

Duke University
Durham
North Carolina 27708-0028

SENIOR VICE PRESIDENT
FOR PUBLIC AFFAIRS
AND GOVERNMENT RELATIONS

211 ALLEN BUILDING
BOX 90028
(919) 681-3788

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MEMORANDUM

TO: Members of the Duke University Board of Trustees

FROM: John F. Burness

SUBJ: Summary of Activities

I am pleased to provide this summary of activities involving Duke since the Trustees meeting in December. It has been an exciting three months. We began the second semester with the announcement of a \$40 million gift from The Duke Endowment for expansion and deepening of our faculty, one of the key priorities of the strategic plan, *Making a Difference*, and our annual Martin Luther King, Jr. celebration. This year's MLK events included a keynote address by veteran civil rights activist Marian Wright Edelman, president of the Children's Defense Fund. <http://news.duke.edu/2008/01/edelman.html> Shortly thereafter, we announced **Bruce** and **Martha Karsh's** \$20 million gift for international student support. At the end of the month, Duke honored one of our own with a Jubilee Celebration for James B. Duke Professor of English **Reynolds Price**. Nobel Prize-winning writer Toni Morrison, Duke alumnus and PBS television host **Charlie Rose**, and literary theorist and legal scholar Stanley Fish, a former chair of the English Department, took part in the celebratory events. http://news.duke.edu/2008/01/reynolds_price.html During the celebration weekend, **President Brodhead** announced that the university would be creating the Reynolds Price Professorship in Creative Writing with funds sponsored by the Homeland Foundation, which will give \$1.25 million, to be matched by The Duke Endowment. And that was all within the first two weeks of the semester!

We will have an opportunity to review these and other issues in this report during the upcoming Board meeting as the Trustees receive updates on the planning for campus physical expansion, the Athletics draft master plan, and the Trustees retreat.

Financial Aid

In the three months since our last meeting, Duke has received significant media coverage regarding financial aid, both as a result of our new financial aid program that eliminates parental contribution for families making less than \$60,000, and eliminates or reduces loans for students from lower- and middle- income families <http://news.duke.edu/2007/12/financialaid.html>, and the announcement that the university has received an endowment gift of \$20 million from Trustee Bruce Karsh and his wife Martha to support international undergraduate students. This latest gift brings Bruce and Martha's support for undergraduate students to some \$32 million. The new gift includes \$15 million in endowment for need-based financial aid. The balance will fund programs designed to enhance the experience of all international students at Duke and make the university an even more desirable place for outstanding applicants from around the world. The Karshes' gift has received attention within the U.S. Congress. Senator Richard Lugar, ranking member of the U.S. Senate Foreign Relations Committee, has praised it, and **Catheryn Cotten**, Director of Duke's International Office, cited it in testimony she presented last week on visa and related issues. The Karshes' generosity – and that of other donors – brings Duke's Financial Aid Initiative to \$261.3 million of its \$300 million goal by 30 December. <http://www.dukenews.duke.edu/2008/01/karsh.html> The Financial Aid Initiative extends Duke's ability to reach students of promise without regard to their family's ability to pay and reinforces Duke's commitment to accessibility, another priority of *Making a Difference*.

Duke's financial aid enhancements, and those of several other colleges and universities, have occurred within the context of congressional interest in a possible federally mandated minimum payout for university endowments. Following the mid-January release of the National Association of College and University Business Officers (NACUBO) report on endowments, U.S. Senate Finance Committee Chairman Max Baucus (D-MT) and Ranking Member Charles Grassley (R-IA) sent a letter to Duke and more than 130 other colleges with the largest endowments in the country requesting information regarding the management of endowments and student financial aid. Duke's Office of Federal Relations is collecting the information from various offices to respond to these questions. We see this request as an important opportunity to help the Congress understand the critical role endowments play in balancing both the university's long-term and short-term financial challenges. Associate Vice President of Federal Relations **Chris Simmons** and others have met with Finance Committee staff to discuss the issues involved and shared information regarding Duke's revised financial aid program. They have also met with the staff from the offices of North Carolina Senators Dole and Burr to discuss the tax issues and received their general support for Duke's position were proposed legislation to mandate a specified payout to move forward.

Development

As noted earlier, in early January Duke announced a wonderful \$40 million endowment commitment from The Duke Endowment, designed both to provide and stimulate funding for 32 new faculty positions, in part by matching gifts for full professorships. The effect of the gift has already been felt with the establishment of the previously noted professorship in honor of Reynolds Price. http://news.duke.edu/2008/02/wyckoff_price.html

Two other gifts/grants bear notice. In February we announced that Duke had received a \$14 million grant from the Lilly Endowment to establish an initiative administered by the Duke Divinity School that will help Christian leaders combine theological insight with wise business practices. <http://news.duke.edu/2008/01/lilly.html>

And, the Nasher Museum of Art has received a generous endowment gift from Board member **Nancy Nasher** and her husband David Haemisegger. The couple is giving \$1 million to the museum to endow a curatorship in the name of Nancy's late mother and father, Ray and Patsy Nasher. <http://news.duke.edu/2007/12/nasher.html>

Duke and Durham

As Duke grows as a university, we continue to stay focused on our host city and its concurrent development. In the past three months, Duke has demonstrated its commitment to the city of Durham and to the development of its citizens in a variety of ways.

Phail Wynn, our new vice president for Durham and regional affairs, landed in his new position and soon thereafter, we announced that the university is moving 300 employees of the Duke Clinical Research Institute in Duke Medicine to downtown Durham. The DCRI will lease 72,000 square feet at Durham Centre, the 14-story office building on the northern edge of the Downtown Loop, several floors of which have been mostly empty for a number of years. Again, as a priority in *Making a Difference*, Duke already has some 1,300 employees working in downtown facilities as part of a broad commitment to downtown Durham, including the American Tobacco Campus and the recently renovated former Liggett and Myers facilities at West Village II.

Duke Medicine is taking a lead role in the creation of Project Access, a new initiative to provide uninsured Durham residents with free specialized care. The program is expected to accept its first patient in July, at which time organizers say they hope to have secured about \$800,000 in funding and have a legion of doctors prepared to deliver 2,400 instances of patient services a year. Another new program, Durham Connects, will provide for Durham's youngest residents by sending public health nurses into the homes of every infant born in Durham County – some 4,000 babies annually. The goal of the collaborative research and intervention effort, led by the Duke Center for Child and Family Policy and other community partners, is to reduce community rates of child maltreatment.

Duke students continue to reach out to help those in their host community. In a new initiative called Crazies Who Care, Juniors **Anders Campbell** and **Leah Fisher**, along with sophomore **Sterling Cross**, are asking fellow students to donate \$1 each time they attend a Duke basketball game. The collected money will be split between two charities – the Emily Krzyzewski Center and the Duke Children's Hospital.

http://www.goduke.com/ViewArticle.dbml?&DB_OEM_ID=4200&ATCLID=1351263&SPID=1845&SPSID=22724

Duke Across the Globe

Duke students, staff, and faculty are also focused on helping those in need across the globe. In my last report I told you about a successful conference held at Duke in late November on the

African Healthcare Worker Shortage, co-hosted by the Duke Global Health Institute (DGHI) and the Fuqua School of Business, and co-sponsored by the Global Health Workforce Alliance in Geneva. As a result of this conference, Duke has been asked by the Alliance to lead the Secretariat of a new global Technical Working Group on the Private Sector and Human Resources for Health. **Michael Merson**, M.D., director of the Duke Global Health Institute, is chairing the Secretariat. Faculty and staff from DGHI and Fuqua will attend the First Global Forum on Human Resources for Health in Kampala, Uganda in early March, where they will organize five sessions related to this important issue.

Duke's medical students are also increasingly focused on global health challenges. Professor of Pediatrics and Infectious Diseases **Dennis Clements** has agreed to lead a project to create a third-year track in the medical school for global health. Chancellor **Victor Dzau**, Senior Vice Chancellor **Sandy Williams**, and Duke Medicine leaders have already approved \$2.25 million in funding to be spent over five years for the Global Health Residency, a program developed jointly by the Hubert-Yeargan Center for Global Health and DGHI. The program will include study toward a master's degree in the field of public health and nine months working at one of Duke's global health sites. <http://globalhealth.duke.edu/news-events/global-health-news-at-duke/globalhealth-residency>

Duke's Fuqua School of Business, Duke Corporate Education, and the Duke Islamic Studies Center were selected as the academic partner for the Jeddah Economic Forum, widely recognized as the Middle East's most influential gathering of business and government leaders. The topic of this year's Forum is "Value Creation through Alliances & Partnerships." Fuqua School Dean **Blair Sheppard** has been chosen to speak along with other notables, including Alan Greenspan, Sir Richard Branson, George Soros, Retired U.S. Army General Barry McCaffrey, and Nobel Laureate in economics Eric Maskin.

Preparing our students for leadership in a global world is a major priority for Duke. Director **Eric Mlyn** reports that DukeEngage awarded more than \$45,000 in funding to Duke faculty and staff who submitted proposals earlier in the semester to the Duke Center for Civic Engagement (DCCE). Those selected will use these funds to explore sites around the globe as potential DukeEngage programs in the coming years. Exploration sites include locales as far-reaching as South Africa, Bolivia, and The Republic of Trinidad and Tobago. <http://www.dukenews.duke.edu/2007/11/engagegrants.html>

Sustainability

The Campus Sustainability Committee, co-chaired by Executive Vice President **Tallman Trask** and Dean of the Nicholas School of the Environment and Earth Sciences **Bill Chameides**, has begun working toward meeting the steps outlined in the American College & University Presidents Climate Commitment which President Brodhead signed in July 2007 to look at reducing the global emission of greenhouse gases.

On 31 January, Duke students, faculty, and staff celebrated Focus the Nation, a national teach-in to engage millions of students and citizens with political leaders and decision makers about global warming solutions. Events associated with the teach-in included educational panels, a sustainability fair on the Plaza, and a green democracy roundtable with North Carolina elected

officials. Members of the Duke community also had the opportunity to sign a pledge to support Sustainable Duke and the campus efforts to reduce its carbon footprint. The day's events culminated with the first "Green" Blue Devil basketball game against N.C. State. At the game, the Cameron Crazies were given green t-shirts emblazoned with the Green Devil and the slogan, "Bleed Blue. Live Green." The pep band's blue and white crew shirts were swapped for green and white, and the Blue Devil mascot donned a special green cape for the occasion. <http://www.duke.edu/sustainability/2008-01-21FTN.html> Since the game was broadcast on ESPN, there was considerable discussion of the importance of sustainability and Duke's leadership role in this important area.

The Duke community has also been increasingly proactive in our response to the persisting drought. In December, the university announced that it would dedicate \$5 million for water conservation projects such as improvements to facility infrastructure and for new operational initiatives aimed at saving water. The first initiative funded by the new fund was an on-campus giveaway of 5,000 low-flow showerheads to Duke faculty, staff, and off-campus students. Other initiatives have included the installation of new water efficient washing machines in Duke residence halls, as well as 1,500 low-flow showerheads and 1,700 hand sanitizer dispensers. <http://news.duke.edu/2008/02/laundry.html>

The university also hosted two major forums on campus. The first, held at the Sanford Institute of Public Policy, brought together Durham business owners, residents, and government officials to discuss the drought and water conservation. <http://news.duke.edu/2007/12/waterusers.html> The second, held at the Sarah P. Duke Gardens Visitor Center, featured Duke experts and others who discussed the drought and global warming. <http://www.duke.edu/today/archive/oncamera.php?id=14664>

All of these efforts reflect a continuing leadership commitment on the part of the university to educate ourselves and others to the importance of a sustainable environment.

Leadership Changes

Provost **Peter Lange** will have an opportunity to update the Trustees on the search for a new dean for the Pratt School of Engineering at your upcoming meeting. Several other appointments of note have been announced in recent weeks. **Michael Schoenfeld**, vice chancellor for public affairs at Vanderbilt University, has been selected to be vice president for public affairs and government relations at Duke. He was the unanimous choice of the search committee chaired by Dean of the Divinity School **Greg Jones**. Schoenfeld, who along with his wife **Elizabeth** is a Duke alumnus (Trinity '84), has established himself as one of the genuine leaders in higher education for his exemplary stewardship of Vanderbilt's communications and advocacy programs. He will officially be on board on 1 July but expects to be at the campus regularly between now and then. With the appointment of Phail Wynn as vice president for Durham and regional affairs, the university will have two strong leaders overseeing Duke's external relations and outreach programs.

Edward Skloot, philanthropy professional and pioneer in the field of social entrepreneurship, has been appointed as the first director of the Center for Strategic Philanthropy and Civil Society at the Sanford Institute of Public Policy. The center's goals are to enhance the decision-making

and impact of America's foundations, as well as to develop philanthropic and governmental strategies to remedy critical problems in areas such as global health, energy, and the environment. Skloot's appointment continues initiatives begun by Professor of Law and Public Policy Studies **Joel Fleishman**, who will serve as faculty advisor to the new research center. <http://news.duke.edu/2008/01/skloot.html>

After a national search, Dean **Nancy Andrews** has promoted **Scott Gibson** to the position of executive vice dean for administration in the School of Medicine. Gibson, who had been serving as vice dean for administration and finance, will be responsible for the day-to-day operations of the school and its \$900 million budget.

Duke Performances Interim Director **Aaron Greenwald** was named permanent director of the office. As interim director, Aaron has booked an ambitious season, supplementing his regular budget with grants and other funding to create six series, including a tribute to late jazz great Thelonious Monk last fall and the ongoing soul music series. <http://news.duke.edu/2007/12/soul.html> Prior to assuming the interim leadership role in Duke Performances last year, Greenwald organized the successful North Carolina Festival of the Book celebration at Duke in 2006.

Awards and Honors

Professor of Mathematics and Physics **Arlie Petters**, a native of the British Commonwealth nation of Belize and one of Duke's great teachers, was recognized by Queen Elizabeth as a Member of the Most Excellent Order of the British Empire for his "services to science and education." http://news.duke.edu/2008/01/petters_award.html

Duke History Professor Emeritus **I.B. "Bill" Holley** was the recipient of an award established in his honor by the Air Force Historical Foundation. The Major General I.B. Holley Award was created to honor individuals who have made "a sustained, significant contribution to the documentation of Air Force history during a lifetime of service." The inaugural award went to Holley for his "decades of assistance, support and encouragement to military historians." <http://news.duke.edu/2008/01/holley.html>

Bruce H. Corliss, professor of earth and ocean sciences, **Larry B. Crowder**, Stephen Toth Professor of Marine Biology, and **Richard F. Kay**, professor of biological anthropology and anatomy, were selected as Fellows of the American Association for the Advancement of Science (AAAS). Members of AAAS are elevated to the rank of Fellow in recognition of research and teaching that are deemed by their peers to be scientifically or socially distinguished. <http://news.duke.edu/2007/10/AAAS2007.html>

Toril Moi, James B. Duke Professor of Literature and Romance Studies and professor of theater studies and English, was awarded the Aldo and Jeanne Scaglione Prize for Comparative Literary Studies, one of the most prestigious honors of the Modern Language Association of America. <http://news.duke.edu/2007/12/moi.html>

Robert Jackson, Nicholas Professor of Global Environment Change and professor of biology, has been elected a Fellow of the American Geophysical Union. Fewer than 0.1 percent of this

major scientific society's members are selected by their peers to become Fellows.
<http://www.nicholas.duke.edu/news/ns-rob.html>

Undergraduate Admissions

Duke has received more than 20,250 applications – the most in school history – for the approximately 1,665 places in the freshman class entering this fall. Dean of Undergraduate Admissions **Christoph Guttentag** says the applicant pool is extremely strong. Records were set among students applying to Trinity College of Arts and Sciences, students from North Carolina, international students, and Latino and Asian students. Guttentag also noted a significant increase among children of alumni. As I shared with you in my last report, this total included 1,247 applicants to the Early Decision program. We have admitted 472 of these applicants. More than 25 percent of the Early Decision admits are students of color, a new record for Early Decision. The group is almost evenly split among women and men, with 233 women and 239 men. The Early Decision class also includes 26 international students.

Associate Dean for Enrollment Services **Bertie Belvin** reports that the Graduate School expects to receive about 7,600 applications for fall 2008 matriculation in all degree programs combined, up from slightly less than 7,300 applications last year.

New Programs and Initiatives

The rising number of applications to the Graduate School may be a result of the School's many innovations to improve the academic and personal lives of our students. Dean **Jo Rae Wright** is spearheading the Graduate School's participation in Phase II of the Council of Graduate Schools PhD Completion Project. Duke's PhD completion rates are substantially above the national averages, and its median time to degree is substantially below the national average. Dean Wright and her colleagues continue to analyze graduate educational practices at Duke University in order to improve the chances of entering PhD students to complete their degrees. In order to improve the teaching experience of our graduate students, Assistant Dean **Douglas James**, Instructional Technology Specialist **Hugh Crumley**, and Director of the English for International Students Program **Maria Parker** have created a new college teaching practicum course to strengthen the pedagogical skills of PhD students. Senior Associate Dean of Graduate Programs and Associate Vice Provost **Jacqueline Looney** has led an effort to improve quality of life for graduate students. Her draft proposal for a parental accommodation policy for PhD students would help those students who start families while engaged in graduate study at Duke.

Vice President for Student Affairs **Larry Moneta** reports that in light of tragic events at campuses across the nation, and to assist all Duke students who may be experiencing difficult times, Duke is creating a dedicated position in the Dean of Students Office, which will serve as a "student case manager," primarily addressing the needs of students who have psychological and social adjustments issues through a variety of interventions, referrals, and follow-up services. The expectation is to fill this position by 1 July. In addition, Counseling & Psychological Services (CAPS) added a referral coordinator position to focus on coordination of DUHS and community provider referrals. Duke has also created a new position dedicated to providing advice and expertise about alcohol and drug abuse issues to the Duke community. On 1 August **Tom Szigethy** will assume the newly established position of associate dean of students and director of the Alcohol and Substance Abuse Prevention Center. Szigethy has distinguished

himself at the University of Connecticut in a similar position, and we look forward to his arrival at Duke.

A new Institute for Brain Sciences has been launched. The institute, an outgrowth of the university's strategic plan, provides funding to become a research incubator for Duke faculty to open new lines of inquiry, and also a hub for recruiting new faculty who may straddle multiple departments and research centers. The institute has been charged with addressing fundamental questions of brain function that will have significant impacts both in the clinic and in the realm of public policy. <http://news.duke.edu/2008/01/brain.html>

Another grand opening occurred at the Pratt School's Fitzpatrick Center. The Shared Materials Instrumentation Facility (SMIF) functions as a hands-on classroom in addition to a nanofabrication and characterization facility. The facility design and construction was led by Executive Director **Nan Jokerst**, professor of electrical and computer engineering. <http://smif.lab.duke.edu/>

Director **Hunt Willard** of the Institute for Genome Sciences & Policy reports that in collaboration with the Duke Comprehensive Cancer Center, a unique program has been established to deliver individualized treatments to cancer patients utilizing genomic profiles. The program is based on the concept that an individual patient's response to therapy is influenced by the unique characteristics of that patient's tumor. The power of the genomic information is the ability to dissect these differences and provide a match with the most appropriate therapy for that individual patient – the goal of personalized health care.

The Nasher Museum's exhibition, "Barkley L. Hendricks: Birth of the Cool," has been included in *Vogue Magazine's* "Vogue 25" cultural highlights of 2008. *The New York Times* has interviewed the artist for a story in February and a feature is forthcoming in *Artnews*. "Barkley L. Hendricks" is the second exhibition organized by **Trevor Schoonmaker**, the museum's curator of contemporary art, who has been instrumental in establishing the Nasher's leadership in the global art conversation. http://news.duke.edu/2008/01/birth_cool.html

While the Nasher Museum is thriving, its predecessor has new occupants. The campus celebrated this week the opening of the new home of several departments – African and African American Studies, Cultural Anthropology, Programs in Literature and Latino Studies, the Institute for Critical U.S. Studies, and the Duke Human Rights Center – in the old Duke Museum of Art on East Campus. The keynote address for the opening was by Professor George Lipsitz of the University of California at Santa Barbara.

Duke communicators have been busy expanding the university's web reach. Under the leadership of **Karl Bates** of the Office of News and Communications, Duke has launched the wonderful new online magazine *DukeResearch* <http://research.duke.edu/>, which I commend to you. The university has also rolled out a new website called Duke@Work. Assistant Vice President **Paul Grantham** and web administrator **Greg Whitaker** from the Office of Communication Services helped coordinate communications for the pilot and larger rollout of the site, which provides direct online access to enable our 30,000+ faculty and staff members to view and update personal information at Duke. The Office of News and Communications has

also revamped its main news website www.dukenews.duke.edu to better serve the news media, the Duke community, and the public. It is the latest in a series of changes under Associate Vice President **David Jarmul**'s leadership in how the university communicates with employees, Durham residents, and others who explore the university online. http://www.dukenews.duke.edu/2007/12/onc_site.html

Scholarship and Research

A study released in the latest edition of *Nature* focuses on another type of communication. Postdoctoral Associate in Neurobiology **Jonathan Prather**, Associate Professor of Neurobiology **Richard Mooney**, Dean of Undergraduate Education and Professor of Biology **Stephen Nowicki**, and Associate in Research in Biology **Susan Peters** analyzed how the brains of songbirds respond to singing patterns in order to learn more about how humans learn to communicate with each other. The study reveals that individual cells in the brain display remarkably similar patterns of activity whether a sound associated with communication is being heard or produced. The study was supported by the National Institute of Deafness and Other Communication Disorders and the National Science Foundation. <http://www.dukemednews.org/news/article.php?id=10215>

Another of our animal friends has received significant attention in a well-received study from Duke scientists. In an experiment led by Professor of Neurobiology and Psychology and Neuroscience **Miguel Nicolelis**, a monkey located in a Duke lab in Durham used her brain power to make a humanoid robot walk on a treadmill in Kyoto, Japan. It was the first time that brain signals had been used to make a robot walk and is an important “step” toward a brain machine interface that might permit paralyzed people to walk by directing devices with their thoughts. <http://www.duke.edu/today/archive/oncamera.php?id=14753> Nicolelis's work has been principally funded by DARPA in the Department of Defense.

Russell M. Robinson II Professor of Law and Professor of Psychology **Neil Vidmar** has published *American Juries: The Verdict*, co-authored with Professor Valerie Hans of Cornell University Law School. Having conducted empirical research on jury behavior for more than three decades, their book traces the evolution of the American jury system and explores how civil and criminal juries operate when faced with specific types of cases and testimony, and how they reach verdicts and make awards. <http://www.law.duke.edu/news/story?id=964&u=2>

Fuqua Professor **Dan Ariely**'s new book, *Predictably Irrational: The Hidden Forces That Shape Our Decisions*, is due to be released this week. The work, in which Ariely uses a series of experiments to refute the common assumption that humans behave in fundamentally rational ways, has already received substantial media attention. www.predictablyirrational.com Duke Research has a fascinating video interview with Ariely. http://research.duke.edu/predictably_irrational/

A discovery that may sound irrational has “appeared” in a Duke University lab. Contrary to earlier predictions, Duke engineers have found that a three-dimensional sound cloak is possible, at least in theory. The team, led by electrical engineering associate professor **Steven Cummer**, found that such an acoustic veil would do for sound what the “invisibility cloak” previously demonstrated by the research team does for microwaves – allowing sound waves to travel

seamlessly around it and emerge on the other side without distortion. As in the case of the microwave cloak, the properties required for a sound cloak are not found among materials in nature and would require the development of artificial, composite metamaterials. This research was published in *Physical Review Letters* on 11 January.

<http://news.duke.edu/2008/01/3dsoundcloak1.html>

Duke researchers are employing another kind of sound to assist in the diagnosis of cancer. Using a high-energy form of ultrasound imaging developed by James L. and Elizabeth M. Vincent Professor of Biomedical Engineering **Gregg Trahey** and Assistant Professor **Kathy Nightingale** produces pictures of liver tumors that are better than those made with traditional ultrasound, according to results of a clinical study. The study suggests that the imaging method known as Acoustic Radiation Force Impulse (ARFI) ultrasound might offer a new tool for screening patients at increased risk for liver cancers. The researchers reported their findings 7 January in the journal *Physics in Medicine and Biology*. The work was funded by the National Institutes of Health with system support from Siemens Medical Solutions.

<http://www.pratt.duke.edu/news/?id=1055>

Government Relations

Duke is committed to bring the knowledge generated at the campus to serve the broader society, so it is not surprising that Duke professors spend significant time applying their expertise to assist in governmental policy making. In December **James Cox**, Brainerd Currie Professor of Law, testified before the U.S. Department of Treasury Advisory Committee on the Auditing Profession. Cox discussed the sustainability of the accounting profession in the face of potentially catastrophic liability exposure.

As noted earlier, Catheryn Cotten of Duke's International Office testified before the House Committee on Science and Technology in February. In her testimony, Cotten identified a number of steps the government could take to improve the process by which foreign scholars gain access to education and positions in the United States.

Provost Lange and Executive Vice Provost **James Roberts** traveled to Washington in December to discuss issues related to affordability/access and defense research. While in DC, they met with Congressman Tim Bishop (D-NY), staff from the offices of Senators Richard Burr (R-NC) and Ted Kennedy (D-MA), and Pentagon officials in charge of the defense research portfolio. Fuqua School Dean Sheppard spent a day in DC as well, meeting with Senators Richard Lugar (R-IN), Sam Brownback (R-KS), and Burr, as well as a number of Duke alums, to discuss several of the new ventures underway at Fuqua.

Congress finalized its appropriations work in late December and the news was not good for research universities. Although the outlook looked promising early in the year for several of Duke's funding priorities, including increased investment in basic science research and student aid, the showdown between Congress and the President over spending limits resulted only in inflationary increases, at best, for many agencies on which our faculty and students depend for support.

While we are still assessing the impact of the FY 08 budget on Duke we are also evaluating the Administration's FY 09 budget, which was just released. The news is mixed for universities. The request recommends substantial increases for several research agencies, including the National Science Foundation, the Department of Energy's Office of Science and the Department of Defense basic research accounts. However, it also calls for nearly flat funding for many education and student aid programs as well as the National Institutes of Health. We are particularly concerned by the continued slowed pace of investment in the biomedical field and will work with our congressional delegation to promote critical increases at NIH and basic research programs across all agencies.

President Brodhead spent two days last week in Washington meeting with Congressional and Administration leaders in efforts to secure increased funding for basic science research. He met with Secretary of Energy Samuel W. Bodman as part of a presidential group that also included Norm Augustine, the former CEO of Martin Marietta and chair of the National Academies committee that wrote the 2005 report, *Rising Above the Storm: Energizing and Employing America for a Brighter Economic Future*. President Brodhead also met with the chairman of the House Appropriations Committee David Obey and several members of the North Carolina delegation, including Congressmen David Price, Walter Jones, and Heath Shuler; and, with Congressman Lamar Smith of Texas, a leader in patent and intellectual property issues. He also had an opportunity for a chance visit with Secretary of Education Margaret Spellings and U.S. Senator Richard Burr. This round of meetings is the latest evidence of President Brodhead's leadership within the higher education community in efforts to engage key members of Congress on issues of importance to universities and the nation.

Despite considerable focus on tax issues involving colleges and universities this year, neither the Senate nor the House passed legislation that will affect our operation in this arena in the short-term. Fortunately, there was no legislation introduced which would dictate a minimum payout or excise tax on university endowments, as some had feared. Unfortunately, lack of action on unfinished items included a failure to extend provisions important to higher education such as the IRA charitable rollover and the tuition tax deduction. We will be working hard to extend some of these key provisions, retroactive to 1 January, in the next few months.

It now appears that the reauthorization of the Higher Education Act (HEA) will become law early this spring. A number of Duke officials assisted the Office of Federal Relations in providing excellent feedback and ideas to members of the House and Senate that helped avoid a number of problematic provisions in earlier versions of the legislation. Duke was instrumental in the retention of the School as Lender program in the House bill and active in the debate regarding learning outcomes in the area of institutional accreditation. At one point it appeared that determining such outcomes would be taken away from the discretion of the trustees of colleges and universities and given to the accreditors and the federal government, in effect, creating for the first time, federal control over a wide range of curricular and related issues. Fortunately, the final HEA bill omitted such provisions.

Last year, President Brodhead urged the North Carolina delegation to vote against the House version of the HEA because of problematic language regarding price controls, transfer of credit,

and intellectual diversity. We are pleased that all of those items are absent from both the Senate and House versions of the bill.

Finally, while in Washington, President Brodhead joined Executive Director of Alumni Affairs **Sterly Wilder**, leaders of the Duke Club of Washington, and several happy children at the dedication of a reading room at the Dorothy Height Community Public Charter School.

<http://news.duke.edu/2008/02/pie.html> The Reading Room was developed by the Program in Education of the Duke Club of Washington, which has an exemplary record of community service. http://www.dukealumni.com/___page/10156777.100.0.aspx

Controversial Performance

I previously shared with the Trustees background information on the controversial performance on 3 February of the Sex Workers' Art Show. The program was sponsored by a number of students groups concerned with human sexuality, as well as by Duke Student Health and other groups. After an initial flurry of criticism by people who felt Duke should have exercised prior restraint and censorship by not permitting the program, the issue seems to be dying down. I learned this week that prior to the performance, Counsel's office had reviewed the N.C. obscenity statutes and determined that the show, while distasteful and vulgar to some, did not meet the obscenity threshold. On 9 February, *The Washington Post* profiled the show <http://www.washingtonpost.com/wp-dyn/content/article/2008/02/08/AR2008020803509.html>, and today's *Chronicle* contains a column by **Martha Brucato** <http://media.www.dukechronicle.com/media/storage/paper884/news/2008/02/19/Columns/Returning.Meaning.To.The.Sex.Workers.Art.Show-3219009.shtml>, one of the Duke students who organized the show, each of which gives a somewhat less heated perspective on the program than has appeared elsewhere. One of the realities of life at a great university is that controversy is fairly common. Duke has a long and proud tradition of opposing censorship even when, as in this case, some people may find an "artistic" performance to be objectionable.

Athletics

Considerable work has been done on the Athletics Master Plan over the past few months, and Director of Athletics **Joe Alleva** will share the latest iteration of the draft report with the Trustees at your upcoming meeting.

New football coach **David Cutcliffe**, who led Ole Miss to four bowl games in six seasons and mentored Super Bowl-winning quarterbacks Eli and Peyton Manning, has assembled a stellar staff, and his first recruiting class includes some blue chip athletes. For the first time in years, there is palpable excitement and enthusiasm around Duke football among students, faculty, staff, and alumni.

John Kerr is returning to Duke to serve as the school's sixth head men's soccer coach. Kerr, who was inducted into the Duke Sports Hall of Fame in 2004, replaces **John Rennie**, who compiled a 410-161-34 record in 29 seasons at the helm of the Blue Devil program. Kerr, a 1987 graduate of Duke who captained the Blue Devils to the 1986 national championship, returns to his alma mater following nine seasons as the head coach at Harvard.

http://www.goduke.com/ViewArticle.dbml?&DB_OEM_ID=4200&ATCLID=1353942&SPID=1833&SPSID=22445

Several Duke teams are nationally ranked – women’s golf, men’s lacrosse, men’s basketball, women’s lacrosse, women’s basketball, men’s golf, men’s tennis, and women’s tennis. The university also ranked 20th in the Final Fall Sports Academy Directors’ Cup standings, which measure a school’s all-around success in athletics. Duke was the fourth-highest private school in the current ranking. If history is a precedent, given Duke’s strength in spring sports, we expect that Duke will move up on the Directors’ Cup standings by the end of the spring season. Men’s basketball coach **Mike Krzyzewski** was named the USA Basketball Coach of the Year for the second consecutive year. This past summer, he led Team USA to a 10-0 record and a gold medal in the FIBA Americas Championship. The Michael W. Krzyzewski Center – Dedicated to Athletic and Academic Excellence was formally opened in early February. Several members of Duke Athletics’ academic staff have already been using the facility, which will house the new Academic Center and provide improved practice/weight training/video facilities for the men’s and women’s basketball teams.

In January the Blue Devils honored former National Player of the Year **Lindsey Harding** by retiring her No. 10 jersey, making Harding only the second Duke women’s player – after **Alana Beard** – to have her jersey retired.

Duke student-athletes, coaches and staff continue to be involved in the community. Former Duke basketball player and All-American **Chris Carrawell** has been named Athletics Outreach Coordinator to help oversee the range of community engagement programs sponsored by Athletics. Over the holidays, the Student-Athletes Advisory Council raised more than \$1,200 to help Durham families. The women’s basketball team donated money for gifts to the Agape Corner Group Home. The field hockey team and women’s basketball team visited the Durham Soup Kitchen, and many athletes and Athletic Department employees helped with a Habitat for Humanity project. On a day-to-day basis, student-athletes from nearly every Duke Athletics team participate in the Verizon Read with the Blue Devils program, where Duke student athletes visit local public schools and encourage children to read.

To recognize the excellent service to society performed by Duke athletes, the university has nominated its Top Six for Service award candidates to the Atlantic Coast Conference. The baseball, volleyball, field hockey, and women’s soccer teams were collectively nominated for their work in the community. Individually, **Anna Farias-Eisner** (cross country) and **Lauren Gonzalez** (diving) were nominated as well. The Top Six for Service Award is presented annually to teams or individuals who demonstrate dedication to community service and outreach programs. Additionally, for her work with minorities conducting free swimming clinics, Gonzalez was nominated by campus leaders Senior Associate Dean Looney and Director of Community Engagement **Sam Miglarese** for the **Samuel DuBois Cook Society Award**. She will be a recipient of the honor that is presented annually to “one or more members of the Duke Community who have reflected in their work or their academic pursuits the objectives to which Dr. Cook dedicated his professional life, to ‘translate the promise and potential of African Americans into fulfillment and actuality, and to seek to improve relations among persons of all backgrounds.’” The Cook Society has its annual meeting tonight, and it will be wonderful to welcome Sam and Sylvia back to the campus.

Memorials

The campus has been saddened by the deaths of two students in recent weeks. **Abhijit Mahato**, 29, a PhD engineering candidate from India, was shot during a robbery in his apartment several blocks from the campus in mid-January. The robber has been captured by Durham Police. Mahato, originally from Tatangar, India, was studying for an engineering doctorate degree focused on computational mechanics at Duke's Pratt School of Engineering. He was in his second year and was known among his classmates and friends as an exceptionally warm and talented young man. The Duke community participated in a memorial service for Mahato at the Duke Chapel, and President Brodhead was among participants at a moving service by the Indian community in Cary.

Last week Trinity third-year student **Aalok Modi** died suddenly after collapsing following an intramural basketball game. Modi was well known at Duke for his work on global health – he co-chaired the student global health society – and had planned to work in India this summer. Some 250 members of the university community participated in a candlelight vigil in front of Duke Chapel on Friday to celebrate his life. The campus community mourns the loss of these two bright, engaging, and committed students, and the senseless loss of five students' lives in the tragic shootings at Northern Illinois University.

Finally, I would like to alert you to the latest collaborative party between the Libraries and Duke students. You'll recall that last year's student-sponsored events in the Library, in which many Trustees participated, was a spectacular success. Our students have intentionally scheduled their 29 February party to coincide with the Trustees meeting. The party's theme is *Latin Chic*. It's been planned by students from Mi Gente, Duke's Latino Student Association. I'm confident it will be great fun.

As always, I hope you find this report of selected highlights of the past few months to be useful. Please let me know if you have any questions or want information about any of the items in this report.