



Board of Governors

Administration Building, A165
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BY E-MAIL AND COURIER

June 17, 2014

Mr. John V. Carpay
Barrister and Solicitor
#253, 7620 Elbow Drive, S.W.
Calgary, Alberta, T2V 1K2

Re: Wilson, et al. Appeal to the Board of Governors

Dear Sir:

This letter is sent to you in respect of the Appeal to the Board of Governors of the University of Calgary submitted by you on behalf of Cameron Wilson, Alanna Campbell, Leah Hallman, Cristina Perri, Peter Csillag, Joanna Strezynski and John Mcleod (collectively referred to as the "Students").

The Student Discipline Appeal Committee of the Board of Governors (the "Committee") was convened following the decision of the Court of Queen's Bench that directed the University of Calgary to proceed with a hearing regarding the above-noted matter.

The Committee has met and reviewed the procedural history of this matter as well as some recent developments, as follows:

On May 5, 2010, each of the Students was sent correspondence from Ms. Meghan Houghton, (Acting) Associate Vice-Provost, Student and Enrolment Services, informing them of a finding of violation of the University's Non-Academic Misconduct Policy (the "Policy"). This letter constituted a formal written warning that failure to comply with directives of campus Security Staff in the future would result in more severe sanctions through the Policy.

On or about August 20, 2010, each of the Students was sent correspondence from Ms. Ann Tierney, Vice-Provost (Students), Chair Person of the University of Calgary Non-Academic Misconduct Appeal Board informing them that the appeal of Ms. Houghton's decision, filed on or about May 14, 2010 on their behalf by you as legal counsel, failed to establish grounds for an appeal of Ms. Houghton's decision. As such a full appeal hearing would not be convened.

On or about October 29, 2010, through you as their legal counsel, the Students appealed the decisions of both Associate Vice-Provost Houghton and Vice-Provost Tierney to the Board of Governors. Through its Chair of the Student Discipline Appeal Committee, Dr. John Hickey, on January 13, 2011 the appeal was refused as, in the view of the Chair, the record did not warrant proceeding to the second stage of appeal, the convening of the Committee for further consideration.

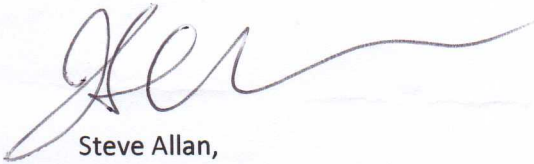
On or about April 13, 2011, the Students sought a Judicial Review to the Court of Queen's Bench, seeking to overturn Dr. Hickey's decision of January 13, 2011. On or about April 1, 2014, Madam Justice Horner ordered the Committee to convene as soon as was reasonably practical to hear the Student's appeal on the grounds raised in their submissions of October 29, 2010.

On or about June 9, 2014, through its independent counsel, the Committee informed you, as counsel to the Students, and University that it would be convening to review the history of the matter and inquired as to the availability of counsel for a specific later date.

On or about June 12, 2014, counsel to the University informed the Committee, through its independent counsel, that the University was withdrawing its opposition to the appeal and would consent to the granting of the appeal and the quashing of the decisions of May 5, 2010 and August 20, 2010 (a copy of this correspondence was provided to you). We note that the University's consent to the granting of the appeal accords with the remedy initially sought by the Students as described in their October 29, 2010 submission.

As a result, this Committee hereby grants the appeal of the Students, orders that the decisions of May 5, 2010 and August 20, 2010 be quashed and directs University Administration to remove the letter of May 5, 2010 to the Students from Ms. Meghan Houghton, (Acting) Associate Vice-Provost, Student and Enrolment Services, from the Students' files.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Steve Allan', with a long, sweeping horizontal line extending to the right.

Steve Allan,
Chair of the Board of Governors Student Discipline Appeal Committee

cc. Mr. Peter Linder, Barrister and Solicitor
Ms. Karen Jackson, University General Counsel