

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA
OFFICE OF THE GENERAL COUNSEL



1111 Franklin Street, 8th Floor • Oakland, California 94607-5200 • (510) 987-9800 • FAX (510) 987-9757

Charles F. Robinson
VICE PRESIDENT AND GENERAL COUNSEL

Writer's direct line: (510) 987-9742
E-mail: mary.macdonald@ucop.edu

VIA EMAIL

Mary Mulvey Jacobson
ACHEMMIC Public Relations

Re: Inclusion of Name of UCLA Professor as a Co-Author of a 2003 U.S. Chamber of
Commerce Report

Dear Ms. Jacobson:

I have been asked to reply to your May 15, 2010, letter to University of California Regent Russell Gould and President Mark Yudof in which you express concern about the University's being an implied signatory to a 2003 U.S. Chamber of Commerce report about mold. You disagree with the findings of the report, which apparently have been used in a lawsuit. One of the authors is identified as a UCLA professor.

The University of California protects its name vigorously, and appreciates being informed of misuses of its name. California Education Code section 92000 prohibits the use of the University's name in a way that implies endorsement of goods or services or an affiliation that does not exist. The Code, however, specifically allows persons to identify their present or past relationship with the University when stating their qualifications and experience. The Code section provides in pertinent part:

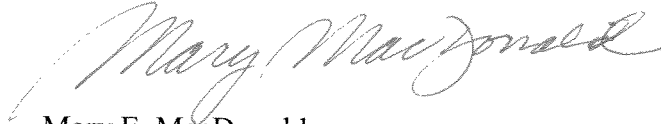
“(b) Nothing in this section shall interfere with or restrict the right of any person to make a true and accurate statement of his or her present or former relationship or connection with, his or her employment by, or his or her enrollment in, the University of California in the course of stating his or her experience or qualifications for any academic, governmental, business, or professional credit or enrollment, or in connection with any academic, governmental, professional, or other employment whatsoever.”

Further, faculty at the University of California and other institutions routinely engage in research and writing that, when published, identify the institution with which they are affiliated. Faculty throughout the United States enjoy academic freedom to reach their own conclusions and publish in publications of their choice. Neither the University of California nor other U.S. higher education institutions engages in preapproval, monitoring, or censorship of such writings.

Mary Mulvey Jacobson
June 1, 2010
Page 2

Accordingly, the University would not ask the professor to remove his name from the Chamber of Commerce report, and there is nothing improper in his having listed his affiliation with UCLA in this specific manner.

Sincerely,

A handwritten signature in cursive script, reading "Mary E. MacDonald". The signature is written in dark ink and is positioned above the printed name and title.

Mary E. MacDonald
Senior Counsel

cc: R. Gould
M. Yudof
D. Griffiths