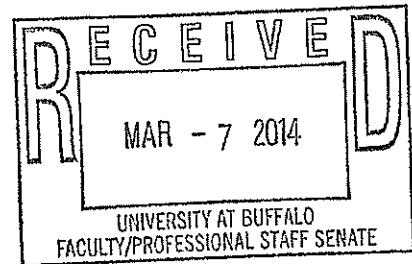




University at Buffalo
The State University of New York

Office of the President

March 5, 2014



Professor Ezra Zubrow
Chair, Faculty Senate
University at Buffalo
543 Capen Hall
North Campus

Dear Professor Zubrow:

Thank you for your letter of February 5, 2014 regarding the Faculty Senate resolution concerning the University at Buffalo Foundation and the Freedom of Information Law.

As requested, I have considered this resolution carefully, and I would like to take this opportunity to share with you my thoughts regarding this matter.

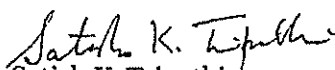
The resolution asks that "the President and administration of the University at Buffalo make available the budget of UBF and its associated foundations as if it were subject to FOIL." As a not-for-profit 501(c)(3) corporation, the University at Buffalo Foundation, Inc. is outside of my purview as University at Buffalo President. Neither I as President, nor the University at Buffalo as an institution, have the legal authority to make available any records held by the UB Foundation as a private corporation.

Please note, however, that acting of its own accord, the UB Foundation, Inc. has made public much of its financial information. All audited financial statements of the University at Buffalo Foundation, Inc. are published online by that corporation and can be readily accessed on the UBF website: www.ubfoundation.buffalo.edu/. It is also my understanding that the UB Foundation will be making available (via the UB Foundation website) its official IRS 990 tax forms.

Finally, I wish to address the resolution's comments regarding the Faculty Senate's interest in "the budget and recommendation of funding priorities" and the information it seeks from the University at Buffalo administration in this regard. If it is deemed helpful and appropriate, may I suggest that the Faculty Senate extend an invitation to Vice President Laura Hubbard to continue this discussion regarding university finance and budgetary matters.

Thank you in advance for your consideration of my above suggestion. Please do not hesitate to let me know should the Faculty Senate seek clarification of any of my comments.

Sincerely,


Satish K. Tripathi
President

xc: Dr. Charles Zukoski, Provost and Executive Vice President for Academic Affairs