Grand Total	**55,377**	**110,167**	**5,449**	**872**	**1,401**	**173,266**

THE OHIO STATE UNIVERSITY

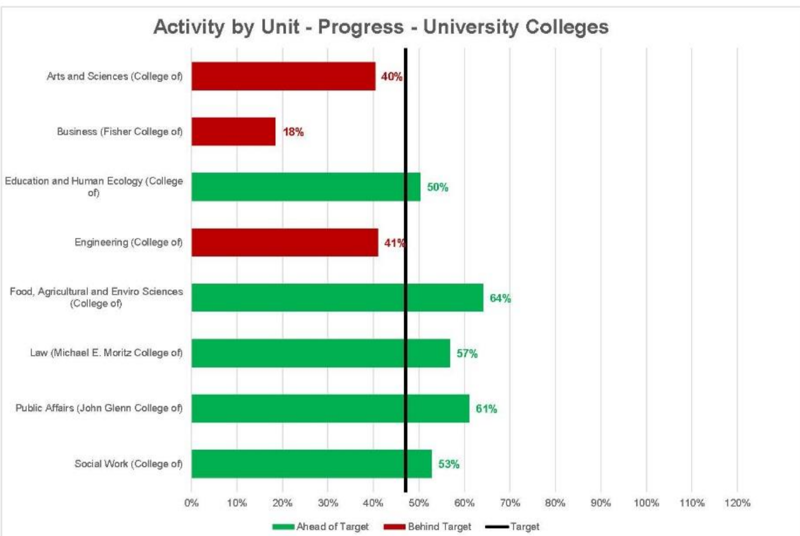
FY2016 New Fundraising Activity Report
Activity by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

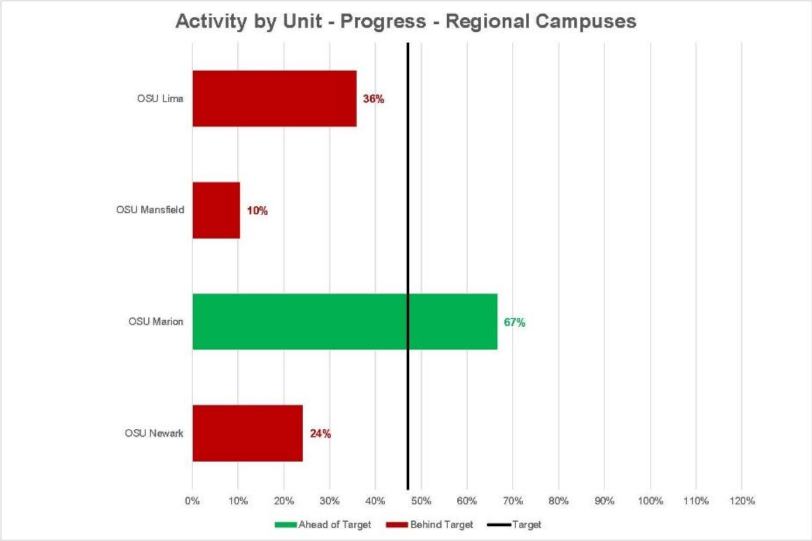
FY2016 New Fundraising Activity Report
Activity by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity by Unit - Progress
7/1/2015 through 12/31/2015

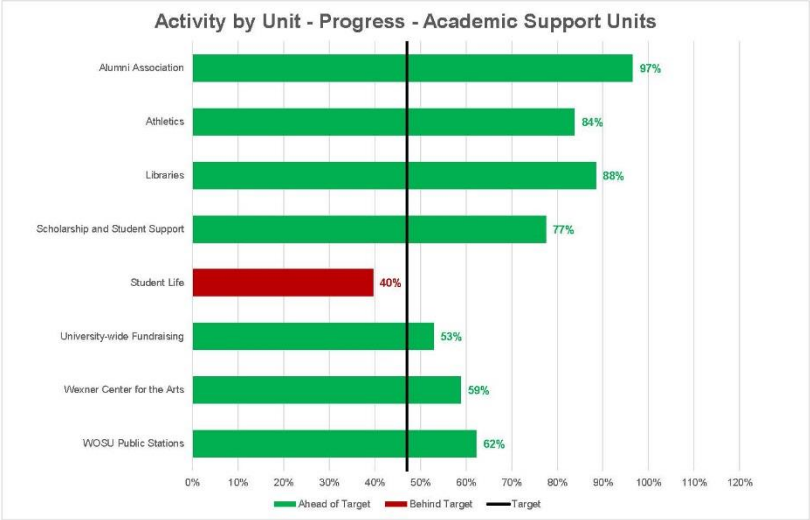


Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

Page 11 of 27

THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity by Unit - Progress
7/1/2015 through 12/31/2015

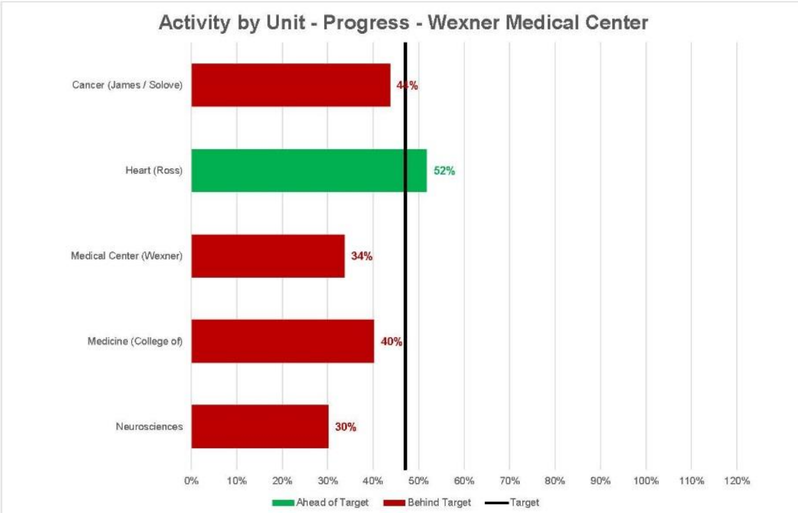


Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

Page 12 of 27

THE OHIO STATE UNIVERSITY

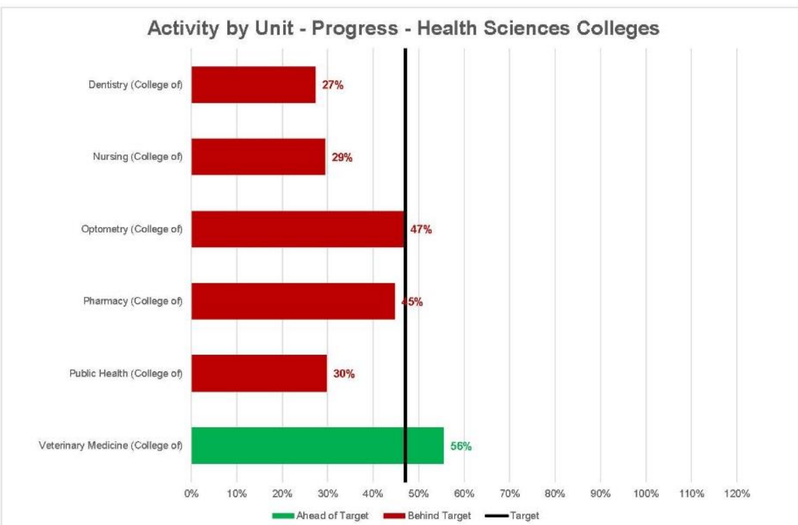
FY2016 New Fundraising Activity Report
Activity by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

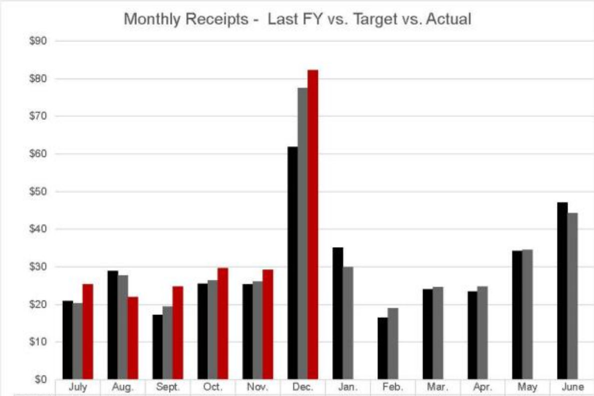
THE OHIO STATE UNIVERSITY

FY2016 New Fundraising Activity Report
Activity - Complex Giving
7/1/2015 through 12/31/2015

	7/1/2015 - 12/31/2015		7/1/2014 - 12/31/2014		% Change	
	Donors	Dollars	Donors	Dollars	Donors	Dollars
Outright Gifts						
Securities	367	$3,254,900	311	$2,257,032	18%	44%
Real Estate	0	$0	3	$665,000	-100%	-100%
Gifts-in-Kind	565	$8,394,105	491	$4,241,607	15%	98%
Total New Activity	**932**	$11,649,005	**805**	$7,163,638	16%	63%
Planned Gifts						
Irrevocable Planned Gifts	28	$3,954,982	14	$306,796	100%	1189%
Revocable Planned Gifts	128	$24,264,200	95	$19,068,117	35%	27%
Total New Activity	**156**	$28,219,183	**109**	$19,374,913	43%	46%
Grand Total	**1,088**	**$39,868,187**	**914**	**$26,538,551**	19%	50%

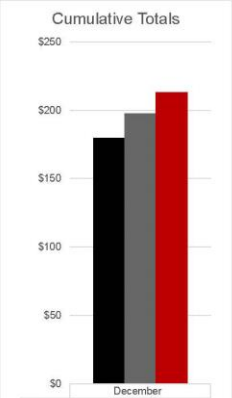
THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report
Monthly Receipts
7/1/2015 through 12/31/2015



	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	June
Last FY	$21	$29	$17	$26	$25	$62	$35	$16	$24	$23	$34	$47
Target	$20	$28	$20	$26	$26	$78	$30	$19	$25	$25	$35	$44
Actual	$25	$22	$25	$30	$29	$82	$0	$0	$0	$0	$0	$0

Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

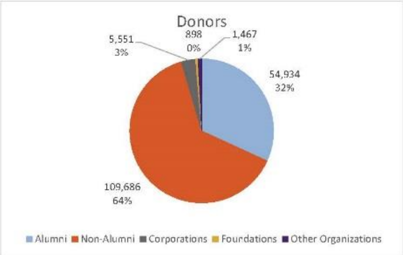


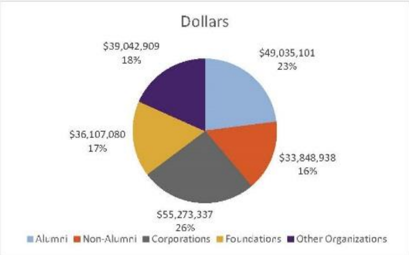
	December
Last FY	$180
Target	$198
Actual	$213

THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report
Receipts by Donor Type
7/1/2015 through 12/31/2015

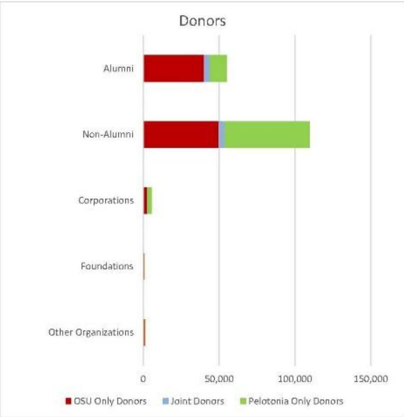
	7/1/2015 - 12/31/2015 Donors	7/1/2015 - 12/31/2015 Dollars	7/1/2014 - 12/31/2014 Donors	7/1/2014 - 12/31/2014 Dollars	% Change Donors	% Change Dollars
Individuals						
Alumni	54,934	$49,035,101	49,115	$31,058,795	12%	58%
Non-Alumni	109,686	$33,848,938	103,886	$34,982,423	6%	-3%
Individuals	**164,620**	**$82,884,039**	**153,001**	**$66,041,218**	**8%**	**26%**
Organizations						
Corporations	5,551	$55,273,337	5,477	$50,895,507	1%	9%
Foundations	898	$36,107,080	826	$22,345,975	9%	62%
Other Organizations	1,467	$39,042,909	1,200	$40,495,771	22%	-4%
Organizations	**7,916**	**$130,423,326**	**7,503**	**$113,737,254**	**6%**	**15%**
Grand Total	**172,536**	**$213,307,365**	**160,504**	**$179,778,472**	**7%**	**19%**

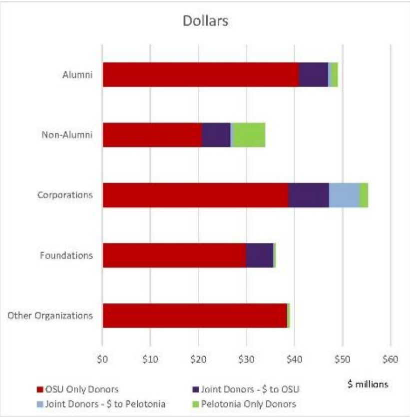




THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report
Receipts by Donor Type - Pelotonia Impact
7/1/2015 through 12/31/2015





	Alumni	Non-Alumni	Corps	Fnds	Other Orgs
OSU Only Donors	40,139	49,711	2,377	712	1,207
Joint Donors	3,786	4,121	277	30	18
Pelotonia Only Donors	11,009	55,854	2,897	156	242

	Alumni	Non-Alumni	Corps	Fnds	Other Orgs
OSU Only Donors	$40.94	$20.71	$38.75	$29.90	$38.42
Joint Donors - $ to OSU	$6.12	$6.05	$8.50	$5.72	$0.15
Joint Donors - $ to Pelotonia	$0.67	$0.59	$6.38	$0.22	$0.05
Pelotonia Only Donors	$1.31	$6.51	$1.64	$0.26	$0.43

THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report
Receipts by Unit - Dollars
7/1/2015 through 12/31/2015

Unit	Alumni	Non-Alumni	Corporations	Foundations	Other Organizations	Total	Goal	% Achieved	vs. Target
University									
Colleges									
Arts and Sciences (College of)	$4,098,748	$1,140,352	$1,849,359	$3,961,955	$4,256,703	$15,307,116	$28,000,000	55%	2%
Business (Fisher College of)	$1,202,717	$311,795	$1,813,928	$1,687,371	$194,510	$5,210,320	$13,800,000	38%	-15%
Education and Human Ecology (College of)	$2,049,743	$108,054	$696,168	$767,480	$765,566	$4,387,010	$6,000,000	73%	20%
Engineering (College of)	$3,791,292	$597,598	$11,968,807	$2,535,280	$11,338,578	$30,231,555	$60,000,000	50%	-2%
Food, Agricultural and Enviro Sciences (College of)	$1,940,279	$2,000,944	$4,409,180	$1,295,475	$4,371,360	$14,017,239	$20,800,000	67%	15%
Law (Michael E. Moritz College of)	$1,313,667	$90,336	$380,205	$1,129,541	$59,003	$2,972,751	$3,000,000	99%	46%
Public Affairs (John Glenn College of)	$216,734	$143,435	$29,472	$434,002	$68,395	$892,039	$2,300,000	39%	-14%
Social Work (College of)	$139,258	$17,850	$92,151	$527,390	$117,119	$893,768	$1,000,000	89%	37%
Colleges	**$14,752,438**	**$4,410,363**	**$21,239,270**	**$12,338,495**	**$21,171,233**	**$73,911,799**	**$134,900,000**	55%	2%
Regional Campuses									
OSU Lima	$61,309	$43,619	$34,134	$50,810	$101	$189,972	$360,000	53%	0%
OSU Mansfield	$27,527	$38,773	$61,482	$153,519	$11,650	$292,951	$500,000	59%	6%
OSU Marion	$75,340	$107,437	$15,020	$422,140	$1,520	$621,457	$800,000	78%	25%
OSU Newark	$68,289	$1,071,930	$104,337	$30,150	$4,250	$1,278,956	$1,500,000	85%	33%
Regional Campuses	**$232,465**	**$1,261,759**	**$214,972**	**$656,619**	**$17,521**	**$2,383,336**	**$3,160,000**	75%	23%
Academic Support Units									
Alumni Association	$425,024	$35,247	$41,506	$47,850	$18,482	$568,107	$875,000	65%	12%
Athletics	$9,202,387	$6,666,028	$9,087,128	$3,804,631	$746,260	$29,506,433	$45,000,000	66%	13%
Libraries	$199,731	$1,037,131	$21,430	$56,589	$46,338	$1,361,220	$2,000,000	68%	15%
Scholarship and Student Support	$4,029,427	$424,031	$371,991	$1,509,615	$849,662	$7,184,726	$10,000,000	72%	19%
Student Life	$684,475	$169,608	$206,141	$44,660	$75,572	$1,180,457	$1,900,000	62%	9%
University-wide Fundraising	$2,375,970	$1,329,462	$801,242	$3,706,694	$635,953	$8,849,321	$23,805,000	37%	-16%
Wexner Center for the Arts	$103,512	$144,177	$291,175	$2,390,922	$14,075	$2,943,861	$5,000,000	59%	6%
WOSU Public Stations	$785,174	$1,075,335	$368,327	$407,838	$1,311,226	$3,947,900	$6,300,000	63%	10%
Academic Support Units	**$17,805,700**	**$10,881,020**	**$11,188,940**	**$11,968,800**	**$3,697,567**	**$55,542,025**	**$94,880,000**	59%	6%
University	**$32,790,603**	**$16,553,141**	**$32,643,182**	**$24,963,913**	**$24,886,321**	**$131,837,160**	**$232,940,000**	57%	4%
Medical and Health Sciences									
Wexner Medical Center									
Cancer (James / Solove)	$5,139,086	$12,000,893	$13,652,161	$3,918,306	$3,344,706	$38,055,152	$64,000,000	59%	7%
Heart (Ross)	$1,072,756	$2,153,346	$754,522	$223,425	$379,097	$4,583,147	$7,000,000	65%	13%
Medical Center (Wexner)	$1,970,013	$1,250,753	$3,606,292	$1,344,441	$3,365,110	$11,536,610	$23,500,000	49%	-4%
Medicine (College of)	$2,546,716	$357,928	$975,949	$860,703	$2,403,894	$7,145,190	$6,500,000	110%	57%
Neurosciences	$1,717,871	$308,174	$721,153	$684,933	$1,666,982	$5,099,113	$12,800,000	40%	-13%
Wexner Medical Center	**$12,446,442**	**$16,071,095**	**$19,710,077**	**$7,031,808**	**$11,159,789**	**$66,419,211**	**$113,800,000**	58%	6%
Health Sciences Colleges									
Dentistry (College of)	$905,013	$41,287	$667,910	$251,052	$92,360	$1,957,622	$5,360,000	37%	-16%
Nursing (College of)	$488,847	$38,627	$5,230	$169,200	$436,830	$1,138,735	$1,200,000	95%	42%
Optometry (College of)	$321,212	$77,309	$31,350	$55,267	$273,935	$759,072	$1,200,000	63%	11%
Pharmacy (College of)	$684,427	$156,066	$787,484	$12,500	$1,556,517	$3,196,994	$8,300,000	39%	-14%
Public Health (College of)	$137,545	$40,629	$93,167	$45,550	$158,606	$475,497	$1,200,000	40%	-13%
Veterinary Medicine (College of)	$1,261,013	$870,783	$1,334,937	$3,577,790	$478,549	$7,523,073	$11,000,000	68%	16%
Health Sciences Colleges	**$3,798,056**	**$1,224,702**	**$2,920,078**	**$4,111,359**	**$2,996,798**	**$15,050,993**	**$28,260,000**	53%	1%
Medical and Health Sciences	**$16,244,499**	**$17,295,797**	**$22,630,155**	**$11,143,166**	**$14,156,588**	**$81,470,205**	**$142,060,000**	57%	5%
Grand Total	**$49,035,101**	**$33,848,938**	**$55,273,337**	**$36,107,080**	**$39,042,909**	**$213,307,365**	**$375,000,000**	57%	4%
							Year to Date Target	53%	

Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

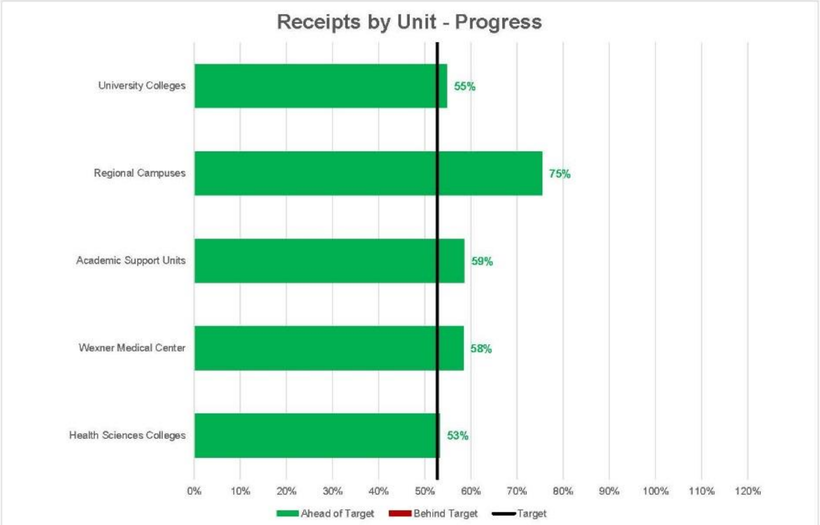
THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report
Receipts by Unit - Donors
7/1/2015 through 12/31/2015

Unit	Alumni	Non-Alumni	Corporations	Foundations	Other Organizations	Total
University						
Colleges						
Arts and Sciences (College of)	5,357	3,067	101	77	117	8,719
Business (Fisher College of)	2,605	1,307	145	43	40	4,140
Education and Human Ecology (College of)	3,083	1,529	49	40	74	4,775
Engineering (College of)	3,260	1,867	287	48	102	5,564
Food, Agricultural and Enviro Sciences (College of)	2,657	2,569	340	52	239	5,857
Law (Michael E. Moritz College of)	958	508	31	18	13	1,528
Public Affairs (John Glenn College of)	214	101	10	10	5	340
Social Work (College of)	415	207	12	7	10	651
Colleges	**17,297**	**10,843**	**858**	**270**	**551**	**29,819**
Regional Campuses						
OSU Lima	144	164	9	3	1	321
OSU Mansfield	136	188	18	5	5	352
OSU Marion	174	192	11	11	4	392
OSU Newark	147	205	5	3	2	362
Regional Campuses	**598**	**735**	**43**	**22**	**12**	**1,410**
Academic Support Units						
Alumni Association	1,520	647	37	15	18	2,237
Athletics	4,342	3,590	647	51	57	8,687
Libraries	345	396	8	4	10	763
Scholarship and Student Support	3,409	2,499	99	61	83	6,151
Student Life	701	613	58	13	20	1,405
University-wide Fundraising	5,170	5,702	128	61	49	11,110
Wexner Center for the Arts	740	1,242	24	29	3	2,038
WOSU Public Stations	7,027	16,002	106	76	47	23,258
Academic Support Units	**21,147**	**29,151**	**1,003**	**279**	**267**	**51,847**
University	**35,925**	**38,822**	**1,758**	**529**	**798**	**77,832**
Medical and Health Sciences						
Wexner Medical Center						
Cancer (James / Solove)	17,534	69,017	3,642	303	507	91,003
Heart (Ross)	521	1,054	40	8	21	1,644
Medical Center (Wexner)	1,319	1,947	151	54	81	3,552
Medicine (College of)	1,735	980	31	27	43	2,816
Neurosciences	609	1,083	49	18	32	1,791
Wexner Medical Center	**20,684**	**72,980**	**3,844**	**389**	**633**	**98,530**
Health Sciences Colleges						
Dentistry (College of)	793	499	88	9	26	1,415
Nursing (College of)	1,034	386	15	5	18	1,458
Optometry (College of)	362	222	18	5	9	616
Pharmacy (College of)	524	269	30	6	19	848
Public Health (College of)	164	92	3	6	8	273
Veterinary Medicine (College of)	1,331	1,516	133	22	47	3,049
Health Sciences Colleges	**4,131**	**2,953**	**280**	**52**	**119**	**7,535**
Medical and Health Sciences	**24,254**	**75,528**	**4,095**	**433**	**735**	**105,045**
Grand Total	**54,934**	**109,686**	**5,551**	**898**	**1,467**	**172,536**

THE OHIO STATE UNIVERSITY

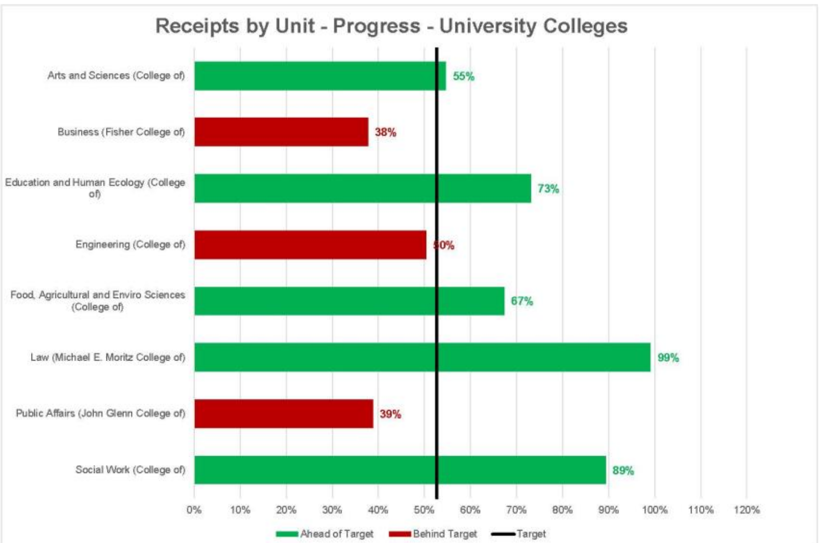
FY2016 Philanthropic Receipts Report
Receipts by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

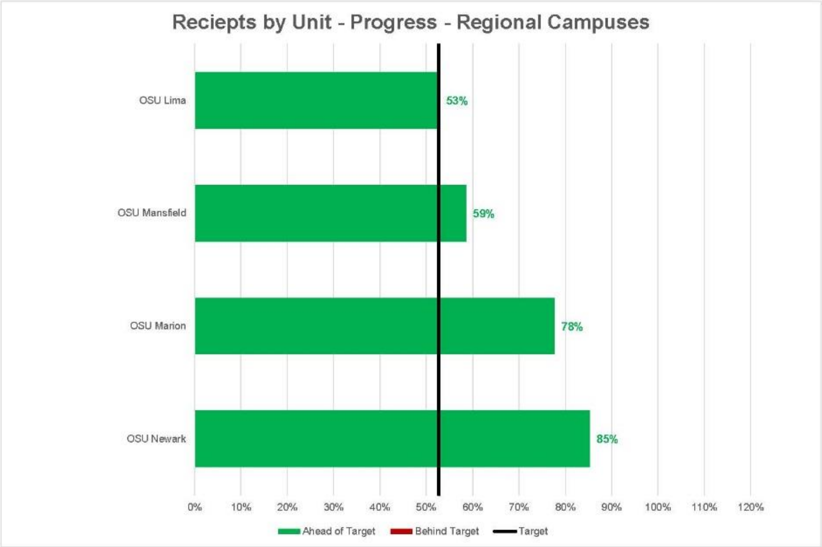
FY2016 Philanthropic Receipts Report
Receipts by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

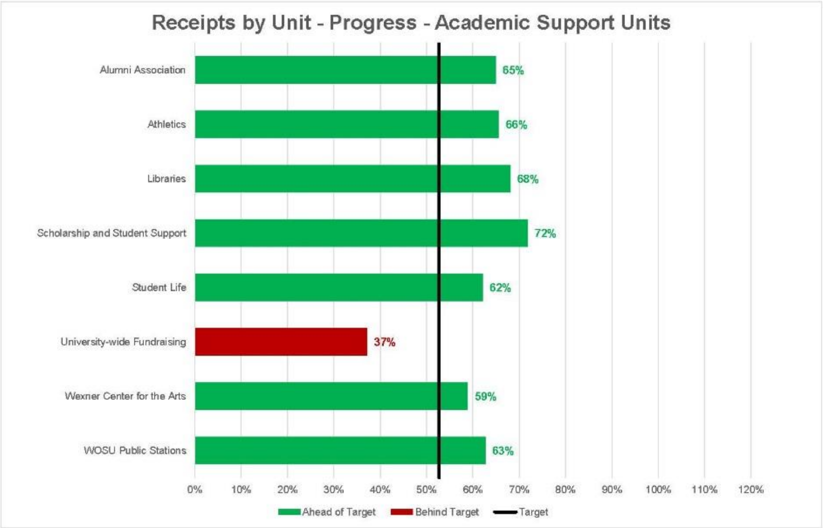
FY2016 Philanthropic Receipts Report
Receipts by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

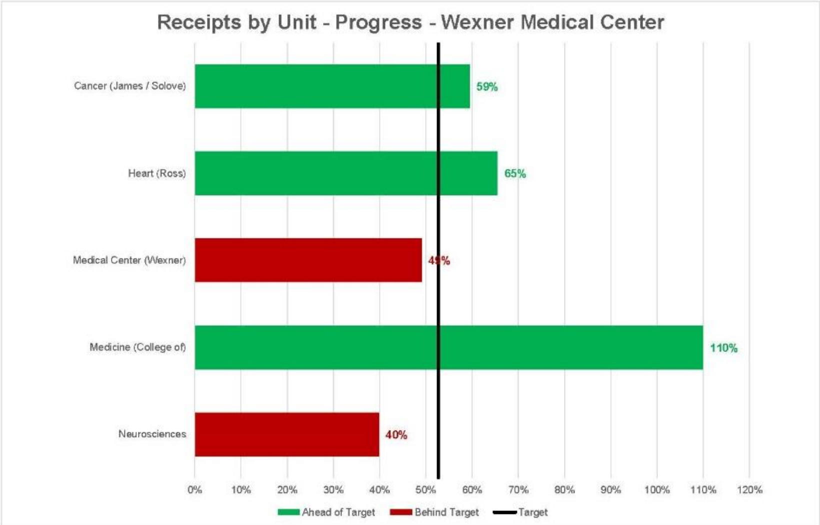
FY2016 Philanthropic Receipts Report
Receipts by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

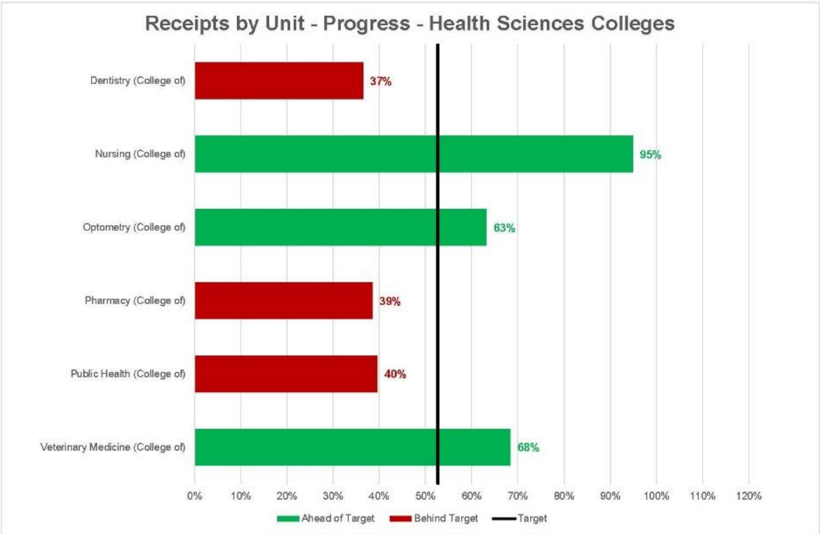
FY2016 Philanthropic Receipts Report
Receipts by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report
Receipts by Unit - Progress
7/1/2015 through 12/31/2015



Target = (Last 3 FY % of total achieved at month end) * (Current Annual Goal)

THE OHIO STATE UNIVERSITY

FY2016 Philanthropic Receipts Report

Receipts - Complex Giving

7/1/2015 through 12/31/2015

	7/1/2015 - 12/31/2015		7/1/2014 - 12/31/2014		% Change	
	Donors	Dollars	Donors	Dollars	Donors	Dollars
Outright Gifts						
Securities	367	$3,254,900	311	$2,257,032	18%	44%
Real Estate	0	$0	3	$665,000	-100%	-100%
Gifts-in-Kind	565	$8,394,105	491	$4,241,607	15%	98%
Total Receipts	**929**	**$11,649,005**	**803**	**$7,163,638**	**16%**	**63%**
Planned Gifts						
Irrevocable Planned Gifts	28	$3,954,982	13	$156,796	115%	2422%
Revocable Planned Gifts	69	$13,036,464	62	$12,563,888	11%	4%
Total Receipts	**93**	**$16,991,446**	**74**	**$12,720,684**	**26%**	**34%**
Grand Total	**1,020**	**$28,640,451**	**877**	**$19,884,322**	**16%**	**44%**

	Amount Establishing Endowment*	Total Commitment
Establishment of Named Endowed Chair (University)		
The Edwin M. Cooperman Endowed Chair at the Michael E. Moritz College of Law Established April 6, 2007, with gifts from Edwin M. Cooperman (JD 1967; used to support a chair position at the Michael E. Moritz College of Law. Revised January 29, 2016.	$1,304,625.84	$1,304,625.84
Establishment of Named Endowed Funds (University)		
Dr. Floyd M. Beman Chair Fund in Gastroenterology Established January 29, 2016, with gifts from Irvin L. and Helen M. Lyon Allison of Columbus, Ohio, in honor of Floyd M. Beman, MD, Professor of Medicine, Division of Gastroenterology, The Ohio State University College of Medicine; reinvested until balance reaches $1,50,000 then used to provide a chair position that will support research and training in gastroenterology.	$1,435,204.39	$1,500,000.00
The Jane Reamer Faculty Compensation Fund Established January 29, 2016, with a fund transfer by the Office of Academic Affairs of a restricted gift from the estate of Jane Reamer; used for faculty compensation.	$500,000.00	$500,000.00
George T. Blydenburgh MD, MPH Endowed Graduate Research Award Fund Established January 29, 2016, with a fund transfer by the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute of an unrestricted gift from the estate of Stuart M. Blydenburg to honor the life and work of Dr. George T. Blydenburgh; used to provide research award(s) to graduate student(s) or postdoctoral fellow(s) conducting research in the fields of population health or preventive medicine, to enhance their physical, emotional, spiritual, intellectual or social health and to encourage their service to others.	$200,000.00	$200,000.00
The Electrical and Computer Engineering Alumni Endowed Scholarship Fund Established January 29, 2016, with a fund transfer by the College of Engineering through the consolidation of the Electrical and Computer Engineering funds; used to provide one or more renewable scholarships for graduate or undergraduate students enrolled in the College of Engineering studying in the Department of Electrical and Computer Engineering.	$72,612.79	$72,612.79
Fred D. Pfening III and Janet L. Pfening Endowed Fund Established January 29, 2016, with gifts from Fred D. Pfening III; used to support acquisitions for the history collection in The Ohio State University Libraries.	$70,000.00	$100,000.00
The Ohio State University at Lima Pre-Professional Endowed Scholarship Fund Established January 29, 2016, with gifts from Dr. Ann L. Baker (DVM 1977, BA 1998) and Dr. George F. Ryan and a fund transfer by The Ohio State University at Lima of current use gifts; used to provide scholarships to any deserving students attending Ohio State Lima with a minimum 3.75 grade point average who have completed two full years of academic coursework at The Ohio State University, with significant coursework in the sciences who are participating in one of the following areas of study: pre-medicine, pre-veterinary medicine, pre-physical therapy or pre-physician's assistant.	$63,999.75	$63,999.75

The Buckeye Legacy Scholarship Fund Established January 29, 2016, with gifts from D. Michael (BS 1972) and Catherine (BS 1974) Pullins and Dixie Sommers (MLHR 1996); used to provide a scholarship to an undergraduate student from the state of Ohio who is studying at the Columbus campus and has a connection to agriculture.	$58,345.00	$58,345.00
The Callahan Family Fund Scholarship Established January 29, 2016, with gifts from Brian Callahan (BS 1983), Marcy Callahan (BA 1983) and The Callahan Family Fund; used to provide OSC scholarships up to the cost of tuition and fees. First-time recipients must demonstrate financial need.	$50,000.00	$125,000.00
The Endowed 4-H Fund for Wyandot County Established January 29, 2016, with funds raised by Wyandot County 4-H activities; used to support 4-H operations and programming in Wyandot County and may be used to cover expenses including, but not limited to, scholarships for students from Wyandot County who have participated in 4-H to attend The Ohio State University, 4-H programs or camps, and salaries or office operating costs.	$50,000.00	$50,000.00

Change in Description of Named Endowed Fund (University)

Gordon E. Gatherum Memorial Fund

Establishment of Named Endowed Chairs (Foundation)

Frank Stanton Endowed Chair in General Practice and Canine Health and Wellness Established January 29, 2016, with a gift from the Stanton Foundation; used to support a chair position in the College of Veterinary Medicine. Qualified candidates will be DVMs with an innovative and compelling vision for the future of veterinary medicine and veterinary medical education as described in "The Fourth Way."	$2,500,000.00	$2,500,000.00
Bob and Corrine Frick Chair in Cardiac Electrophysiology Established January 29, 2016, with gifts made in honor of Ralph S. Augostini, MD from Bob and Corrine Frick of Westerville, Ohio; used to support a chair position for a nationally or internationally recognized physician faculty member in the specialty of clinical cardiac electrophysiology in the Division of Cardiovascular Medicine (the Division), including the OSU Heart and Vascular Center (the Center), with preference given to a candidate who has clinical and research interests including electrophysiology, pacing and ablation.	$2,000,000.00	$2,000,000.00

Establishment of Named Endowed Professorship (Foundation)

Bruce and Susan Edwards Sports Medicine Endowed Professorship Established January 30, 2015, with gifts from Bruce A. and Susan R. Edwards of Westerville, Ohio; used for a professorship position in the OSU Sports Medicine Center (Center) supporting a nationally or internationally recognized faculty member in Sports Medicine or in Sports Health and Performance Institute to foster innovation and excellence and to enhance the academic mission of the Center. Revised January 29, 2016.	$1,000,516.15	$1,000,516.15

Establishment of Named Endowed Funds (Foundation)

The Wolfe Foundation Director of Athletics Fund Established January 29, 2016, with gifts from the Robert F. Wolfe and Edgar T. Wolfe Foundation; used exclusively in support of the Department of Athletics programming and opportunities for student athletes as determined in the sole discretion of the director of the Department Athletics for scholarships and programming, staff, and travel support, but may not be used as a substitute for University provided compensation to department personnel. Nor shall the fund's annual distributions be used for capital projects or capital improvements. If the gifted endowment principal reaches $5,000,000 by December 31, 2019, or another date mutually agreed to by the Robert F. Wolfe and Edgar T. Wolfe Foundation, The Ohio State University, and The Ohio State university Foundation, the fund shall be revised to support an endowed directorship in the Department of Athletics.	$2,500,000.00	$5,000,000.00
Dr. Edward R. Rinaldi (BA 1926, MD 1929) Scholarship Fund in General Practice of Medicine Established January 29, 2016, with estate gifts from Mary Ann Rinaldi in memory of her husband; used to provide scholarships for needy medical students enrolled in the College of Medicine who plan to enter the general practice of medicine.	$1,600,000.00	$1,600,000.00
The Portman Smith Family Endowed Scholarship Fund Established January 29, 2016, with a gift from Brad and Alys (BS 1983) Smith; used to provide OSC scholarships. First-time recipients shall be from Ohio or West Virginia and demonstrate academic merit and financial need.	$1,000,000.00	$1,000,000.00
Elizabeth M. Ross Cardiovascular Nursing Education and Leadership Fund Established January 29, 2016, with a gift from the estate of Elizabeth "Libby" McKeever Ross; used for educational advancement, leadership training and career development opportunities for nurses at the Ross Heart Hospital.	$973,326.95	$973,326.95
Chester S. and Eva V. Gordon Fund Established January 29, 2016, with gifts from the estates of Chester S. and Eva V. Gordon; be directed to research projects on the study and control of diseases, notably cancer, affecting the well-being of mankind at the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute, including the OSU Comprehensive Cancer Center.	$811,009.65	$811,009.65
Wolfe Associates Inc. Endowed Professorship Fund in Canine Clinical and Comparative Medicine Established January 29, 2016, with gifts from Wolfe Associates, Inc.; reinvested in principal until it reaches full funding, then used to support an endowed professorship in the College of Veterinary Medicine for an eminent clinical sciences faculty member.	$750,000.00	$1,500,000.00
Roger, Carol, Eric and Matthew Ober Scholarship Fund Established January 29, 2016, with a gift from Roger and Carol Ober; used to provide OSC scholarships. First-time recipients shall be second, third, fourth or fifth year undergraduate students enrolled in the College of Engineering who have a minimum 3.0 grade point average. Scholarships shall be used for the cost of tuition and fees.	$660,000.00	$660,000.00
Mary Louise Aldrige Rinderer Endowed Fund for the Prevention and Cure of Diabetes Established January 29, 2016, with an estate gift from Mary L. Rinderer; used at the direction of the director of the Division of Endocrinology, Diabetes and Metabolism for research in the area of the prevention and cure of diabetes.	$258,000.91	$258,000.91

The Jean F. Seiberling Graduate Award in Food Engineering Established January 29, 2016, with gifts from Dale A. Seiberling; awarded to at least one graduate student in food engineering with preference given to dairy engineering in the Department of Food Science and Technology, in partnership with the Department of Food, Agricultural, and Biological Engineering, within the College of Food, Agricultural, and Environmental Sciences.	$250,000.00	$250,000.00
The Christos Yessios Endowed Professorship Fund Established January 29, 2016, with gifts from Christos Yessios, friends, family and colleagues; reinvested until it reaches full funding level, then used to support an endowed professorship in the Austin E. Knowlton School of Architecture whose focus is digital fabrication tools or related technology evolved from that field.	$233,900.00	$1,000,000.00
The 1968 National Championship Football Scholarship Fund Established January 29, 2016, with gifts from members of the 1968 National Championship football team; used to supplement the grant-in-aid costs of an undergraduate student-athlete who is a member of the football team.	$183,702.51	$183,702.51
John & Shirley Berry MBA Endowment Scholarship Fund Established January 29, 2016, with gifts from John W. Berry Jr. and Shirley Berry; used to provide scholarship support for students enrolled in the Max M. Fisher College of Business who are in the MBA program with preference given to students from Montgomery County, Ohio.	$150,000.00	$500,000.00
The Tom W. Davis Men’s Gymnastics Scholarship Fund Established January 29, 2016, with a gift from Tom W. Davis from Columbus, Ohio; used to supplement the grant-in-aid costs of a student-athlete who is a member of the men’s gymnastics team.	$150,000.00	$150,000.00
The John and Annie Glenn Endowed Scholarship Fund Established January 29, 2016, with gifts from John and Annie Glenn; used to provide renewable scholarships to stellar, first-year students enrolled in the John Glenn College of Public Affairs majoring, minoring, or pursuing a dual degree in public affairs with preference given to candidates from the state of Ohio who demonstrate financial need, be in the top fifteen percent of their graduating class and have an ACT composite score of at least 32 or combined SAT Critical Reading and Math score of at least 1420.	$135,123.47	$542,000.00
Robert S. Livesey Teaching Award Fund Established January 29, 2016, with gifts made in his honor from Navy Banvard (BS 1982), friends, family, and colleagues; used to provide annual awards to recognize tenure track clinical or auxiliary faculty in the Austin E. Knowlton School of Architecture from the architecture; city and regional planning; and landscape architecture sections who excel in teaching and demonstrate commitment to students beyond the classroom.	$131,128.00	$131,128.00

The Porterfield/Smart Endowed Scholarship Fund Established January 29, 2016, with a gift from Ralph Ira Porterfield (PhD 1972) and Susan Smart Porterfield (BS 1969 BS, MA 1971); to provide OSC scholarships. Recipients shall be graduates of Thomas Worthington High School, Worthington, Ohio and Lima Shawnee High School, Lima, Ohio who have a 3.2+ grade point average and have had a rigorous college preparatory curriculum with preference given to candidates who demonstrate leadership ability in one of the following: student government, athletics, music, theatre, community service, church involvement, or other extra-curricular activities and exhibit the qualities of integrity, honesty, concern for others, and a strong work ethic. At least two recipients shall be selected or renewed annually; one graduate of Thomas Worthington High School and one graduate of Lima Shawnee High School.	$100,699.41	$100,699.41
The Honorable William M. McCulloch Diversity Scholarship Established January 29, 2016, with a gift from an anonymous donor; used to provide OSC scholarships. First-time recipients shall be outstanding students enrolled in the Michael E. Moritz College of Law. It is the desire of the donor that the scholarships be awarded with particular attention to, but not limited to, African-American students who demonstrate financial need.	$100,00.00	$100,000.00
The Betty Pillion Nursing Endowed Scholarship Fund Established January 29, 2016, with a gift from the Austin E. Knowlton Foundation; used to provide OSC scholarships. First-time recipients shall be enrolled in the College of Nursing. It is the donor's desire that the scholarships be awarded with particular attention to, but not limited to, female students.	$100,000.00	$100,000.00
Rick Treharne' 72 Materials Science and Engineering Endowed Scholarship Fund Established January 29, 2016, with gifts from Richard W. Treharne III; used to provide merit-based OSC scholarships. First time recipients shall be enrolled in the undergraduate program in Materials Science and Engineering in the College of Engineering.	$100,000.00	$100,000.00
Robert E. Boyd, Jr. and Janet P. Boyd Dean's Excellence Endowment Fund Established January 29, 2016, with gifts from the estates of Robert E. Boyd Jr. (BA 1950, JD 1952) and Janet P. Boyd; used at the discretion of the dean of the Michael E. Moritz College of Law for the betterment of the college.	$86,180.29	$86,180.29
The Lavash Family Opportunity Scholarship Fund Established January 29, 2016, with gifts from Bruce (BS 1977, MS 1978) and Judy Lavash; used to provide OSC scholarships to first generation student(s) with significant financial need.	$80,000.00	$100,000.00
The Bleznick Family Endowed Fund Established January 29, 2016, with a gift from Jordan Bleznick (JD 1979); used to provide OSC scholarships. First-time recipients must be enrolled in the Michael E. Moritz College of Law and demonstrate financial need.	$70,789.80	$100,000.00
Madelyn Carol Fox Memorial Endowed Fund for Endometrial Cancer Research Established January 29, 2016, with gifts given in memory of Madelyn Carol Fox of Dublin, Ohio from her family, friends and colleagues; used to support endometrial cancer research at the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute, including the Ohio State's Comprehensive Cancer Center.	$63,607.91	$63,607.91

Larry L. and Vicky L. Lippert Lung Cancer Endowment Fund for Early Detection and Prevention Established January 29, 2016, with gifts from Vicky L. Lippert of Ashland, Ohio given in memory of her husband, Larry L. Lippert; used by the Thoracic Oncology Center at the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute for medical research on lung cancer focused on early detection and prevention.	$63,576.86	$63,576.86
The Bernard Deutchman Memorial Endowed Scholarship Fund Established January 29, 2016, with gifts from James L. Deutchman (BS 1971); used to provide an OSC scholarship for tuition. The initial award shall be given to an undergraduate student with an interest in business who is a Veteran and who has exhausted all other Veteran's educational benefits. The candidate should be within one academic year of graduation.	$62,560.00	$100,000.00
The Dr. Barbara Hanawalt Endowed Lecture Fund for the Center of Medieval and Renaissance Studies Established January 29, 2016, with gifts from Dr. Barbara Hanawalt; used to support an annual public lecture for the Center of Medieval and Renaissance Studies. 482375	$62,010.00	$62,010.00
Dr. Donald Alford (BS 1973, DVM 1976) Endowed Memorial Scholarship Fund Established January 29, 2016, with gifts from Sharon Alford and friends; used to provide a scholarship to a fourth year student enrolled in the College of Veterinary Medicine who is pursuing a DVM degree in small animal medicine with preference given to students from southern Ohio who plan to go into general practice and who have expressed an interest and passion to serve southern Ohio and the surrounding area.	$61,816.73	$61,816.73
The Lorton Family Endowed Scholarship Fund Established January 29, 2016, with gifts from Dr. Christy Lorton (MD 1982) and her children; Hillary, Holly and Alex; used to provide cost of tuition, renewable scholarship support to multiple undergraduate students with financial need.	$58,000.00	$58,000.00
The Vance Family Scholars Fund Established January 29, 2016, with gifts from Mr. John Vance III (BA 1956) in honor of his parents, John T. Vance Jr. and Winifred Tuttle Vance, and his aunt, Ruth Vance Puccinelli (BS 1927); used to provide one or more renewable scholarships for honors students who are incoming freshmen majoring in political science or history.	$56,681.68	$56,681.68
The Maxine Chapman Thomas Endowed Scholarship Fund Established January 29, 2016, with gifts from James Thomas (BS 1958); used to provide tuition support to one undergraduate student who is enrolled in the College of Education and Human Ecology and majoring in a discipline in the Department presently known as Teaching and Learning.	$56,490.50	$56,490.50
Ohio State Rocky Mountain Alumni Club Fund Established January 29, 2016, with gifts from the Ohio State Alumni Club Rocky Mountain Chapter; used to provide one or more scholarships to entering Ohio State freshmen who were in the top 25% of their high school class or current Ohio State undergraduate students, in good standing, that are from states of Colorado or Wyoming.	$55,511,00	$55,511,00
Sloan Schnell Memorial Scholarship Fund Established January 29, 2016, with gifts from family and friends; used to provide scholarship support to students who participate in the equestrian club.	$53,995.81	$53,995.81

The Living Legacy Endowed Scholarship Fund Established January 29, 2016, with gifts from supporters of 1 Day for the KIA; scholarship support for students who demonstrate financial need and have a 2.5+ grade point average, preferably fulltime undergraduates, who have been affected by a relative's (spouse, blood parent, step-parent, legal guardian, sibling, step or half-sibling) participation in the military with preference given in this order: 1) death in the line of duty, 2) listed Missing in Action, 3) listed as Prisoner of War, 4) death while rates as totally (100%) and permanently disabled as a result of their service, or 5) relative is rated as totally (100%) and permanently disabled as a result of their service.	$53,766.40	$53,766.40
The Don and Merry Lou Philips Endowed Scholarship Fund Established January 29, 2016, with gifts from Donald and Merry Lou Philips; used to provide scholarship support to students attending the Marion Campus, ranked as sophomore or higher, who have expressed an interest in the STEM disciplines and have demonstrated academic achievement.	$51,312.80	$51,312.80
The Dr. and Mrs. Burton W. Job Scholarship Fund Established January 29, 2016, with gifts from Dr. Burton W. (DDS 1974, MS 1977) and Mrs. Leslie Job; used to provide scholarships for students from Summit County, Ohio who are enrolled in the College of Dentistry and ranked as D1.	$51,080.43	$51,080.43
The Sarah Ellen Ely Endowment Fund Established January 29, 2016, with gifts given in honor of her 18th birthday from her parents, Joyce Hillick Ely (MSW 1983) and John S. Ely Jr. (BS 1983); used to support a Master's candidate in the College of Social Work whose academic study focuses on developmental disabilities or pediatric medical social work.	$51,025.00	$51,025.00
The Guess Family Endowed Scholarship Fund in Honor of Ronald Guess Established January 29, 2016, with gifts from Mark and Connie Guess; used to provide OSC scholarships. First-time recipients must be enrolled in the College of Food, Agricultural and Environmental Sciences, working towards a two-year degree at the Agricultural Technical Institute (ATI) in Wooster, enrolled in a program that requires an internship and must have had a minimum grade point average of 3.0 from high school or their first year enrolled at ATI with preference given to students from Greene or Clinton counties in Ohio.	$50,587.14	$100,000.00
Founders of the Computer Science and Engineering Department Scholarship Endowment Fund Established January 29, 2016, with gifts from Alvin E. Stutz and friends of the Department of Computer Science and Engineering in the College of Engineering; used to provide awards to recognize current or former faculty members, adjunct appointees, lecturers or administrators who have contributed to the Department of Computer Science and Engineering in the College of Engineering.	$50,463.00	$50,463.00
The Gary Lee and Yvonne Gardner Newhouse Football Athletic Scholarship Fund Established January 29, 2016, with gifts from Gary Lee (BS 1966) and Yvonne Gardner (BS 1972) Newhouse of Powell, Ohio; used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is pursuing an undergraduate degree with preference given to members of the football team.	$50,068.00	$50,068.00

The Ohio State Fair Hall of Fame Non-Livestock Junior Fair Exhibitors Scholarship Endowment Fund Established January 29, 2016, with gifts from the Ohio Expositions Commission and its Hall of Fame members; used to provide a minimum of two (2) scholarship awards to non-livestock junior fair exhibitors at the Ohio State Fair. Non-livestock junior fair exhibitors represent, but are not limited to, the following organizations: 4-H; FFA; Girl Scouts; Boy Scouts; Camp Fire USA; Family, Career & Community Leaders of America; Grange; and Technology & Engineering Education.	$50,040.00	$50,040.00
The Clotilde Dent Bowen MD Endowed Scholarship Fund Established January 29, 2016, with gifts made in honor of the life and career of the late Clotilde Dent Bowen MD from Athenia “Micki” Athans; and with additional gifts from the estate of Dr. Clotilde Dent Bowen (BA 1943, MD 1947); used to provide need-based scholarship support for students in good standing in College of Medicine.	$50,007.47	$50,007.47
Ruth Sonner Adams Study Abroad Scholarship Fund Established January 29, 2016, with gifts from Kevin D. Adams in honor of his mother; used to provide OSC scholarships. First-time recipients must be pursuing a Study Abroad opportunity in the College of Food, Agricultural, and Environmental Sciences.	$50,000.00	$250,000.00
The Buchwald Family Endowed Scholarship Fund Established January 29, 2016, with gifts from Ariel Foundation and Ariel Corporation; used to provide OSC scholarships. First-time recipients must be from Knox County, Ohio or graduates of a high school in Knox County, Ohio with a minimum 2.5 grade point average and demonstrate financial need. It is the donors’ intent to provide scholarships that are at least one-fourth the cost of tuition.	$50,000.00	$100,000.00
Delbert “Bud” Byg Endowed Scholarship Fund Established January 29, 2016, with gifts from Vicky and Krishan Joshi (BAAE 1961) to honor her father’s belief that individuals with international perspectives create a healthier and more peaceful world; used to provide OSC study abroad scholarships. First-time recipients shall be enrolled in the College of Food, Agricultural, and Environmental Sciences, with first preference given to candidates studying in the Department of Food, Agricultural and Biological Engineering.	$50,000.00	$250,000.00
Betty M. Jeffrey Stroke Research and Early Detection Endowment Fund Established January 29, 2016, with gifts from Lynne M. Jeffrey of Bexley, Ohio, given in honor of her mother, Betty M. Jeffrey; used to enhance the Department of Neurology’s telemedicine program (or its successor) on stroke disease, connecting rural hospitals or outpatient facilities remotely with the expertise provided by the Emergency Medicine and Neurology departments at The Ohio State University Wexner Medical Center.	$50,000.00	$250,000.00
The Irene Ermel Jones Scholarship Fund Established January 29, 2016, with a gift from Dr. Allan William Jones (PhD 1954); used for a graduate student studying counseling in the College of Education and Human Ecology. It is the donor’s desire that the scholarships be awarded with particular attention to, but not limited to, students from South America with first preference given to candidates from Brazil.	$50,000.00	$50,000.00
The Gary G. Marconi PhD Athletic Scholarship Fund Established January 29, 2016, with a gift from Gary and Linda Marconi; used to supplement the grant-in-aid costs of an undergraduate student-athlete who is majoring in chemistry, physics, or mathematics.	$50,000.00	$150,000.00

Nu Chapter Delta Sigma Pi Support Endowed Fund Established January 29, 2016 with gifts from Paul E. Veit and Nu Chapter Delta Sigma Pi; used to support programs and activities of Nu Chapter Delta Sigma Pi, a business fraternity at the Max M. Fisher College of Business including equipment, supplies, space, outreach, publication, travel costs, and fees for educational conferences and training.	$50,000.00	$50,000.00
Ohio AgriBusiness Association Endowed Scholarship Fund Established January 29, 2016, with gifts from the Ohio AgriBusiness Association and solicited gifts from individuals and/or entities; used to provide OSC scholarships. First-time recipients must be enrolled in the College of Food, Agricultural and Environmental Sciences. It is the Donor’s preference that at least four scholarships be awarded; one to a student participating in his/her first Study Abroad experience, one to a student working towards a two year degree at ATI, one to a student in any department or unit of the College with a focus on precision agriculture, and one at the discretion of the college’s dean to an outstanding student who has demonstrated academic and/or extracurricular excellence.	$50,000.00	$100,00.00
Ohio Optometric Foundation Endowed Scholarship Fund Established January 29, 2016, with a gift from the Ohio Optometric Foundation; used to provide OSC scholarships. First-time recipients must be entering their fourth year of study in the College of Optometry, demonstrate financial need, be student members in good standing of the student optometric association, exhibit leadership abilities, demonstrate past achievement, and show future potential.	$50,000.00	$100,000.00
The Jean Barger Rice Trust Endowed Scholarship Fund Established January 29, 2016, with gifts from The Jean Barger Rice Trust; used to provide OSC scholarships. First-time recipients must be from Fayette County, Ohio, enrolled in the College of Food, Agricultural and Environmental Sciences, and attending the Columbus campus or a regional campus including the Agricultural Technical Institute with preference given to students who have participated in 4-H.	$50,000.00	$200,000.00
Stanley D. and Joan H. Ross Center for Brain Health and Performance Education Endowed Fund Established January 29, 2016, with a gift from Stanley D. Ross (BA 1962) and Joan H. Ross as part of their commitment that established the Stanley D. and Joan H. Ross Center for Brain Health and Performance in The Ohio State University Wexner Medical Center Neuroscience Institute; used to provide educational and training opportunities (curriculum integration, seminars, conferences, websites and other media) on brain health and performance for healthcare professionals, students, patients and caregivers as well as for the community at large, including support for an international conference developed and hosted by the Ross Center; and as allocated by the directors of the Ross Center and the Institute.	$50,000.00	$1,000,000.00

Stanley D. and Joan H. Ross Center for Brain Health and Performance Leadership Endowed Fund Established January 29, 2016, with a gift from Stanley D. Ross (BA 1962) and Joan H. Ross as part of their commitment that established the Stanley D. and Joan H. Ross Center for Brain Health and Performance in The Ohio State University Wexner Medical Center Neuroscience Institute; used to support leadership positions of the Ross Center to include its director (interim and permanent), program administrators and administrative support positions as allocated by the directors of the Ross Center and the Institute. The endowment's annual distribution funds, or portions thereof, may be allocated for designated professorship or chair position(s) to be named as above at the discretion of the directors of the Ross Center and the Institute.	$50,000.00	$2,500,000.00
Stanley D. and Joan H. Ross Center for Brain Health and Performance Research Endowed Fund Established January 29, 2016, with a gift from Stanley D. Ross (BA 1962) and Joan H. Ross as part of their commitment that established the Stanley D. and Joan H. Ross Center for Brain Health and Performance in The Ohio State University Wexner Medical Center Neuroscience Institute; used for research (position support or seed grants) for faculty, post-doctoral fellows or graduate assistants undertaking medical research on brain health and performance as part of the Ross Center; and as allocated by the directors of the Ross Center and the Institute. The endowment's annual distribution funds, or portions thereof, may be allocated for designated post-doctoral fellowship (to be named as above) at the discretion of the directors of the Ross Center and the Institute.	$50,000.00	$2,500,000.00
Eugene V. Smith Endowed Scholarship in History Established January 29, 2016, with a gift from Eugene Victor Smith; used to provide one or more scholarships to support a history student(s) with preference for an undergraduate student(s) participating in the WWII Study Abroad program or a history student(s) with a preference for military history studies.	$50,000.00	$50,000.00
Luvern L. and Lila Carol Cunningham Governance of Education Studies Fund Established January 29, 2016, with gifts from Luvern L. and Lila Carol Cunningham; used to support students who are studying in the area of Educational Administration with tuition, research, student travel or membership in a professional organization.	$36,000.00	$36,000.00
Marilyn B. and Roger A. Friedman MD Endowment Fund Established January 29, 2016, with gifts from Roger A. Friedman and Marilyn B. Friedman; used at the discretion of the dean of the College of Medicine.	$25,000.00	$25,000.00
Dr. W. Michael Hockman Endowment Established January 29, 2016, with gifts from Dr. W. Michael (BS 1961, DVM 1966, MS 1974) and Diane (1963 Certificate of Graduate Dental Hygienist, BA 1972, MS 1974) Hockman; used at the discretion of the dean of the College of Veterinary Medicine.	$25,000.00	$25,000.00

<u>Change in Name and Description of Named Endowed Funds (Foundation)</u>

From: The Judy E. Smith Scholarship Fund in Occupational Therapy
To: The Judy E. and Richard L. Smith Scholarship Fund in Occupational Therapy

From: The Supply Chain Management Endowed Graduate Scholarship Fund
To: The Supply Chain Management Endowed Scholarship Fund

From: Fred B. Thomas M.D. Lectureship Endowment Fund
To: Fred B. Thomas M.D. Endowment Fund in Gastroenterology

Change in Description of Named Endowed Funds (Foundation)

The Colonel John R. Knight Army ROTC Scholarship Fund

The Susan Pratt Munthe Fund for Latin American Studies

The Melvin D. Shipp Endowed Scholarship in the College of Optometry

Constance Woodward Scholarship Fund in Pediatric Nursing

Total	$21,467,865.64

*Amounts establishing endowments as of December 31, 2015.

The Edwin M. Cooperman Endowed Chair at the Michael E. Moritz College of Law

The Edwin M. Cooperman Chair Fund at the Michael E. Moritz College of Law was established April 6, 2007, by the Board of Trustees of The Ohio State University, with gifts from Edwin M. Cooperman (JD 1967). The funding level for a professorship was reached and the position was established April 4, 2008. The funding level for a chair was reached and the position was established January 29, 2016.

The annual distribution shall support a chair position at the Michael E. Moritz College of Law. The holder of this position will be recommended by the dean of the Michael E. Moritz College of Law and approved by the Board of Trustees.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that this fund should benefit the University in perpetuity. If, in the future, the need for this fund should cease to exist or so diminish as to provide unused distributions, then another use, shall be designated by the Board of Trustees as recommended by the dean of the Michael E. Moritz College of Law. Any such alternate distributions shall be made in a manner as nearly aligned with the original intent of the donor as good conscience and need dictate.

Dr. Floyd M. Beman Chair Fund in Gastroenterology

It is proposed that the Dr. Floyd M. Beman Chair Fund in Gastroenterology be established January 29, 2016, by the Board of Trustees of The Ohio State University, with gifts from Irvin L. and Helen M. Lyon Allison of Columbus, Ohio, in honor of Floyd M. Beman, MD, Professor of Medicine, Division of Gastroenterology, The Ohio State University College of Medicine.

Dr. Beman was an alumnus of The Ohio State University (BA 1939; MD 1943) and a faculty member of its College of Medicine from 1950 until becoming Professor Emeritus in 1967. He was a specialist in the field of Gastroenterology.

Until the principal balance reaches $1,500,000, the annual distribution shall be reinvested into the endowment principal. After the principal balance reaches $1,500,000, the fund shall be revised to establish the chair position. Thereafter, the annual distribution from this fund shall provide a chair position that will support research and training in gastroenterology, including such things as graduate fellowships, equipment, consumable supplies for research, salary for the faculty chair holder and other costs of an active researcher. The chair holder shall be appointed by the Board of Trustees of The Ohio State University, as recommended and approved by the dean of the College of Medicine, in consultation with the chair of the Department of Internal Medicine, and the director of the Division of Gastroenterology, Hepatology and Nutrition. The activities of the chair holder shall be reviewed no less than every four years by the dean of the College of Medicine to determine compliance with the intent of the donors, as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chair of the Department of Internal Medicine or the director of the Division of Gastroenterology, Hepatology and Nutrition.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund, however, if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the dean of the College of Medicine, the chair of the Department of Internal Medicine and the director of the Division of Gastroenterology, Hepatology and Nutrition. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

The Jane Reamer Faculty Compensation Fund

It is proposed that The Jane Reamer Faculty Compensation Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University with a fund transfer by the Office of Academic Affairs of a restricted gift from the estate of Jane Reamer.

The annual distribution from this fund shall be used for faculty compensation. Expenditures from this fund shall be approved by the Office of Academic Affairs.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Office of Academic Affairs or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the Office of Academic Affairs that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the Office of Academic Affairs. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

George T. Blydenburgh MD, MPH Endowed Graduate Research Award Fund

It is proposed that the George T. Blydenburgh MD, MPH Endowed Graduate Research Award Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University with a fund transfer by the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute (The James) of an unrestricted gift from the estate of Stuart M. Blydenburg to honor the life and work of Dr. George T. Blydenburgh.

Dr. Blydenburgh focused his career on public health after studying at Wesleyan University, Cornell University (MD) and Harvard University (MPH). In the 1920s, he oversaw the planning, construction and management of the first Western hospital in China (Susan Toy Ensign Hospital in Nan Chang). From 1931 until his death in 1954, he led the student health services at Ohio Wesleyan University. He championed public health improvements during his leadership of several state and national medical associations, including Ohio legislation for more secure bottled-milk caps and encouraged similar legislation nationwide. His son, Stuart Blydenburgh, served in WWII, studied at Ohio Wesleyan and Case Western Reserve universities and was the city engineer for several Ohio cities and for the Environmental Protection Agency. He held great pride in his father's public health accomplishments and service to others.

The annual distribution from this fund shall provide research award(s) to graduate student(s) or postdoctoral fellow(s) conducting research in the fields of population health or preventive medicine, to enhance their physical, emotional, spiritual, intellectual or social health and to encourage their service to others. Expenditures from this fund shall be allocated and approved by the chief executive officer of The James and the director of the Comprehensive Cancer Center.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chief executive officer of The James and the director of the Comprehensive Cancer Center, or their designees.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of The James that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the chief executive officer of The James and the director of the Comprehensive Cancer Center. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

The Electrical and Computer Engineering Alumni Endowed Scholarship Fund

It is proposed that The Electrical and Computer Engineering Alumni Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a fund transfer by the College of Engineering through the consolidation of the Electrical and Computer Engineering funds.

The annual distribution from this fund shall be used to provide one or more renewable scholarships for graduate or undergraduate students enrolled in the College of Engineering studying in the Department of Electrical and Computer Engineering. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Engineering or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Engineering or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Fred D. Pfening III and Janet L. Pfening Endowed Fund

It is proposed that the Fred D. Pfening III and Janet L. Pfening Endowed Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, with gifts from Fred D. Pfening III.

The annual distribution from this fund shall be used to support acquisitions for the history collection in The Ohio State University Libraries at the discretion of the collection's librarian and the director of the libraries.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the libraries or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the director of the libraries or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

The Ohio State University at Lima Pre-Professional Endowed Scholarship Fund

It is proposed that The Ohio State University at Lima Pre-Professional Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, with gifts from Dr. Ann L. Baker (DVM 1977, BA 1998) and Dr. George F. Ryan and a fund transfer by The Ohio State University at Lima of current use gifts.

The annual distribution from this fund shall be used to provide scholarships to any deserving students attending Ohio State Lima with a minimum 3.75 grade point average who have completed two full years of academic coursework at The Ohio State University, with significant coursework in the sciences. To qualify, candidates must be participating in one of the following areas of study: pre-medicine, pre-veterinary medicine, pre-physical therapy or pre-physician's assistant.

A representative from the Office of Financial Aid at The Ohio State University at Lima shall review scholarship applications with Dr. Ann Baker and/or Dr. George Fredrick Ryan, or their designees, Elizabeth Ryan (daughter) and Andrew Baker (nephew). Scholarship recipients shall be selected by Lima's Office of Financial Aid, in consultation with Student Financial Aid at the Columbus campus. A representative from Lima's Office of Financial Aid shall apprise Dr. Ann Baker and/or Dr. George Fredrick Ryan, or their designees, Elizabeth Ryan and Andrew Baker, when the selection process is complete. Elizabeth Ryan or Andrew Baker may further name a successor designee and communicate such designee in writing to Lima's Office of Financial Aid to review scholarship applications and receive communications related to this fund.

The Ohio State University's mission and admissions policy supports educational diversity.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused distribution from this endowed fund shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes and the University shall consult the donors' designees that have been provided in writing to the University if reasonably possible. In seeking such modification, the University shall consult the dean of The Ohio State University at Lima or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

The Buckeye Legacy Scholarship Fund

It is proposed that The Buckeye Legacy Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, with gifts from D. Michael (BS 1972) and Catherine (BS 1974) Pullins and Dixie Sommers (MLHR 1996).

The annual distribution from this fund shall be used to provide a scholarship to an undergraduate student from the state of Ohio who is studying at the Columbus campus and has a connection to agriculture. Candidates do not need to be enrolled in the College of Food, Agricultural, and Environmental Sciences to be eligible. Candidates must have a proven record of extracurricular activities from either high school or college. First preference will be given to candidates from Champaign, Fairfield, Delaware, or Wood Counties of Ohio. Recipients shall be selected by Student Financial Aid. The scholarship is renewable as long as the recipient maintains a minimum 3.0 grade point average.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of Student Financial Aid.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the director of Student Financial Aid. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

The Callahan Family Fund Scholarship

It is proposed that The Callahan Family Fund Scholarship be established January 29, 2016, by the Board of Trustees of The Ohio State University, with gifts from Brian Callahan (BS 1983), Marcy Callahan (BA 1983) and The Callahan Family Fund.

The annual distribution from this fund shall be used to provide scholarships up to the cost of tuition and fees. First-time recipients must demonstrate financial need. Scholarship recipients shall be selected by Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2020, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2020, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the director of Student Financial Aid. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

The Endowed 4-H Fund for Wyandot County

It is proposed that The Endowed 4-H Fund for Wyandot County be established January 29, 2016, by the Board of Trustees of The Ohio State University, with funds raised by Wyandot County 4-H activities.

The annual distribution from this fund shall be used to support 4-H operations and programming in Wyandot County and may be used to cover expenses including, but not limited to, scholarships for students from Wyandot County who have participated in 4-H to attend The Ohio State University, 4-H programs or camps, and salaries or office operating costs. Expenditures from this fund shall be approved by the dean of the College of Food, Agricultural, and Environmental Sciences or his/her designee. Scholarship recipients shall be selected by the Wyandott County 4-H Endowment Committee and the college's scholarship committee, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Food, Agricultural, and Environmental Sciences or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund, however, (1) in consultation (if possible) with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the dean of the College of Food, Agricultural, and Environmental Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

Gordon E. Gatherum Memorial Fund

The Gordon E. Gatherum Memorial Fund was established February 5, 2010, by the Board of Trustees of The Ohio State University with gifts from Dr. John Vimmerstedt of Wooster, Ohio, and other friends and relatives of the late Gordon E. Gatherum. Dr. Gatherum was an emeritus professor and director in the University's School of Environment and Natural Resources. The description is being revised on January 29, 2016.

The annual distribution from this fund shall provide support for forest biology research at the Wooster Campus. Recipients shall be selected by a committee of appropriate faculty and researchers. Expenditures shall be approved by the associate dean for Research and Graduate Education and the director of the School of Environment and Natural Resources (SENR), in accordance with guidelines approved by the vice president for agricultural administration and dean of the College of Food, Agricultural, and Environmental Sciences.

In any given year that the endowment distribution is not fully used for its intended purposes, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the associate dean for Research and Graduate Education and the director of the SENR.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

The endowment established herein is intended to benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use, as nearly aligned with the original intent of the contributions as good conscience and need dictate, shall be designated by the University's Board of Trustees. In making this alternate designation, the Board shall seek advice from the vice president for agricultural administration and dean of the College of Food, Agricultural, and

Environmental Sciences, in consultation with the associate dean for Research and Graduate Education and the director of the SENR.

Frank Stanton Endowed Chair in General Practice and Canine Health and Wellness

It is proposed that the Frank Stanton Endowed Chair in General Practice and Canine Health and Wellness be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from the Stanton Foundation.

The annual distribution from this fund shall be used to support a chair position in the College of Veterinary Medicine. Qualified candidates will be DVMs with an innovative and compelling vision for the future of veterinary medicine and veterinary medical education as described in "The Fourth Way". Candidates must have a background demonstrating strong leadership skills, expertise in developing students' clinical/professional skills, a passion for the care of dogs and other companion animals, and the ability to provide quality care to clients over a broad range of the socioeconomic spectrum. Appointment to the position shall be recommended to the Provost by the college's dean and approved by the University's Board of Trustees. The activities of the chair shall be reviewed no less than every four years by the college's dean to determine compliance with the intent of the donor as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment or for support for programs aligned with "The Fourth Way," as approved by the dean of the College of Veterinary Medicine or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall be used for the benefit of canines consistent with the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Veterinary Medicine or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Bob and Corrine Frick Chair in Cardiac Electrophysiology

It is proposed that the Bob and Corrine Frick Chair in Cardiac Electrophysiology be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts made in honor of Ralph S. Augostini, MD from Bob and Corrine Frick of Westerville, Ohio.

The annual distribution from this fund shall be used to support a chair position for a nationally or internationally recognized physician faculty member in the specialty of clinical cardiac electrophysiology in the Division of Cardiovascular Medicine (the Division), including the OSU Heart and Vascular Center (the Center), with preference given to a candidate who has clinical and research interests including electrophysiology, pacing and ablation. The annual distribution may support the salary and benefits of the chair holder and/or programs related to the clinical and research efforts of the chair holder that foster diagnostic and treatment innovations, excellence in medical research and a team approach in electrophysiology on heart failure.

Should progress be made in the treatment for heart disease that diminishes the need for an electrophysiology chair position, the annual distribution may support a chair position in Cardiovascular Medicine. Should medical discoveries lead to the prevention or cure of heart disease, the chair position may be directed towards other diseases. Should the University and the Foundation find it necessary to make this revision or otherwise modify the fund's purpose, the donors shall be consulted, if possible, prior to the proposed modifications. If not possible, instead the College of Medicine and the Division may discuss appropriate alternative uses with the donors' family.

The appointment to the position shall be made by the Board of Trustees of the University, as approved by the college's dean upon recommendation of the directors of the Division and of the Center, in consultation with the chair of the Department of Internal Medicine. The activities of the holder shall be reviewed no less than every four years by the college's dean to determine compliance with the intent of the donors as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the Division's director, in consultation with the Center's director and the department chair.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the directors of the Division and the Center, the department chair and the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Bruce and Susan Edwards Sports Medicine Endowed Professorship

The Bruce and Susan Edwards Sports Medicine Professorship Fund was established January 30, 2015, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Bruce A. and Susan R. Edwards of Westerville, Ohio. The required funding level has been reached and the professorship is being established January 29, 2016.

The annual distribution from this fund shall be used for a professorship position in the OSU Sports Medicine Center (Center) supporting a nationally or internationally recognized faculty member in Sports Medicine or in Sports Health and Performance Institute to foster innovation and excellence and to enhance the academic mission of the Center. Expenditures for the research or other activities of the appointee may include, but are not limited to, equipment, technology, supplies and personnel.

Should the principal balance reach $2,000,000 for a chair position by December 31, 2019, the endowment shall be revised to the Bruce and Susan Edwards Sports Medicine Chair.

After December 31, 2019, the fund may be revised when the endowment principal balance reaches the minimum funding level required at that date for a chair position.

The professorship (or chair) holder shall be appointed by the University's Board of Trustees as recommended and approved by the dean of the College of Medicine, in consultation with the director of the Center and the senior vice president for health sciences. The activities of the professorship (or chair) holder shall be reviewed no less than every four years by the dean to determine compliance with the intent of the donors as well as the academic and research standards of the University.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Center.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of OSU Sports Medicine Center, the dean of the College of Medicine and the senior vice president for health sciences. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Wolfe Foundation Director of Athletics Fund

It is proposed that The Wolfe Foundation Director of Athletics Fund be established January 29, 2016 by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the Robert F. Wolfe and Edgar T. Wolfe Foundation.

The annual distribution from this fund shall be used exclusively in support of the Department of Athletics programming and opportunities for student athletes as determined in the sole discretion of the director of the Department of Athletics. Annual distribution shall be made available to the department annually beginning with the academic year following the receipt of the initial grant payment. Any annual distribution that is not fully used by the department during an academic year may be used in any subsequent academic year. Annual distributions may be used for scholarships and programming, staff, and travel support, but may not be used as a substitute for University provided compensation to department personnel. Nor shall the fund's annual distributions be used for capital projects or capital improvements.

If the gifted endowment principal reaches $5,000,000 by December 31, 2019, or another date mutually agreed to by the Robert F. Wolfe and Edgar T. Wolfe Foundation, The Ohio State University, and The Ohio State University Foundation, the fund shall be revised to support an endowed directorship in the Department of Athletics. The University will name the athletic director position, *The Wolfe Foundation Endowed Athletics Director*. Subsequent to the retirement of current Athletic Director, Eugene Smith, the directorship shall be named *The Wolfe Foundation -- Eugene Smith Endowed Athletics Director* in perpetuity. Should the title of the athletic director change, the naming shall extend to any successor position.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Department of Athletics or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Department of Athletics or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Dr. Edward R. Rinaldi Scholarship Fund in General Practice of Medicine

It is proposed that the Dr. Edward R. Rinaldi (BA 1926, MD 1929) Scholarship Fund in General Practice of Medicine be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with estate gifts from Mary Ann Rinaldi in memory of her husband.

The annual distribution from this fund shall provide scholarships for needy medical students enrolled in the College of Medicine who plan to enter the general practice of medicine. Allocation and selection of recipients shall be made in a manner and in such amounts as shall be determined by the college's dean, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Medicine or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Medicine or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Portman Smith Family Endowed Scholarship Fund

It is proposed that The Portman Smith Family Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Brad and Alys (BS 1983) Smith.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients shall be from Ohio or West Virginia and demonstrate academic merit and financial need. Scholarship recipients shall be selected by Student Financial Aid. It is the donors' hope to provide scholarships in amounts that will provide significant financial support to the scholarship recipients.

The scholarships are portable if the recipients change campuses, transferable if they change majors, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the students remain in good standing with the University.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

This fund is included in the Ohio Scholarship Challenge (the Challenge). Under the terms of the Challenge, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the executive director of Student Financial Aid or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Elizabeth M. Ross Cardiovascular Nursing Education and Leadership Fund

It is proposed that the Elizabeth M. Ross Cardiovascular Nursing Education and Leadership Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from the estate of Elizabeth "Libby" McKeever Ross.

Mrs. Ross was a prominent philanthropist who spent much of her life supporting the arts, education and healthcare including her founding gift for the Richard M. Ross Heart Hospital (Ross Heart Hospital) in memory of her late husband, Richard "Dick" M. Ross (BA Fine Art, 1938). Mr. Ross served as president of Ross Laboratories, founded locally in 1903 by his father and a business partner. Mrs. Ross served as honorary member of the board of the Ross Heart Hospital and gave nearly $16 million in support of heart and vascular care at Ohio State. She earned an undergraduate degree in 1940 from The Ohio State University and was recognized by her alma mater with an honorary doctorate degree in 2003 and as recipient of its John Gerlach Award for her volunteer efforts in 2005.

The annual distribution from this fund shall be used for educational advancement, leadership training and career development opportunities for nurses at the Ross Heart Hospital. Each year, one or more nurses will be designated Elizabeth Ross Nursing Fellows who will be permitted and encouraged to spend up to 30-40% of their time attending educational classes, leadership training courses and career development programs. Funds will be used to pay for the costs of these activities and to provide the Ross Heart Hospital with salary support for such Fellows. Allocation of funds, selection process, eligibility criteria and identification of recipients shall be determined by the Ross Heart Hospital's director of Nursing, its executive director and by the director of the OSU Heart & Vascular Center (Center).

If for any reason the need for the Fellowship program ceases to exist, the fund shall be used for the exclusive benefit of the Ross Heart Hospital and any alternate use shall be aligned as closely as possible with the original intent of the donor.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of Nursing, executive director of the Ross Heart Hospital and the director of the Center.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of Nursing, the executive director of the Ross Heart Hospital and the director of the Center. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Chester S. and Eva V. Gordon Fund

It is proposed that the Chester S. and Eva V. Gordon Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the estates of Chester S. and Eva V. Gordon.

The annual distribution from this fund shall be directed to research projects on the study and control of diseases, notably cancer, affecting the well-being of mankind at the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute (The James), including the OSU Comprehensive Cancer Center (CCC). Expenditures from this fund shall be approved by the chief executive officer of The James and the director of the CCC.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chief executive officer of The James and director of the CCC, or their designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the chief executive officer of The James and director of the CCC. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Wolfe Associates Inc. Endowed Professorship Fund in Canine Clinical and Comparative Medicine

It is proposed that the Wolfe Associates Inc. Endowed Professorship Fund in Canine Clinical and Comparative Medicine be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Wolfe Associates, Inc.

Until the gifted endowment principal reaches the minimum funding level required at that date for a professorship position, the annual distribution shall be reinvested in the endowment principal. When the gifted endowment principal reaches the minimum funding level required at that date for a professorship position ($1,500,000 on or before December 31, 2019), the fund name shall be revised to the *Wolfe Associates Inc. Endowed Professorship in Canine Clinical and Comparative Medicine*. Thereafter, the endowed fund's annual distribution shall be used to support an endowed professorship in the College of Veterinary Medicine (the College). The recipient must have distinguished him or herself as an eminent clinical sciences faculty member. The recipient's work is further distinguished through the incorporation of comparative medical research that advances animal and human health. Appointment to the position shall be recommended to the Provost by the college's dean and approved by the University's Board of Trustees. Activities of the Wolfe Associates Inc. Endowed Professor shall be reviewed no less than every five years by the college's dean to determine alignment with the intentions of the donor.

If the fund's gifted endowment principal reaches the minimum funding level required at that date for a chair position ($2,000,000 on or before December 31, 2019), the fund name shall be revised to the *Wolfe Associates Inc. Endowed Chair in Canine Clinical and Comparative Medicine* and the annual distribution shall be used to support an endowed chair. The selection criteria, appointment, and activities described in the above paragraph shall also apply to the chair.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Veterinary Medicine or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the

College of Veterinary Medicine or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Roger, Carol, Eric and Matthew Ober Scholarship Fund

It is proposed that the Roger, Carol, Eric and Matthew Ober Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Roger and Carol Ober.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients shall be second, third, fourth or fifth year undergraduate students enrolled in the College of Engineering who have a minimum 3.0 grade point average. Scholarships shall be used for the cost of tuition and fees. Recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Match distributions are not eligible to be reinvested in the fund's principal. Unused annual distribution cannot be reinvested in the fund's principal.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult dean of the College of Engineering or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Mary Louise Aldrige Rinderer Endowed Fund for the Prevention and Cure of Diabetes

It is proposed that the Mary Louise Aldrige Rinderer Endowed Fund for the Prevention and Cure of Diabetes be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with an estate gift from Mary L. Rinderer.

The annual distribution from this fund shall be used at the direction of the director of the Division of Endocrinology, Diabetes and Metabolism for research in the area of the prevention and cure of diabetes.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Division of Endocrinology, Diabetes and Metabolism.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Division of Endocrinology, Diabetes and Metabolism, the chair of the Department of Internal Medicine and the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Jean F. Seiberling Graduate Award in Food Engineering

It is proposed that The Jean F. Seiberling Graduate Award in Food Engineering be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dale A. Seiberling.

The annual distribution from this fund shall be awarded to at least one graduate student in food engineering with preference given to dairy engineering in the Department of Food Science and Technology, in partnership with the Department of Food, Agricultural, and Biological Engineering, within the College of Food, Agricultural, and Environmental Sciences. An award may be made to the same student in successive years or for multiple years provided the student remains in good academic standing and is progressing toward his/her degree. Recipients shall be selected by the Dale A. Seiberling Professor in Dairy and Food Engineering with approval from the chair of Food Science and Technology, and the chair of Food, Agricultural and Biological Engineering, in accordance with guidelines and procedures established by the vice president for agricultural administration and dean for the College of Food, Agricultural, and Environmental Sciences and in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the vice president for agricultural administration and dean for the College of Food, Agricultural, and Environmental Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation (if possible) with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the vice president for agricultural administration and dean for the College of Food, Agricultural, and Environmental Sciences. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Christos Yessios Endowed Professorship Fund

It is proposed that The Christos Yessios Endowed Professorship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Christos Yessios, friends, family and colleagues.

Until the gifted endowment principal reaches the minimum funding level required at that date for an endowed professorship position ($1,000,000 on or before December 31, 2019), the annual distribution shall be reinvested in the endowment principal. If the gifted endowment principal reaches the minimum funding level required at that date for an endowed professorship ($1,000,000 on or before December 31, 2019), the fund name shall be revised to The Christos Yessios Endowed Professorship. Thereafter, the annual distribution from this fund shall be used to support an endowed professorship in the Austin E. Knowlton School of Architecture whose focus is digital fabrication tools or related technology evolved from that field. Candidates will be recommended by the School's director, in consultation with the head of the Architecture Section and the dean of the College of Engineering to the Provost and approved by the University's Board of Trustees.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Austin E. Knowlton School of Architecture or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the head of the Architecture Section, in consultation with the School's director of the Austin E. Knowlton School of Architecture. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The 1968 National Championship Football Scholarship Fund

It is proposed that The 1968 National Championship Football Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from members of the 1968 National Championship football team.

The annual distribution from this fund shall supplement the grant-in-aid costs of an undergraduate student-athlete who is a member of the football team. Recipients shall be selected by the director of the Department of Athletics, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused distribution from this endowed fund shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Department of Athletics or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

John & Shirley Berry MBA Endowment Scholarship Fund

It is proposed that the John & Shirley Berry MBA Endowment Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from John W. Berry Jr. and Shirley Berry.

The annual distribution from this fund shall be used to provide scholarship support for students enrolled in the Max M. Fisher College of Business who are in the MBA program. First preference shall be given to students from Montgomery County, Ohio. If there are no candidates from Montgomery County, the scholarship may be awarded to candidates from the state of Ohio. Recipients will be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the Max M. Fisher College of Business or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the Max M. Fisher College of Business or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Tom W. Davis Men's Gymnastics Scholarship Fund

It is proposed that The Tom W. Davis Men's Gymnastics Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Tom W. Davis from Columbus, Ohio.

Ninety percent of the annual distribution from this fund shall be used to supplement the grant-in-aid costs of a student-athlete who is a member of the men's gymnastics team. Scholarship recipients will be selected by the director of the Department of Athletics, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

Ten percent of the annual distribution, as well as any distribution not used for scholarship grants, shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Department of Athletics. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The John and Annie Glenn Endowed Scholarship Fund

It is proposed that The John and Annie Glenn Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from John and Annie Glenn.

The annual distribution shall be used to award a partial scholarship in the first four years, until the endowment principal reaches $542,000 and will generate full scholarship funding. The annual distribution from this fund shall be used to provide a scholarship to a stellar, first-year student enrolled in the John Glenn College of Public Affairs majoring, minoring, or pursuing a dual degree in public affairs with preference given to candidates from the state of Ohio who demonstrate financial need. To qualify, candidates must be in the top fifteen percent of their graduating class and have an ACT composite score of at least 32 or combined SAT Critical Reading and Math score of at least 1420.

Recipients will be selected by the college's scholarship committee, in consultation with Student Financial Aid. Scholarships shall be awarded in the amount of full cost of attendance for an in-state student. Scholarships are renewable for up to eight semesters as long as recipients meet the following criteria: write a personal note to the Glenn Family detailing their experiences through the program and outlining their goals for the future, meet at least annually with the Glenn family (if requested), are involved in the John Glenn Civic Leadership Community, and maintain Honors affiliation with a grade point average of at least 3.4.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the John Glenn College of Public Affairs or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the John Glenn College of Public Affairs or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Robert S. Livesey Teaching Award Fund

It is proposed that the Robert S. Livesey Teaching Award Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts made in his honor from Navy Banvard (BS 1982), friends, family, and colleagues.

The annual distribution from this fund shall be used to provide annual awards to recognize tenure track clinical or auxiliary faculty in the Austin E. Knowlton School of Architecture from the architecture; city and regional planning; and landscape architecture sections. Qualified candidates must excel in teaching and demonstrate commitment to students beyond the classroom. Recipients shall be selected by the director of the Austin E. Knowlton School of Architecture, in consultation with the School's section heads and, as appropriate, student representatives.

Should the Austin E. Knowlton School of Architecture sections change or not exist, the award shall remain with the architecture program with the intention to similarly recognize faculty who demonstrate exceptional contributions and commitment to the program.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Knowlton School of Architecture or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Austin E. Knowlton School of Architecture or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Porterfield/Smart Endowed Scholarship Fund

It is proposed that The Porterfield/Smart Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Ralph Ira Porterfield (PhD 1972) and Susan Smart Porterfield (BS 1969 BS, MA 1971).

The annual distribution from this fund shall be used to provide scholarships. The donors' request that the scholarships are only to be given to students who are graduates of Thomas Worthington High School, Worthington, Ohio and Lima Shawnee High School, Lima, Ohio. At least two recipients shall be selected or renewed annually; one graduate of Thomas Worthington High School and one graduate of Lima Shawnee High School. Recipients must have a minimum 3.2 grade point average and have had a rigorous college preparatory curriculum. Preference shall be given to candidates who demonstrate leadership ability in one of the following: student government, athletics, music, theatre, community service, church involvement, or other extra-curricular activities and exhibit the qualities of integrity, honesty, concern for others, and a strong work ethic. Scholarship recipients shall be selected by the director of Student Financial Aid, or his/her designee.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Match distributions are not eligible to be reinvested in the fund's principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

The foundation will provide annual endowment reports to Ralph Ira Porterfield and Susan Smart Porterfield during their lifetime. After their passing, annual endowment reports should be provided to their daughters, Tera Porterfield Balog and Laura Porterfield Anna.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of Student Financial Aid or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Honorable William M. McCulloch Diversity Scholarship

It is proposed that The Honorable William M. McCulloch Diversity Scholarship be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from an anonymous donor.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients shall be outstanding students enrolled in the Michael E. Moritz College of Law. It is the desire of the donor that the scholarships be awarded with particular attention to, but not limited to, African-American students who demonstrate financial need. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

Scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the Michael E. Moritz College of Law or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Betty Pillion Nursing Endowed Scholarship Fund

It is proposed that The Betty Pillion Nursing Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from the Austin E. Knowlton Foundation.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients shall be enrolled in the College of Nursing. It is the donor’s desire that the scholarships be awarded with particular attention to, but not limited to, female students. Scholarship recipients shall be selected by the college’s scholarship committee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund’s principal.

The Ohio State University’s mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University’s costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University’s charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Nursing or his/her designee. Modifications to endowed funds shall be approved by the University’s Board of Trustees and the Foundation’s Board of Directors, in accordance with the policies of the University and Foundation.

Rick Treharne ’72 Materials Science and Engineering Endowed Scholarship Fund

It is proposed that the Rick Treharne’ 72 Materials Science and Engineering Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Richard W. Treharne III.

The annual distribution from this fund shall be used to provide merit-based scholarships. First time recipients shall be enrolled in the undergraduate program in Materials Science and Engineering in the College of Engineering. Scholarship recipients shall be selected by the college’s scholarship committee, in consultation with Student Financial Aid. It is the donor’s desire that the scholarships be awarded with particular attention to, but not limited to, United States citizens.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Engineering. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Robert E. Boyd, Jr. and Janet P. Boyd Dean's Excellence Endowment Fund

It is proposed that the Robert E. Boyd, Jr. and Janet P. Boyd Dean's Excellence Endowment Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the estates of Robert E. Boyd Jr. (BA 1950, JD 1952) and Janet P. Boyd.

The annual distribution from this fund shall be used at the discretion of the dean of the Michael E. Moritz College of Law for the betterment of the college.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the Michael E. Moritz College of Law or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the Michael E. Moritz College of Law or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Lavash Family Opportunity Scholarship Fund

It is proposed that The Lavash Family Opportunity Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Bruce (BS 1977, MS 1978) and Judy Lavash.

The annual distribution from this fund shall be used to provide scholarships to first generation student(s) with significant financial need. Recipients shall be selected by Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2019, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of Student Financial Aid. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Electrical and Computer Engineering Alumni Endowed Scholarship Fund

It is proposed that The Electrical and Computer Engineering Alumni Endowed Scholarship Fund be established January 29, 2016, with a fund transfer by the College of Engineering through the consolidation of the Electrical and Computer Engineering funds.

The annual distribution from this fund shall be used to provide one or more renewable scholarships for graduate or undergraduate students enrolled in the College of Engineering studying in the Department of Electrical and Computer Engineering. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Engineering or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University reserves the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University shall consult the dean of the College of Engineering or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees, in accordance with the policies of the University.

Madelyn Carol Fox Memorial Endowed Fund for Endometrial Cancer Research

It is proposed that the Madelyn Carol Fox Memorial Endowed Fund for Endometrial Cancer Research be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts given in memory of Madelyn Carol Fox of Dublin, Ohio from her family, friends and colleagues.

The annual distribution from this fund shall be used to support endometrial cancer research at the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute (The James), including the Ohio State's Comprehensive Cancer Center (OSUCCC). Support may be used for, but not limited to: research supplies, personnel, equipment, lab space; fellowship research awards; cost of travel to, and fees for, educational conferences or other training opportunities; and other activities required for high quality medical research. Expenditures from this fund shall be approved by the director of the Division of Gynecologic Oncology, in consultation with the chief executive officer of The James and the director of the OSUCCC.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the division director, in consultation with the chief executive officer of The James and the director of the OSUCCC.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the division director, the chief executive officer of The James and the director of the OSUCCC. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Larry L. and Vicky L. Lippert Lung Cancer Endowment Fund for Early Detection and Prevention

It is proposed that the Larry L. and Vicky L. Lippert Lung Cancer Endowment Fund for Early Detection and Prevention be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Vicky L. Lippert of Ashland, Ohio given in memory of her husband, Larry L. Lippert.

The annual distribution from this fund shall be used by the Thoracic Oncology Center (Center) at the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute (The James) for medical research on lung cancer focused on early detection and prevention. Expenditures from this fund shall be allocated and approved by the director of the Center, in consultation with the chief executive officer of The James, or their designee.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director, in consultation with the chief executive officer or their designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Center and the chief executive officer of The James. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Bernard Deutchman Memorial Endowed Scholarship Fund

It is proposed that The Bernard Deutchman Memorial Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from James L. Deutchman (BS 1971).

The annual distribution from this fund shall be used to provide a scholarship for tuition. The initial award shall be given to an undergraduate student with an interest in business who is a Veteran and who has exhausted all other Veteran's educational benefits. The candidate should be within one academic year of graduation. The recipient will be chosen by the Office of Military & Veterans Services, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2019, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Office of Military & Veterans Services or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Dr. Barbara Hanawalt Endowed Lecture Fund
for the Center of Medieval and Renaissance Studies

It is proposed that The Dr. Barbara Hanawalt Endowed Lecture Fund for the Center of Medieval and Renaissance Studies be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dr. Barbara Hanawalt.

The annual distribution from this fund shall be used to support an annual public lecture for the Center of Medieval and Renaissance Studies. Expenditures shall be approved by the center's director.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the executive dean of the College of Arts and Sciences in consultation with the director of the Center of Medieval and Renaissance Studies.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the executive dean of the College of Arts and Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Dr. Donald Alford Endowed Memorial Scholarship Fund

It is proposed that the Dr. Donald Alford (BS 1973, DVM 1976) Endowed Memorial Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Sharon Alford and friends.

The annual distribution from this fund shall provide a scholarship to fourth year students enrolled in the College of Veterinary Medicine who is pursuing a DVM degree in small animal medicine. First preference shall be given to students from southern Ohio who plan to go into general practice and who have expressed an interest and passion to serve southern Ohio and the surrounding area. Recipients shall be selected by the college's dean, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Veterinary Medicine or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Veterinary Medicine or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Lorton Family Endowed Scholarship Fund

It is proposed that The Lorton Family Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dr. Christy Lorton (MD 1982) and her children; Hillary, Holly and Alex.

The annual distribution from this fund shall be used to provide scholarship support to multiple undergraduate students with financial need. Scholarships shall be used for the cost of tuition and is renewable as long as recipients meet the selection criteria. Recipients shall be selected by Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused distribution from this endowed fund shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of Student Financial Aid. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Vance Family Scholars Fund

It is proposed that The Vance Family Scholars Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Mr. John Vance III (BA 1956) in honor of his parents, John T. Vance Jr. and Winifred Tuttle Vance, and his aunt, Ruth Vance Puccinelli (BS 1927).

The annual distribution from the fund shall be used to provide one or more scholarships for honors students who are majoring in political science or history. This scholarship may be awarded to an incoming freshman and is renewable for up to eight semesters as long as the recipient remains in the specified major and maintains enrollment in the University Honors Program. The recipient shall be selected by the director of the University Honors and Scholars Center, or his or her designee, in consultation with Student Financial Aid. The University may modify any selection criteria should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The scholarship shall be used for expenses such as the cost of tuition, room & board, books & supplies, and miscellaneous educational expenses. In any given year that the endowment distribution is not fully used for its intended purposes, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use, as nearly aligned with the original intent of the contribution as good conscience and need dictate, shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation the Boards shall seek advice from the director of the Honors and Scholars program and the Office of Student Financial Aid.

The Maxine Chapman Thomas Endowed Scholarship Fund

It is proposed that The Maxine Chapman Thomas Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from James Thomas (BS 1958).

The annual distribution from this fund shall be used to provide tuition support to one undergraduate student who is enrolled in the College of Education and Human Ecology and majoring in a discipline in the department presently known as Teaching and Learning. Recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid. The scholarship is renewable as long as the recipient meets the selection criteria and is in good standing with the University.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Education and Human Ecology or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Education and Human Ecology or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Ohio State Rocky Mountain Alumni Club Fund

It is proposed that the Ohio State Rocky Mountain Alumni Club Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from with gifts from The Ohio State Alumni Club Rocky Mountain Chapter.

The annual distribution from this fund shall be used to provide one or more scholarships to entering Ohio State freshmen who were in the top 25% of their high school class or current Ohio State undergraduate students, in good standing, that are from the states of Colorado or Wyoming. Candidates may/will be interviewed, ranked and recommended to Student Financial Aid by The Ohio State Alumni Club Rocky Mountain Chapter. Scholarship students shall be selected by the director of Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of Student Financial Aid or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of Student Financial Aid or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Sloan Schnell Memorial Scholarship Fund

It is proposed that the Sloan Schnell Memorial Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from family and friends.

The annual distribution from this fund shall be used to provide scholarship support to students who participate in the equestrian club. Candidates will be recommended by the coach of the equestrian club based on participation and skill and selected by the Office of Student Life, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Office of Student Life or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Office of Student Life or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Living Legacy Endowed Scholarship Fund

It is proposed that The Living Legacy Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from supporters of 1 Day for the KIA.

The annual distribution shall provide scholarship support for students who have been affected by a relative's (spouse, blood parent, step-parent, legal guardian, sibling, step or half-sibling) participation in the military. To qualify, candidates have been impacted by the following situations as defined by the Department of Defense with preference given in this order: 1) death in the line of duty, 2) listed Missing in Action, 3) listed as Prisoner of War, 4) death while rates as totally (100%) and permanently disabled as a result of their service, or 5) relative is rated as totally (100%) and permanently disabled as a result of their service. First considerations shall be given to undergraduate or incoming full-time students; if no candidates meet this criteria the scholarship may be given to graduate students. Candidates must demonstrate financial need and have a minimum 2.5 grade point average. Expenditures from this fund shall be approved by Student Financial Aid, in consultation with the assistant provost and director of the Office of Military & Veterans Services.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused distribution from this endowed fund shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult Student Financial Aid and the Office of Military & Veterans Services. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Don and Merry Lou Philips Endowed Scholarship Fund

It is proposed that The Don and Merry Lou Philips Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Donald and Merry Lou Philips.

The annual distribution from this fund shall be used to provide scholarship support to students attending the Marion Campus, ranked as sophomore or higher, who have expressed an interest in the STEM disciplines and have demonstrated academic achievement. Recipients will be selected by the Marion Campus Office of Admissions and Financial Aid, in consultation with Student Financial Aid.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean/director of The Ohio State University at Marion or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean/director of The Ohio State University at Marion or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Dr. and Mrs. Burton W. Job Scholarship Fund

It is proposed that The Dr. and Mrs. Burton W. Job Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dr. Burton W. (DDS 1974, MS 1977) and Mrs. Leslie Job.

The annual distribution from this fund shall be used to provide scholarships for students from Summit County, Ohio who are enrolled in the College of Dentistry and ranked as D1. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid. Scholarships are renewable for to up four years as long as the recipients maintain a 3.0 grade point average.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused distribution from this endowed fund shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the

College of Dentistry or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Sarah Ellen Ely Endowment Fund

It is proposed that The Sarah Ellen Ely Endowment Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts given in honor of her 18th birthday from her parents, Joyce Hillick Ely (MSW 1983) and John S. Ely Jr. (BS 1983).

Sarah was born on August 9, 1989 and diagnosed with Down syndrome. She had open heart surgery as an infant which left her with many health complications including the placement of a permanent tracheotomy. Despite these additional challenges Sarah has become an enthusiastic Buckeye fan and prominently displays her devotion with her extensive scarlet and gray wardrobe and intense love of all things Brutus. Upon completion of high school, she and her mother opened a quilt shop in Cleveland with a mission of employing creative talent of all abilities. There they stock a large assortment of Ohio State inspired fabric as well as completed quilts and pillowcases designed by Sarah. Her creations are often donated to local children's hospitals and international adoption ministries.

The annual distribution from this fund shall be used to support a Master's candidate in the College of Social Work whose academic study focuses on developmental disabilities or pediatric medical social work. Recipients shall be selected by the college's dean or his/her designee, in consultation with the program director of the MSW Program and Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Social Work or his/her designee, in consultation with the program director of the MSW Program.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Social Work or his/her designee, in consultation with the program director of the MSW Program. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Guess Family Endowed Scholarship Fund in Honor of Ronald Guess

It is proposed that The Guess Family Endowed Scholarship Fund in Honor of Ronald Guess be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Mark and Connie Guess.

Ronald Guess loved to farm. He was an outstanding innovator, constantly modifying equipment that made vegetable production more efficient. He was passionate about farming and loved seeing the results of his hard work at Groco Farms, a large vegetable and row crop farm located in Greene County Ohio. He was able to help other vegetable farmers improve their operations with his knowledge of production techniques, some of which he learned at The Ohio State University ATI. He also had the privilege of being on The Ohio State L.E.A.D. program, class number 5 team. Ronnie passed away in April 2014 at the age of 56 and his family would be honored to see his legacy carried on to those interested in Agriculture. His parents Mark and Connie Guess and sisters, Cathy, Martha and Teresa have chosen to honor Ronnie's passion for farming by offering a memorial scholarship to a candidate that desires a career in the field of Agriculture.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be enrolled in the College of Food, Agricultural and Environmental Sciences, working towards a two-year degree at the Agricultural Technical Institute (ATI) in Wooster, enrolled in a program that requires an internship and must have had a minimum grade point average of 3.0 from high school or their first year enrolled at ATI. First preference shall be given to students from Greene or Clinton counties in the state of Ohio. It is the donor's preference that one first-time recipient be selected every year. Scholarship recipients shall be selected by the college's dean or his/her designee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2020, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2020, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Food, Agricultural and Environmental Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Founders of the Computer Science and Engineering Department Scholarship Endowment Fund

It is proposed that the Founders of the Computer Science and Engineering Department Scholarship Endowment Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Alvin E. Stutz (BS 1972, MS 1975), alumni and friends of the Department of Computer Science and Engineering in the College of Engineering.

Fifty percent of the annual distribution from this fund shall be used to provide an annual award known as the Founders Award which shall recognize current and former faculty members, adjunct appointees, lecturers or administrators who have contributed to the founding or growth of the Department of Computer Science and Engineering. Award recipients will be selected by the department's chair. Recipients will receive a personalized award and a recognition plaque will be displayed in the department.

Fifty percent of the annual distribution from this fund shall be used to provide an annual need- and merit-based scholarship to an undergraduate in their third or fourth year who is enrolled in the College of Engineering and majoring in Computer Science and Engineering with preference given to students from Ohio. Scholarship recipients shall be selected by the department's scholarship committee, in consultation with the college and Student Financial Aid. Scholarships are renewable as long as the recipient(s) maintains a 3.0 cumulative grade point average.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Engineering or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult dean of the College of Engineering or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Gary Lee and Yvonne Gardner Newhouse Football Athletic Scholarship Fund

It is proposed that The Gary Lee and Yvonne Gardner Newhouse Football Athletic Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Gary Lee (BS 1966) and Yvonne Gardner (BS 1972) Newhouse of Powell, Ohio.

The annual distribution from this fund shall be used to supplement the grant-in-aid scholarship costs of an intercollegiate student-athlete who is pursuing an undergraduate degree with preference given to members of the football team. Scholarship recipient shall be selected by the director of athletics, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully expended, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowed funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the university's cost of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of Athletics or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Ohio State Fair Hall of Fame
Non-Livestock Junior Fair Exhibitors Scholarship Endowment Fund

It is proposed that The Ohio State Fair Hall of Fame Non-Livestock Junior Fair Exhibitors Scholarship Endowment Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the Ohio Expositions Commission and its Hall of Fame members.

The annual distribution from this fund shall be used to provide a minimum of two (2) scholarship awards to non-livestock junior fair exhibitors at the Ohio State Fair. Non-livestock junior fair exhibitors represent, but are not limited to, the following organizations: 4-H; FFA; Girl Scouts; Boy Scouts; Camp Fire USA; Family, Career & Community Leaders of America; Grange; and Technology & Engineering Education. Recipients must exhibit during the year of application and be entering The Ohio State University main campus, ATI or any of its regional campuses. Candidates shall be nominated by the Ohio State Fair Scholarship Committee and selected by the dean of the College of Food, Agricultural, and Environmental Sciences or his/her designee, and in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion will be made available to support an area of need within Ohio State Extension-4-H Youth Development as determined by the State 4-H Leader, or reinvested in the endowment principal at the discretion of the dean of the College of Food, Agricultural, and Environmental Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation (if possible) with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Food, Agricultural, and Environmental Sciences. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Clotilde Dent Bowen MD Endowed Scholarship Fund for the College of Medicine

It is proposed that The Clotilde Dent Bowen MD Endowed Scholarship Fund for the College of Medicine be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts made in honor of the life and career of the late Clotilde Dent Bowen MD from Athenia "Micki" Athans; and with additional gifts from the estate of Dr. Clotilde Dent Bowen (BA 1943, MD 1947).

Dr. Bowen, a psychiatrist, was well recognized for her many career achievements. At Ohio State, she earned a BA in Biological Science (1943) and MD (1947), becoming the first black female to earn an MD degree from Ohio State's College of Medicine. She received a commission in the US Army in 1955 becoming the first black female physician in the US Army and later became the first black female to attain the rank of Colonel. Her military awards include Bronze Star, Legion of Merit and Meritorious Service Medal. At Ohio State, she was recognized with the President's 300 Commencement Award (1987); the Distinguished Black Alumni Award, the Ohio State Student National Medical Association (1987); and Professional Achievement Award (1998).

The annual distribution from this fund shall provide need-based scholarship support for students in good standing at The Ohio State University, College of Medicine. Recipients shall be recommended by the College of Medicine Scholarship Committee, in consultation with Student Financial Aid and be approved by the dean of the College of Medicine.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Medicine or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Ruth Sonner Adams Study Abroad Scholarship Fund

It is proposed that the Ruth Sonner Adams Study Abroad Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Kevin D. Adams in honor of his mother.

Kevin Adams credits his first trip to Hong Kong with helping to focus his perspective of world trade, which in turn impacted his thought process and long term business strategy. His son had a similar experience working in Cork, Ireland for a summer internship. Kevin decided on an endowment to support study abroad in the hopes that students in the College of Food, Agricultural, and Environmental Sciences will gain international exposure and have a mind shaping "ah-ha" moment like he did, or come home with a laser focus on what they want to do with their professional life as his son did.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be pursuing a Study Abroad opportunity in the College of Food, Agricultural, and Environmental Sciences. Scholarship recipients shall be selected by the college's dean or his/her designee, in consultation with Student Financial Aid.

Scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are nonconsecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Matched distributions are not eligible to be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2019, the fund will no longer be included in the Ohio Scholarship Challenge and the annual distribution will not be matched. From that time forward, the scholarships may not be portable, transferable, and renewable.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Food, Agricultural, and Environmental Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Buchwald Family Endowed Scholarship Fund

It is proposed that The Buchwald Family Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Ariel Foundation and Ariel Corporation.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be from Knox County, Ohio or graduates of a high school in Knox County, Ohio with a minimum 2.5 grade point average. Scholarships shall be awarded to candidates who demonstrate the greatest financial need. It is the donors' intent to provide scholarships that are at least one-fourth the cost of tuition. Recipients of The KBW Scholarship are not eligible for this scholarship. Scholarship recipients shall be selected by Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2020, the University will match the annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2020, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the executive director of Student Financial Aid. Modifications to endowed funds shall be approved by the

University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Delbert "Bud" Byg Endowed Scholarship Fund

It is proposed that the Delbert "Bud" Byg (MS 1957) Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Vicky and Krishan Joshi (BAAE 1961) to honor her father's belief that individuals with international perspectives create a healthier and more peaceful world.

The annual distribution from this fund shall provide study abroad scholarships. First-time recipients shall be enrolled in the College of Food, Agricultural, and Environmental Sciences, with first preference given to candidates studying in the Department of Food, Agricultural and Biological Engineering (FABE). Should the College create a study abroad program for India, preference shall be given to students enrolled in this program. Scholarship recipients shall be selected by the college's Office of Study Abroad Scholarship Committee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses and transferable if they change major, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before July 31, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before July 31, 2019, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Food, Agricultural, and Environmental Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Betty M. Jeffrey Stroke Research and Early Detection Endowment Fund

It is proposed that the Betty M. Jeffrey Stroke Research and Early Detection Endowment Fund be established January 29, 2016, by the Board of Trustees of The Ohio State

University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Lynne M. Jeffrey of Bexley, Ohio, given in honor of her mother, Betty M. Jeffrey.

The annual distribution from this fund shall be used to enhance the Department of Neurology's telemedicine program (or its successor) on stroke disease, connecting rural hospitals or outpatient facilities remotely with the expertise provided by the Emergency Medicine and Neurology departments at The Ohio State University Wexner Medical Center. The funds shall provide support for medical research, technology, clinical and assessment education; outreach, education, post-discharge practices and follow-through care with patients and their families; and other related telestroke activities. Allocation and approval of expenditures shall be made by the chair of the Department of Neurology and/or the program director of the telemedicine program.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chair of the Department of Neurology and/or the program director of the telemedicine program.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the chair of Department of Neurology and dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Irene Ermel Jones Scholarship Fund

It is proposed that The Irene Ermel Jones Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Dr. Allan William Jones (PhD 1954).

The annual distribution from this fund shall be used for a graduate student studying counseling in the College of Education and Human Ecology. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid. It is the donor's desire that the scholarships be awarded with particular attention to, but not limited to, students from South America with first preference given to candidates from Brazil. If there are no eligible candidates from South America, the scholarship may be awarded to candidates from any county.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Education and Human Ecology or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Education and Human Ecology or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Gary G. Marconi PhD Athletic Scholarship Fund

It is proposed that The Gary G. Marconi PhD Athletic Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Gary and Linda Marconi from Indianapolis, Indiana.

The annual distribution from this fund shall supplement the grant-in-aid costs of an undergraduate student-athlete who is majoring in chemistry, physics, or mathematics. Scholarship recipients shall be selected by the director of the Department of Athletics, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the director of the Department of Athletics. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Nu Chapter Delta Sigma Pi Support Endowed Fund

It is proposed that the Nu Chapter Delta Sigma Pi Support Endowed Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Paul E. Veit and Nu Chapter Delta Sigma Pi.

The annual distribution from this fund shall be used to support programs and activities of Nu Chapter Delta Sigma Pi, a business fraternity at the Max M. Fisher College of Business. Expenditures may include equipment, supplies, space, outreach, publication, travel costs, and fees for educational conferences and training and shall be approved by the director of the college's Undergraduate Services – Leadership & Engagement office or his/her designee.

If the Nu Chapter Delta Sigma Pi ceases to exist for five consecutive years, the annual distribution shall be used as an unrestricted dean's innovation fund.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the Max M. Fisher College of Business or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the Max M. Fisher College of Business or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Ohio AgriBusiness Association Endowed Scholarship

It is proposed that the Ohio AgriBusiness Association Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from the Ohio AgriBusiness Association and solicited gifts from individuals and/or entities.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be enrolled in the College of Food, Agricultural and Environmental Sciences. It is the Donor's preference that at least four scholarships be awarded; one to a student participating in his/her first Study Abroad experience, one to a student working towards a two year degree at ATI, one to a student in any department or unit of the College with a focus on precision agriculture, and one at the discretion of the college's dean to an outstanding student who has demonstrated academic and/or extracurricular excellence. Scholarship recipients shall be selected by the college's dean or his/her designee, in consultation with Student Financial Aid. Scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before June 30, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Matched distributions are not eligible to be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before June 30, 2019, the fund will no longer be included in the Ohio Scholarship Challenge and the annual distribution will not be matched. From that time forward, the scholarships may not be portable, transferable, and renewable.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Food, Agricultural and Environmental Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Ohio Optometric Foundation Endowed Scholarship Fund

It is proposed that the Ohio Optometric Foundation Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from the Ohio Optometric Foundation.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be entering their fourth year of study in the College of Optometry, demonstrate financial need, be student members in good standing of the student optometric association, and exhibit leadership abilities. To qualify, candidates must have demonstrated past achievement and show future potential. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

Scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2019, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge and the annual distribution will not be matched. From that time forward, the scholarships will not be required to be portable, transferable, or renewable, and unused distribution can be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of

Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Optometry or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Bleznick Family Endowed Fund

It is proposed that The Bleznick Family Endowed Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Jordan Bleznick (JD 1979).

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be enrolled in the Michael E. Moritz College of Law and demonstrate financial need. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2019, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the Michael E. Moritz College of Law or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Jean Barger Rice Trust Endowed Scholarship Fund

It is proposed that The Jean Barger Rice Trust Endowed Scholarship Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from The Jean Barger Rice Trust.

The annual distribution from this fund shall be used to provide scholarships. First-time recipients must be from Fayette County, Ohio, enrolled in the College of Food, Agricultural and Environmental Sciences, and attending the Columbus campus or a regional campus including the Agricultural Technical Institute. Preference shall be given to students who have participated in 4-H. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses, transferable if they change major, and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is eligible to be included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before June 30, 2019, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before June 30, 2019, the fund will no longer be eligible to be included in the Ohio Scholarship Challenge; the annual distribution will not be matched; the scholarships will not be required to be portable, transferable, or renewable; and unused distribution can be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Food, Agricultural and Environmental Sciences or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Stanley D. and Joan H. Ross Center
for Brain Health and Performance Education Endowed Fund

It is proposed that the Stanley D. and Joan H. Ross Center for Brain Health and Performance Education Endowed Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Stanley D. Ross (BA 1962) and Joan H. Ross as part of their commitment that established the Stanley

D. and Joan H. Ross Center for Brain Health and Performance (Ross Center) in The Ohio State University Wexner Medical Center Neuroscience Institute (the Institute).

The annual distribution from this fund shall be used to provide educational and training opportunities (curriculum integration, seminars, conferences, websites and other media) on brain health and performance for healthcare professionals, students, patients and caregivers as well as for the community at large, including support for an international conference developed and hosted by the Ross Center; and as allocated by the directors of the Ross Center and the Institute. Expenditures from this fund shall be approved by the directors of the Ross Center and the Institute, in consultation with the dean of the College of Medicine.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of directors of the Ross Center and the Institute.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the directors of the Ross Center and the Institute and the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Stanley D. and Joan H. Ross Center for
Brain Health and Performance Leadership Endowed Fund

It is proposed that the Stanley D. and Joan H. Ross Center for Brain Health and Performance Leadership Endowed Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Stanley D. Ross (BA 1962) and Joan H. Ross as part of their commitment that established the Stanley D. and Joan H. Ross Center for Brain Health and Performance (Ross Center) in the Ohio State Wexner Medical Center Neuroscience Institute (the Institute).

The annual distribution from this fund shall be used to support leadership positions of the Ross Center to include its director (interim and permanent), program administrators and administrative support positions as allocated by the directors of the Ross Center and the Institute. The endowment's annual distribution funds, or portions thereof, may be allocated for designated professorship or chair position(s) to be named as above at the discretion of the directors of the Ross Center and the Institute. Expenditures from this fund shall be approved by the directors of the Ross Center and the Institute, in consultation with the dean of the College of Medicine.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of directors of the Ross Center and the Institute.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the directors of the Ross Center and the Institute and the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Stanley D. and Joan H. Ross Center for Brain Health and Performance Research Endowed Fund

It is proposed that the Stanley D. and Joan H. Ross Center for Brain Health and Performance Research Endowed Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Stanley D. Ross (BA 1962) and Joan H. Ross as part of their commitment that established the Stanley D. and Joan H. Ross Center for Brain Health and Performance (Ross Center) in The Ohio State University Wexner Medical Center Neuroscience Institute (the Institute).

The annual distribution from this fund shall be used for research (position support or seed grants) for faculty, post-doctoral fellows or graduate assistants undertaking medical research on brain health and performance as part of the Ross Center; and as allocated by the directors of the Ross Center and the Institute. The endowment's annual distribution funds, or portions thereof, may be allocated for designated post-doctoral fellowship (to be named as above) at the discretion of the directors of the Ross Center and the Institute. Expenditures from this fund shall be approved by the directors of the Ross Center and the Institute, in consultation with the dean of the College of Medicine.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the directors of the Ross Center and the Institute.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the directors of the Ross Center and the Institute and the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the

Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Eugene V. Smith Endowed Scholarship in History

It is proposed that the Eugene V. Smith Endowed Scholarship in History be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Eugene Victor Smith.

The annual distribution from this fund shall be used to provide one or more scholarships to support a history student(s) with preference for an undergraduate student(s) participating in the WWII Study Abroad program or a history student(s) with a preference for military history studies. Scholarship recipients shall be selected by the department's scholarship committee, in consultation with Student Financial Aid.

Should the WWII Study Abroad program cease to exist, distribution will provide one or more scholarships to a history student(s) in military history studies.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the chair of the Department of History or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the chair of the Department of History and the executive dean of the College of Arts and Sciences or their designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Luvern L. and Lila Carol Cunningham Governance of Education Studies Fund

It is proposed that the Luvern L. and Lila Carol Cunningham Governance of Education Studies Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Luvern L. and Lila Carol Cunningham.

The annual distribution from this fund shall be used to support students who are studying in the area of Educational Administration with tuition, research, student travel or membership in a professional organization. Expenditures from this fund shall be approved by the dean of the College of Education and Human Ecology or his/her designee. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused distribution from this endowed fund shall be reinvested in the endowment principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Education and Human Ecology or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Marilyn B. and Roger A. Friedman MD Endowment Fund

It is proposed that the Marilyn B. and Roger A. Friedman MD Endowment Fund be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Roger A. Friedman and Marilyn B. Friedman.

The annual distribution from this fund shall be for discretionary use by the dean of the College of Medicine. If the principal balance reaches the minimum required at that time, the endowment shall be revised to a restricted endowment and shall be known as the *Marilyn B. and Roger A. Friedman MD Student Endowed Scholarship Fund*. The annual distribution from this revised endowment shall provide a financial need-based scholarship to a medical student enrolled in the college with preference given to residents of Ohio. Recipients shall be selected by the college's Scholarship Committee, in consultation with the dean and Student Financial Aid.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Medicine or by his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Dr. W. Michael Hockman Endowment

It is proposed that the Dr. W. Michael Hockman Endowment be established January 29, 2016, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Dr. W. Michael (BS 1961, DVM 1966, MS 1974) and Diane (1963 Certificate of Graduate Dental Hygienist, BA 1972, MS 1974) Hockman.

The annual distribution from this fund shall be used at the discretion of the dean of the College of Veterinary Medicine.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Veterinary Medicine or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Veterinary Medicine or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Judy E. and Richard L. Smith Scholarship Fund in Occupational Therapy

The Judy E. Smith Scholarship Fund in Occupational Therapy was established June 6, 2008, by the Board of Trustees of The Ohio State University in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation with gifts from Richard Lloyd Smith, family, and friends in honor and memory of Judy E. Smith (BS 1984; MA 1993). Per a request from the Smith family, the name and description were revised on January 29, 2016.

The annual distribution of this fund shall be used to support scholarships for graduate students enrolled in the Division of Occupational Therapy (OT Division) in the School of Health and Rehabilitation Sciences (HRS). Selection of the recipients shall be made based on academic merit and financial need. It is the donors' intent that the scholarship may be renewed if the recipients maintain good academic standing during their first year of study. Scholarship recipients will be selected at the recommendation of the director of the OT Division and as approved by the director of HRS in consultation with Student Financial Aid, the dean of the College of Medicine, and the College (and/or School) Student Financial Services.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the division and school directors of OT Division and of HRS in consultation with the dean of the College of Medicine.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. Should unforeseen circumstances arise in the future so that the need for this endowment ceases to exist, then another use as nearly aligned with the original intent of the contribution as good conscience and need dictate shall be designated by the Foundation's Board of Directors and the University's Board of Trustees. In making this alternate designation, the Boards shall seek advice from a representative of the donors, should one be available, and from the directors of OT Division and of HRS and the dean of the College of Medicine.

The Supply Chain Management Endowed Scholarship Fund

The Supply Chain Management Endowed Graduate Scholarship Fund was established August 28, 2015, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Bill Gardner (BIE 1957, MBA 1968). The name and description are being revised on January 29, 2016.

The annual distribution from this fund shall be used to provide scholarships to students enrolled in the College of Engineering. To qualify, candidates must be in the Master of Science program specializing in Supply Chain Management or in the undergraduate Supply Chain Management/Logistics Track in the Department of Integrated Systems Engineering. Recipients will be selected by the department's chair, in consultation with the college's scholarship committee and Student Financial Aid. It is the donor's desire that the scholarships be awarded with particular attention to, but not limited to, United States citizens or legal residents.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

Scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. If the fund's principal balance reaches $100,000 on or before December 31, 2016, the University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Matched distributions are not eligible to be reinvested in the fund's principal.

If the fund's principal balance does not reach $100,000 on or before December 31, 2016, the fund will no longer be included in the Ohio Scholarship Challenge and the annual distribution will not be matched. From that time forward, the scholarships may not be portable, transferable, and renewable.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Engineering or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Engineering or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Fred B. Thomas M.D. Endowment Fund in Gastroenterology

The Fred B. Thomas M.D. Lectureship Endowment Fund was established on April 5, 2013, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Teresa Jean (Teri) Thomas of Dublin, Ohio given in memory of her husband, Fred B. Thomas MD (BA 1962, MD 1965). Dr. Thomas completed his residency training in Internal Medicine, including as chief resident, 1968-1969; held a fellowship in Gastroenterology, 1969-1971; and was a physician faculty member in Division of Gastroenterology (1973-2011) during which he served as division director (1974-1990; 2001-2006).The name and description were revised on January 29, 2016.

The annual distribution from this fund shall be used to support a lectureship program, to award grants for research papers for Gastroenterology fellows, and for affiliated activities in the Division of Gastroenterology, Hepatology and Nutrition in the Department of Internal Medicine. The lectureship program shall be known as the *Dr. Fred B. Thomas Lectureship in Gastroenterology.* Allocation shall be made at the recommendation of the division's director and approval by the department's chair, in consultation with the dean of the College of Medicine.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the director of the Division of Gastroenterology, Hepatology and Nutrition and the chair of the Department of Internal Medicine.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the chair of the Department of Internal Medicine and the dean of the College of Medicine. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Colonel John R. Knight Army ROTC Scholarship Fund

The Colonel John R. Knight Army ROTC Scholarship Fund was established January 31, 2014, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with a gift from Colonel John R. Knight, USA Ret., (BS 1967). The description was revised on November 6, 2015, and January 29, 2016.

The annual distribution from this fund shall be used to provide tuition and/or room and board scholarships. First-time recipients shall be enrolled in the Army ROTC program with preference given to sophomore, junior, or senior cadets. Recipients will be selected by the professor of military science and staff. The fund will be administered by the Department of Military Science, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal. The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the chair of the Department of Military Science or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Susan Pratt Munthe Fund for Latin American Studies

The Susan Pratt Munthe Fund for Latin American Studies was established June 6, 2014, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Susan Pratt Munthe (BA 1974). The fund is being revised on January 29, 2016.

The annual distribution from this fund shall be used to support the research and/or travel of a graduate student whose research interest is in Latin America. Recipients shall be selected by the chair of the Department of Spanish and Portuguese or his/her designee, in consultation with Student Financial Aid and the Center for Latin American Studies. If there are no eligible graduate students in any given year, undergraduate students with interest in Latin America may be considered for study abroad opportunities.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the executive dean of the College of Arts and Sciences.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the executive dean of the College of Arts and Sciences. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

The Melvin D. Shipp Endowed Scholarship in the College of Optometry

The Melvin D. Shipp Endowed Scholarship in the College of Optometry was established January 30, 2015, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from family, friends, and colleagues of Melvin D. Shipp. The description was revised on January 29, 2016.

The annual distribution from this fund shall provide a scholarship(s). First-time recipients must be enrolled in the College of Optometry, demonstrate current academic ability, and future potential. Scholarship recipients shall be selected by the college's scholarship committee, in consultation with Student Financial Aid.

The scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Under the Challenge, unused annual distribution cannot be reinvested in the fund's principal.

The University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

In any given year that the endowment distribution is not fully used for its intended purpose, the unused portion should be held in the distribution account to be used in subsequent years and only for the purposes of the endowment, or reinvested in the endowment principal at the discretion of the dean of the College of Optometry or his/her designee.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donors that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donors named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Optometry or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

Constance Woodward Scholarship Fund in Pediatric Nursing

The Constance Woodward Scholarship Fund in Pediatric Nursing was established August 29, 2014, by the Board of Trustees of The Ohio State University, in accordance with the guidelines approved by the Board of Directors of The Ohio State University Foundation, with gifts from Robert Woodward. The description is being revised on January 29, 2016.

The annual distribution from this fund shall provide scholarships. First-time recipients shall be graduate students enrolled in the College of Nursing who are focused on a pediatric or neonatal specialty. Candidates must demonstrate financial need. Scholarship recipients shall be selected by the dean of the College of Nursing or his/her designee, in consultation with Student Financial Aid. Scholarships are portable if the recipients change campuses; transferable if they change major; and renewable for up to eight semesters, even if the semesters are non-consecutive, as long as the student remains in good standing with the University.

The Ohio State University's mission and admissions policy supports educational diversity. The University may modify any criteria used to select scholarship recipients should the criteria be found, in whole or in part, to be contrary to federal or state law or University policy.

This fund is included in the Ohio Scholarship Challenge. The University will match annual distribution payouts in perpetuity. The transfer of matching funds will occur once annually, usually in July. Match distributions are not eligible to be reinvested in the fund's principal. Unused annual distribution cannot be reinvested in the fund's principal.

The investment and management of and expenditures from all endowment funds shall be in accordance with University policies and procedures, as approved by the Board of Trustees. As authorized by the Board of Trustees, a fee may be assessed against the endowment portfolio for the University's costs of development and fund management.

It is the desire of the donor that the endowment established herein should benefit the University in perpetuity. The University and the Foundation reserve the right to modify the purposes of this fund, however, (1) in consultation with the donor named above, or (2) if such purposes become unlawful, impracticable, impossible to achieve, or wasteful, provided that such fund shall only be used for the University's charitable purposes. In seeking such modification, the University and the Foundation shall consult the dean of the College of Nursing or his/her designee. Modifications to endowed funds shall be approved by the University's Board of Trustees and the Foundation's Board of Directors, in accordance with the policies of the University and Foundation.

APPENDIX XLIV

BACKGROUND

4. Overview: The Wexner Medical Center proposes to re-name and re-purpose the University affiliate currently named The University Home Care Services Corporation to better align with its evolving focus and business opportunities.

5. History: The University Home Care Services Corporation ("TUHCSC") is a University-affiliated entity that was formed on February 22, 1996, to provide or make available comprehensive home health care services. On June 24, 1998, TUHCSC became qualified as a tax exempt entity under Section 501(c)(3) of the Internal Revenue Code. All of the current directors of TUHCSC are officers or employees of the University. TUHCSC and the Wexner Medical Center now wish to expand the operations of the affiliate beyond home health care services, and therefore wish to re-name the entity and modify its purpose.

6. Recommendation: It is recommended that the affiliate currently named TUHCSC be renamed "Ohio State Health, Inc.", and that its stated purpose be modified to include the following:

    5. To develop an integrated network for The Ohio State University Wexner Medical Center (OSUWMC) that furthers its tripartite mission of education, research and patient care, and improves access, quality and cost of health care for residents of Ohio and beyond.

    6. To provide leadership and funding to manage OSUWMC's post-acute care network operations and any associated affiliations/relationships that provides services to our patients. Post-acute care will include but is not limited to a 24-hour call service, home care, home infusion, durable medical equipment, short and long term rehab, skilled nursing facilities, and hospice care.

    7. To provide grant funding for OSUWMC and Central Ohio community health programs that improve community health outcomes and further the Wexner Medical Center's mission to improve people's lives.

    8. To provide grant funding to OSUWMC faculty, staff and students for research and training purposes that will enhance the clinically integrated network and/or seek to improve population health.

APPENDIX XLV

Project Data Sheet for Board of Trustees Approval

680 Ackerman – Pathology Lab
OSU-160388 (CNI# 15000068)
Project Location: *Ackerman Road, 680*

- **approval requested and amount**

professional services $1.2 M

- **project budget**

professional services $1.2 M
construction w/contingency $10.1 M
total project budget $11.3 M

- **project funding**

☐ university debt
☐ development funds
☐ university funds
☒ auxiliary funds
☐ state funds

- **project schedule**

BoT professional services approval 01/16
design/bidding 2/16 – 08/16
construction 09/16 – 09/17

- **project delivery method**

☒ general contracting
☐ design/build
☐ construction manager at risk

- **planning framework**
  - project is included in the FY 2016 Capital Improvement Plan

- **project scope**
  - renovate approximately 26,800 GSF for the expansion and consolidation of the James molecular lab and University Hospitals histology/IHC clinical labs
  - project will improve compliance through standardization and consolidation of quality management plans for molecular, cytogenic, FISH testing and University Hospitals labs
  - project will include additional HVAC units and emergency power infrastructure to meet the requirements of the labs

- **approval requested**
  - approval is requested to enter into professional services contracts

---

- **project team**

  University project manager: Brendan Flaherty
  AE/design architect:

Project Data Sheet for Board of Trustees Approval

University Hospital – Replace Air Handling Units
OSU-150533 (CNI# 14000445)
Project Location: *Doan Hall, Charles Austin*

- **approval requested and amount**

professional services/construction $8.8 M

- **project budget**

professional services $0.5 M
construction w/contingency $8.3 M
total project budget $8.8 M

- **project funding**

☐ university debt
☐ development funds
☐ university funds
☒ auxiliary funds
☐ state funds

- **project schedule**

BoT professional services approval 1/16
design/bidding 2/16 – 08/16
construction 08/16 – 09/17

- **project delivery method**

☐ general contracting
☒ design/build
☐ construction manager at risk

- **planning framework**
  - project is included in the FY 2015 Capital Improvement Plan

- **project scope**
  - replacement of two air handling units and exhaust fans on the roof of Doan Hall; the units supply air for the patient rooms in the east and west halves of the building
  - the units were installed over 30 years ago and have reached the end of their useful lives; they are failing and beyond repair

- **approval requested**
  - approval is requested to enter into professional services and construction contracts

---

- **project team**

  University project manager: Mark Banta
  AE/design architect:
  Design/Builder:

Project Data Sheet for Board of Trustees Approval

Wexner Medical Center – 72 Bed Build-Out
OSU-160380 (CNI# 15000068)
Project Location: *Cancer and Critical Care Tower*

- **approval requested and amount**

professional services $5.0 M

- **project budget**

professional services $5.0 M
construction w/contingency $55.0 M
total project budget $60.0 M

- **project funding**

☐ university debt
☐ development funds
☐ university funds
☒ auxiliary funds
☐ state funds

- **project schedule**

BoT approval	01/16
design/bidding	06/16 – 01/17
construction	02/17 – 07/18

- **project delivery method**

☐ general contracting
☐ design/build
☒ construction manager at risk

- **planning framework**
  - funding for the planning and design of this project is included in the FY 2016 Capital Improvement Plan

- **project scope**
  - build out shelled space on the 10th and 12th floors
  - the project will create approximately 72 beds

- **approval requested**
  - approval is requested to enter into professional services and construction manager at risk preconstruction contracts

- **project team**

University project manager: Ragan Fallang
AE/design architect:
CM at Risk:

APPENDIX XLVI

BACKGROUND

LOCATION AND DESCRIPTION

The University is seeking the opportunity to acquire improved real property located at 5020 Bradenton Avenue, Dublin, Franklin County, Ohio, Parcel ID #273-007661. The property is zoned PCD (Planning Commerce District) and consists of approximately 1.34± acres and is improved with a 9,860± square foot, one-story building.

UNIVERSITY HISTORY OF THE PROPERTY

On August 8, 2012 The Ohio State University (OSU) for the benefit of its College of Veterinary Medicine (CVM) entered into a Lease Agreement (Lease) to lease a general office building located at 5020 Bradenton Avenue in Dublin, Ohio. The property was renovated by the landlord in 2012-2013 for the purpose of a specialized veterinary hospital at a cost of approximately $800,000 which improvements were paid by the University. The City of Dublin's Planning and Zoning Commission approved a Condition Use to permit the animal hospital in July 2012.

The Lease provided OSU with options to purchase the property based on specified terms in the Lease. CVM determined that purchasing the property is in the best interest of the CVM and the University by saving a minimum of $500,000 in lease payments over the remaining term of the lease. In addition, approximately $38,000 may be saved if a real estate tax exemption is approved. OSU exercised the purchase option at a price established in the Lease at $637,491.00.

Two MAI appraisals have been completed by Ohio Real Estate Consultants, Inc. (OREC) and Integra Realty Resources (IRR). OREC's appraisal places the market value of the property at $1,880,000 effective December 4, 2015. As of an effective date of December 3, 2015 a market value of $1,450,000 was concluded by IRR.

AUTHORIZATION AND APPROVAL

Authorization is requested to enter into a purchase agreement upon terms outlined in the Lease and upon other terms and conditions negotiated in the best interest of the university. The purchase of the property will be for the benefit of the College of Veterinary Medicine.


CRAMER CREEK CT
FRANTZ RD
DRIVEWAY
BRADENTON AVE
PARKCENTER AVE
STONEHENGE PKWY
RINGS RD
PAUL BLAZER PKWY
DUBLIN
UPPER ARLINGTON
OSU
WORTHINGTON
GAHANNA
COLUMBUS
FRANKLIN
Veterinary Medical Center at Dublin
5020 BRADENTON AVENUE
DUBLIN, OH 43017
Prepared By: The Ohio State University
Office of Planning and Real Estate
Issue Date: December 17, 2015
The Ohio State University Board of Trustees
THE OHIO STATE UNIVERSITY

APPENDIX XLVII

BACKGROUND

LOCATION AND DESCRIPTION

The University is seeking the opportunity to sell improved real property located at 456 Partridge Bend, Powell, Delaware County, Ohio, Parcel ID #319-413-04-008-000. The property consists of approximately 2.5 acres of improved land with an approximately 6,264 square foot, two-story residence.

UNIVERSITY HISTORY OF THE PROPERTY

The single family dwelling was built in 1993. In November 2011 the property was gifted to the University by Steven and Barbara Fishman to benefit the Department of Athletics' basketball program. At the time two appraisals valued the property at $850,000 and $880,000.

The University's Assistant football coach, Edmond Warinner, leased this residential property beginning April 2012 and continues to reside with his family at this location. Mr. Warinner informed Athletics recently that he will vacate the property in early February 2016. Appropriate staff with the Department of Athletics have determined there is no further purpose in retaining this property and have advised to sell the property.

AUTHORIZATION AND APPROVAL

Authorization is requested to negotiate with a prospective buyer on the property and enter into a purchase agreement with terms and conditions acceptable to the university. Other terms and conditions of a purchase agreement will be negotiated in the best interest of the university. The proceeds from the sale of the property will benefit university's Department of Athletics for its basketball program.


456 PARTRIDGE BEND
SALE PROPERTY
456 Partridge Bend
Powell, OH
OSU PROPERTY TO SELL
POWELL
DELAWARE COUNTY
FRANKLIN COUNTY
OSU AIRPORT
OSU GOLF COURSE
OSU
GAH
Prepared By: The Ohio State University
Office of Planning and Real Estate
Issue Date: December 15, 2015
The Ohio State University Board of Trustees
The Ohio State University

APPENDIX XLVIII

BACKGROUND

Topic: Rank 4 Instructional and General Fees and Non-Resident Surcharge for the College of Pharmacy and the College of Veterinary Medicine

Context: As part of semester conversion at The Ohio State University, instructional and general fees for the College of Pharmacy and the College of Veterinary Medicine were set for their lower rank students at such a level that they would pay no more for an academic year under a semester structure than they did under the quarter structure. This resulted in the instructional and general fees for two semesters to equal the instructional fee for three quarters.

However, students in their 4th year or Rank 4 attend school year round, which is more expensive under semesters than it was under quarters. Charging the semester instructional and general fees rates for Rank 4 students would have resulted in existing students paying significantly more than what they were told by the university when they enrolled. Therefore, a decision was made to protect students by calculating a different rate per semester for Rank 4 for existing students. This was intended to remain in place until all students involved in the semester conversion had graduated from the program.

Rank 4 Students

FY 2013	Instructional and General Fees Annual Cost under Quarter Rates	Instructional and General Fees Annual Cost under Semester Rates	Percentage Increase
Vet Med	$32,172.00	$41,352.00	28.5%
Pharmacy	$21,552.00	$29,388.00	36.4%

All students who were impacted by semester conversion have now completed their studies in their respective programs.

Summary of request:

- Standardize per semester rates for Rank 4 instructional fee, general fee and non-resident surcharge for the College of Pharmacy and the College of Veterinary Medicine with those costs for Ranks 1 - 3, beginning summer term 2016 (fiscal year 2017)
- Provide students with sufficient time to plan for their financial obligations for their respective programs.

College of Pharmacy

FY 2017	Summer 2016	
Number of Credit Hours	6.5 *	8
Instructional Fee	$8,450.00	$10,400.00
General Fee	$149.50	$184.00
Student Activity Fee	$25.00	$25.00
Student Union Fee	$40.63	$50.00
Recreational Fee	$82.00	$82.00
COTA Fee	$9.00	$9.00
Total (in state)	$8,756.13	$10,750.00
Non-Resident Surcharge	$8,329.75	$10,252.00
Total (out of state)	$17,085.88	$21,002.00

College of Veterinary Medicine

FY 2017	Summer 2016
Number of Credit Hours	8
Instructional Fee	$14,572.00
General Fee	$184.00
Student Activity Fee	$25.00
Student Union Fee	$50.00
Recreational Fee	$82.00
COTA Fee	$9.00
Total (in-state)	$14,922.00
Non-Resident Surcharge	$18,812.00
Total (out of state)	$33,734.00

* The Summer courseload for Rank 4 Pharmacy students will equal 6.5 credit hours.

Requested of Finance Committee: Approval of the attached resolution, which eliminates the Rank 4 instructional and general fees and non-resident surcharge for College of Pharmacy and College of Veterinary Medicine and replaces them with the respective charges for Rank 1 to Rank 3.

Background and Financial Details

Beginning with summer semester 2016, the College of Pharmacy and the College of Veterinary Medicine will be eliminating the tier structure for their Rank 4 students that was established as part of the semester conversion process. This tier was constructed to preserve the commitment given to students concerning the total cost of the program. As of the summer semester of 2016, all students that were here at the time of conversion have completed their studies. With board approval of the proposed change, the instructional fee, general fee, and non-resident surcharge per semester for Rank 4 students will be the same as those rates for Rank 1 to Rank 3 for both colleges.

The tables below reflect the difference between Ranks 1-3 and Rank 4. Please note that while we are requesting that the Rank 4 tier rates be brought in line with the Rank 1 through Rank 3 rates for both colleges, the College of Pharmacy summer course load will be at 6.5 credit hours, rather than the full time workload of eight credit hours, resulting in a lower actual charge for pharmacy students - see note below charts.

Note: The following table does not reflect any additional changes that might be proposed to start in autumn semester 2016.

College of Pharmacy
Rank 4

Instructional and General Fees

FY 2016	Summer 2015	Autumn 2015	Spring 2016	Total For Year
Number of Credit Hours	8	8	8	8
Instructional Fee	$7,404.00	$7,404.00	$7,404.00	$22,212.00
General Fee	$136.00	$136.00	$136.00	$408.00
Student Activity Fee	$25.00	$37.50	$37.50	$100.00
Student Union Fee	$50.00	$74.40	$74.40	$198.80
Recreational Fee	$82.00	$123.00	$123.00	$328.00
COTA Fee	$9.00	$13.50	$13.50	$36.00
Total	$7,706.00	$7,788.40	$7,788.40	$23,282.80

FY 2017	Summer 2016		Autumn 2016	Spring 2017	Total For Year	
Number of Credit Hours	6.5 *	8	8	8	6.5 *	8
Instructional Fee	$8,450.00	$10,400.00	$10,400.00	$10,400.00	$29,250.00	$31,200.00
General Fee	$149.50	$184.00	$184.00	$184.00	$517.50	$552.00
Student Activity Fee	$25.00	$25.00	$37.50	$37.50	$100.00	$100.00
Student Union Fee	$40.50	$50.00	$74.40	$74.40	$189.30	$198.80
Recreational Fee	$82.00	$82.00	$123.00	$123.00	$328.00	$328.00
COTA Fee	$9.00	$9.00	$13.50	$13.50	$36.00	$36.00
Total	$8,756.00	$10,750.00	$10,832.40	$10,832.40	$30,420.80	$32,414.80

Increase from FY 2016 to FY 2017						
Number of Credit Hours	6.5 *	8	8	8	6.5 *	8
Dollar Increase	$1,050.00	$3,044.00	$3,044.00	$3,044.00	$7,138.00	$9,132.00
Percentage Increase	13.6%	39.5%	39.1%	39.1%	30.7%	39.2%

Non-Resident Surcharge

FY 2016	Summer 2015	Autumn 2015	Spring 2016	Total For Year
Number of Credit Hours	8	8	8	8
Non-Resident Surcharge	$7,152.00	$7,512.00	$7,512.00	$22,176.00

FY 2017	Summer 2016		Autumn 2016	Spring 2017	Total For Year	
Number of Credit Hours	6.5 *	8	8	8	6.5 *	8
Non-Resident Surcharge	$8,329.75	$10,252.00	$10,252.00	$10,252.00	$28,833.75	$30,756.00

Increase from FY 2016 to FY 2017						
Number of Credit Hours	6.5 *	8	8	8	6.5 *	8
Dollar Increase	$1,177.75	$3,100.00	$2,740.00	$2,740.00	$6,657.75	$8,580.00
Percentage Increase	16.5%	43.3%	36.5%	36.5%	30.0%	38.7%

* The Summer courseload for Rank 4 will equal 6.5 credit hours.
The request for the BOT is to equalize the Rank 4 rates with Rank 1 to Rank 3, which are at the rate for 8 credit hours, which is full time
The chart aboves shows what the actual payment for Rank 4 students will be at 6.5 credit hours and the full time rate at 8 credit hours

Note: The following table does not reflect any additional changes that might be proposed to start in autumn semester 2016.

College of Veterinary Medicine

Rank 4

Instructional and General Fees

FY 2016	Summer 2015	Autumn 2015	Spring 2016	Total For Year
Instructional Fee	$11,008.00	$11,336.00	$11,336.00	$33,680.00
General Fee	$144.00	$144.00	$144.00	$432.00
Student Activity Fee	$25.00	$37.50	$37.50	$100.00
Student Union Fee	$50.00	$74.40	$74.40	$198.80
Recreational Fee	$82.00	$123.00	$123.00	$328.00
COTA Fee	$9.00	$13.50	$13.50	$36.00
Total	$11,318.00	$11,728.40	$11,728.40	$34,774.80

FY 2017	Summer 2016	Autumn 2016	Spring 2017	Total For Year
Instructional Fee	$14,572.00	$14,572.00	$14,572.00	$43,716.00
General Fee	$184.00	$184.00	$184.00	$552.00
Student Activity Fee	$25.00	$37.50	$37.50	$100.00
Student Union Fee	$50.00	$74.40	$74.40	$198.80
Recreational Fee	$82.00	$123.00	$123.00	$328.00
COTA Fee	$9.00	$13.50	$13.50	$36.00
Total	$14,922.00	$15,004.40	$15,004.40	$44,930.80

Increase from FY 2016 to FY 2017				
Dollar Increase	$3,604.00	$3,276.00	$3,276.00	$10,156.00
Percentage Increase	31.8%	27.9%	27.9%	29.2%

Non-Resident Surcharge

FY 2016	Summer 2015	Autumn 2015	Spring 2016	Total For Year
Non-Resident Surcharge	$13,944.00	$14,640.00	$14,640.00	$43,224.00

FY 2017	Summer 2016	Autumn 2016	Spring 2017	Total For Year
Non-Resident Surcharge	$18,812.00	$18,812.00	$18,812.00	$56,436.00

Increase from FY 2016 to FY 2017				
Dollar Increase	$4,868.00	$4,172.00	$4,172.00	$13,212.00
Percentage Increase	34.9%	28.5%	28.5%	30.6%