

**Meeting of the
University of Medicine and Dentistry of New Jersey
Board of Trustees
PUBLIC SESSION
Tuesday, January 15, 2008**

Board Room
Stanley S. Bergen Building
65 Bergen Street
Newark, New Jersey

Present-UMDNJ Board of Trustees: Robert Del Tufo, Esq.; Kevin Barry, M.D.; James Broach, Ph.D.; Mary Ann Christopher, RN, MSN, FAAN; Michael Critchley, Esq.; Mary Sue Henifin, J.D., M.P.H; Bradford Hildebrandt; Milton Hollar-Gregory, Esq.; Heather Howard, J.D.; John Hoffman, Esq.; Robert J. Maro, M.D.; Jonathan Orenstein, D.M.D.(via telephone); Eric Pennington, Esq.; Oliver Quinn, Esq; Harold Shapiro, Ph.D.;

Present: William F. Owen, M.D.

Excused: Kevin Covert, Esq.; Anita Spivey, Esq.; and Anthony Terracciano

Minutes

Mr. Del Tufo read from the Open Public Meetings Act:

“The notice requirements provided for in the Open Public Meetings Law have been satisfied. Notice of this meeting was properly given in the Annual Notice which was transmitted to the Secretary of State. Notice of this meeting was also sent to various newspapers in the State and posted throughout the University.”

Mr. Del Tufo placed on record that the reappointments of the Ms. Christopher, Mr. Hoffman, and Dr. Shapiro have been confirmed.

Mr. Del Tufo stated that he will review the composition of the Committees in order to assign new Board members a role.

Approval of Minutes

- The Board unanimously approved the Public Session minutes of its December 13 (Special) and December 18, 2007 meetings.

Chair's Report, provided by Mr. Del Tufo

Mr. Del Tufo addressed the Board regarding the University's remedial progress and its decision to end the DPA and Federal monitorship. Mr. Del Tufo stated the following:

"We have reached another milestone. The remedial progress made by UMDNJ has enabled the United States Attorney and the federal Monitor to end the federal monitorship as of December 31, 2007 and to return full responsibility for governance of this Institution to the Board of Trustees. On the occasion of this positive development, I would like to make some brief remarks.

First, I thank you all for your hard work and dedication, both at the Board and Committee levels. I also thank our talented and dedicated faculty, staff and administrative leadership for continuing to serve so faithfully and effectively during the period of travail and to maintain the excellence which characterizes UMDNJ. You, the members of the Board, and the greater UMDNJ family have made this possible. I also wish to thank the United States Attorney, the Monitor and his staff, and the Monitor's investigators -- Sobel and Company -- for their assistance in rehabilitating UMDNJ and in returning full governance to this Board. Working in tandem with the Board and staff, the Monitor's advice and services were of extraordinary value in achieving this goal.

These accomplishments notwithstanding, our work is far from done. We obviously must maintain the reforms and benefits which have been achieved. But we must also address key academic, financial and other matters that, due to the need to prioritize tasks over the past 2 years, could not be given full attention. Together with Dr. Owen and his staff, the Board shall now formulate a new prioritized agenda for action.

Initially, I wish to correct an inaccuracy in recent news articles and editorial comment about the Monitor's Report and the supervision of investigations at UMDNJ. These media accounts, mostly announcing the end of the monitorship, claimed that in his final Report the Monitor had questioned UMDNJ's capacity to conduct internal investigations. This is not factually accurate. There is nothing in the Monitor's Report to this effect. Indeed, the Monitor's Report is expressly to the contrary. The Monitor said that investigations have been well provided for by UMDNJ until a new chief Ethics and Compliance Officer is found and hired. The Monitor said:

"UMDNJ has undertaken steps to rectify these concerns [about compliance and conducting investigations]. They have put an experienced investigator in place to oversee the Compliance Office's investigation team. James Rowan, a current UMDNJ employee, who was integral in assisting the Monitor design the Compliance Office in 2006, and who has extensive experience in investigative matters, is now supervising Compliance investigations. We believe that this supervision along with Board oversight of the investigative process will provide sufficient resources and expertise to address any

shortcomings until a new Chief Ethics and Compliance Officer is hired."

It is noteworthy to add that we have hired the Monitor's forensic investigative and accounting staff -- Sobel & Company -- to stay on and to continue their investigative work with us. This means that pending investigations of matters turned over to us by the Monitor shall proceed seamlessly without missing a beat.

The Monitor made positive statements about UMDNJ in his final Report. I shall not take your time to note them all. But here is a representative sampling:

"It is the conclusion of both the Monitor and the United States Attorney, in consultation with the UMDNJ Board of Trustees that UMDNJ is not an institution that requires continued federal oversight by a Monitor." (p. 1)

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"We are gratified to report that UMDNJ is a much-changed institution. The changes at UMDNJ -- though still in progress in many respects -- are noteworthy. From the top down, UMDNJ has undergone major personnel, policy, and cultural changes." (p. 1)

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"The Board of Trustees -- numbering six at the inception of the Monitorship -- is now a robust 18 members strong. The membership includes a mix of experienced leaders from educational, medical, business, legal, and financial disciplines. The Governor, Speaker of the General Assembly, and the Senate President have taken care to appoint strong members to the Board. The historical use of the UMDNJ Board as a prominent political patronage position has subsided. The Board makes use of its members' expertise and oversees operations with a new and involving Committee structure.

The administrative leadership has undergone a significant overhaul as well. The new President of UMDNJ is a strong, determined leader committed to continue the changes that have begun in the past two years." (p. 2)

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"We will reiterate, one last time, something that we have stated in previous reports - it should be clear to the thousands of hard working employees of UMDNJ, to the thousands of dedicated health professionals who serve our most vulnerable populations, and to the hundreds of students of UMDNJ, that they