

MITCHELL || WILLIAMS

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August 28, 2012

VIA E-MAIL ONLY
bcate@qgtb.com

Mr. Brandon B. Cate
Quattlebaum, Grooms, Tull
& Burrow, PLLC
4100 Corporate Center Drive
Suite 310
Springdale, AR 72762

RE: *Marty Parsons*

Dear Brandon:

On behalf of Northwest Arkansas Community College (“NWACC”), I am responding to your letter of August 9, 2012. It is far from clear what you are requesting. While there are multiple references to Mr. Parsons’ “name being cleared,” you make no reference to NWACC Policy & Procedure 2-7-4(4) – the provision that applies to a name clearing hearing. You also failed to make a request for a name clearing hearing to the President within ten (10) days of Mr. Parsons’ termination, which by NWACC Policy & Procedure 2-7-4(4), means the right to a name clearing hearing has been waived. Accordingly, in the event you are requesting a name clearing hearing, the request is denied as untimely.

Notwithstanding Mr. Parsons’ waiver of a formal name clearing hearing, the President of NWACC is willing to provide Mr. Parsons with an informal audience in the Board of Trustees Conference Room on the Third Floor of Burns Hall at 7:00 am on Friday, August 31, 2012 for Mr. Parsons to make a presentation regarding his name. As in the case of NWACC Policy & Procedure 2-7-4(4), “[n]either the President nor any other official of the college shall be required to present any opposing evidence” “The President [also] will not be required to make any decision following [Mr. Parsons’ presentation]. *Id.*

The Board of Trustees will be present and convene immediately following Mr. Parsons’ presentation to consider your request for an appeal under NWACC Policy & Procedure 2-7-4(1)(D) [sic].¹

¹ Presumably you are referring to NWACC Policy & Procedure 2-7-4(3)(D).

Brandon B. Cate
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Sincerely yours,

MITCHELL, WILLIAMS, SELIG,
GATES & WOODYARD, P.L.L.C.

A handwritten signature in black ink, appearing to read "Marshall S. Ney". The signature is written in a cursive, flowing style.

By

Marshall S. Ney

MSN:cec