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universities and special schools**

University of Iowa  
Iowa State University  
University of Northern Iowa  
Iowa School for the Deaf  
Iowa Braille and Sight Saving School  
Lakeside Lab Regents Resource Center  
Quad-Cities Graduate Center  
Southwest Iowa Regents Resource Center  
Tri-State Graduate Center



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May 9, 2011

Mr. Cliff Missen  
1405 McKinley Place  
Iowa City, IA 52242

Dear Mr. Missen:

Your request to be placed on the Board of Regents' agenda for its June 8 meeting has been received. According to Board of Regents Policy 2.07, your request is denied.

The Board of Regents Policy addressing presentations to the Board is as follows:

**2.07 Presentations to and Hearings Before Board**

- A. Any person may request to make a written or oral presentation to the Board. All such requests must be in writing and state the specific subject to be discussed and the reasons why a personal appearance is necessary. The Executive Director will determine, in his/her discretion, whether a request is to be granted and whether such a request for oral presentation is relevant to the business before the Board. Requests for hearing must be accompanied by any supporting documentation that the petitioner wishes the Board to consider. If a request is granted, fifteen copies of each document to be considered must be submitted to the Board Office at least seven days prior to the Board meeting.
1. Students, faculty, and other employees of Regent institutions must route their requests through the head of the institution concerned. The institutional head will forward the request, with comments, to the executive director of the Board. The Executive Director of the Board will in his/her discretion grant or deny the request.
  2. All other persons may make requests by written petition directly to the executive director of the Board. The executive director shall cause the subject matter of the petition to be investigated and make a determination as to its appropriateness for Board consideration.
- B. If the Executive Director grants a request, it shall be conducted in the manner prescribed by the Executive Director.

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Your request to be reimbursed for out-of-pocket and future anticipated expenses is being addressed through the Iowa Code Chapter 669 tort claim process. In July, 2010, you filed a tort claim with the State Appeal Board seeking \$49,400 in damages. The claim was investigated by the University of Iowa, and the Attorney General's Office is currently in negotiations with you to settle the claim at the tort claim stage. Please note that more than six months have passed since the filing of the claim. This enables you to file in District Court at any time.

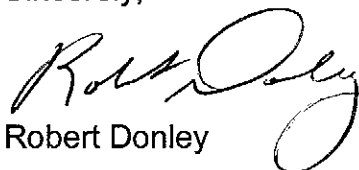
The University, with the assistance of Heritage Property Management, Inc., is responsible for requesting third party inspections of its property and does so as needed. The University of Iowa diligently worked with you to address your concerns about the mold in the home at 219 Melrose Court, including numerous remediation efforts and offers of alternative living arrangements which you declined.

According to the University, you requested approval to move into the property immediately after the University's purchase in October 2007, leaving virtually no time for the University to evaluate or service the facility. You then lived in the house during one of the wettest periods in Iowa history culminating with the record flood levels of 2008.

The University, since 2009, has implemented a process whereby a Phase I inspection is conducted on the property prior to purchase. In addition, an environmental audit is conducted on all properties prior to rental and includes an inspection for asbestos, lead, mold/indoor air quality and radon. A copy of the property inspection documents is attached.

Please just let me know if you have any questions or need additional information.

Sincerely,



Robert Donley

Attachment – property inspection document