



June 16, 2009

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Ms. Betty J. Steffens
General Counsel
The Florida State University
211 Westcott Building
Tallahassee, Florida 32306

Dear Ms. Steffens:

The NCAA is not subject to Florida's public records laws, and is not a custodian of FSU's public records. The NCAA further maintains that its Response to Appeal of Infractions Report No. 294, which appears only on its secure website, is not a public record.

FSU has advised that it is subject to Florida's public records law, and has requested that it be permitted to comply with that law and the public records demands it has received by disclosing the Response. Therefore, the NCAA will not object to FSU's disclosure of the Response provided FSU complies with applicable federal and state privacy laws and exemptions.

This action does not waive any rights the NCAA has to object to the application of Florida's public records law to any other NCAA document in the future.

Sincerely,

A handwritten signature in blue ink, appearing to read "Naima M. Stevenson".

Naima M. Stevenson
Director of Legal Affairs/Assistant General Counsel

NMS:rmm

cc: Elsa Cole, General Counsel

National Collegiate Athletic Association

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