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Student: I never met Nyang'oro

An AFAM 428 student from summer 2009 said the class never met.

By Sam Schaefer
Staff Writer

In the summer of 2009, Nate Harrison took AFAM 428 — Bioethics in Afro-American Studies, a class taught by former professor and Department of African and Afro-American Studies Chair Julius Nyang'oro. Harrison, who is a member of The Daily Tar Heel editorial

board, heard from a friend that it was an easy class and GPA booster. He asked an academic adviser about taking the 400-level class during the summer after his freshman year.

"They said, 'Yeah, you know, that might be a good idea,'" he said.

Harrison did not think anything was suspect about the class because it had been described to him as independent study. "It didn't strike me as anything improper immediately," he said.

But the class never met, and at the end of the summer session, Harrison emailed Nyang'oro his 20-page paper.

"The primary (advising) role is held by their Steele Building adviser."

Harold Woodard,
director of the Center for Student Success and Academic Counseling on athletic advising

"I never once saw Nyang'oro," Harrison said.

Harrison, who is not an athlete, has been a member of the newspaper staff for the last two summers. His experience illustrates how students could have been led to classes now being investigated.

AFAM 428 is the same class a former UNC football player, widely thought to be Marvin Austin, took

in the summer of 2007.

In a letter to the Board of Trustees June 7, Chancellor Holden Thorp said 58 percent of the student enrollments in the 54 aberrant or irregularly taught classes identified in a University review of Department of African and Afro-American Studies were student athletes.

The class Harrison took was

was listed as being 75 percent student athletes — and half the class were members of the football team.

AFAM 428 was listed as one of those classes nine times between summer 2007 through fall 2010. Of the aberrant or irregularly taught classes, AFAM 428 had one of the highest enrollment numbers, often more than 30.

After The (Raleigh) News & Observer revealed Austin's partial transcript and it was found that former defensive end Michael McAdoo had plagiarized parts of a paper he submitted for one of Nyang'oro's classes, and the pla-

giarism went undetected, UNC launched an internal investigation of the department.

Athletic Director Bubba Cunningham said student athletes make up a larger proportion of students in summer classes than they do in the regular academic year.

"I think some of that is we're trying to get all of the students that have those other commitments to graduate in four years," he said.

In addition to the academic advising all students receive through the academic advising program in Steele Building,

SEE **ADVISING**, PAGE 4

Records suit goes to court

A Superior Court judge will decide if the University must release public records to media organizations.

By Matthew Cox
University Editor

A hearing will be held in Raleigh on Thursday to determine whether UNC must release documents related to the 2010 NCAA investigation of the University's football team.

The hearing is almost two years after The Daily Tar Heel, The (Raleigh) News & Observer, The Charlotte Observer and five other media organizations filed a lawsuit in October 2010 against the University seeking all documents resulting from the investigation.

The University released 64 pages of redacted documents late Tuesday, just two days before the hearing. The documents show that multiple former football players met at the apartment of a former tutor, believed to be Jennifer Wiley, the night before their first interviews with investigators.

An attorney representing former football coach Butch Davis submitted a brief on Tuesday arguing that a subpoena for the coach's personal cell phone records should be quashed and a protective order entered because they are not public records. The brief also argues that Davis was not an agent of the state as a coach of a competitive athletics team.

In an April 2011 hearing that was part of the lawsuit, Wake County Superior Court Judge Howard Manning ruled that the University should have released complete phone records of key officials involved in the investigation and student athlete parking tickets.

The University had argued that these records were protected by the Family Educational Rights and Privacy Act, often known as FERPA.

Amy Herman, associate athletic director for compliance at UNC, gave a deposition in September 2011 as part of the lawsuit.

Herman said in her deposition that the University deliberately tried to create as few records as possible during the NCAA's investigation.

"It is not unlawful to not create a public document," Melissa Trippe, an attorney with the N.C. Department of Justice representing the defendants, said in the deposition.

"Some would even say that's good advice, to not create public documents."

Frank LoMonte, executive director of the Student Press Law Center, said avoiding the creation of public records does not violate the state's public records law.

"There's no honest and legitimate explanation for consciously avoiding creating public records," LoMonte said.

The DTH and other plaintiffs submitted another public records request in October 2011 for all documents related to the NCAA investigation the University had not yet released.

The University released more than 200 pages of heavily redacted documents in response to the request last week.

The documents included statements of fact and

TAR HEELS IN LONDON

North Carolina has 10 former athletes participating in the 2012 London Olympic Games and three others serving as alternates. UNC will be represented in the women's soccer and women's field hockey events, starting July 25 and July 29 respectively. The marathon featuring UNC's Shalane Flanagan is Aug. 5. Discus thrower Vikas Gouda will compete Aug. 6, and Alice Schmidt will begin 800 meter competition Aug. 8.



FIELD HOCKEY



RACHEL DAWSON

This will be Dawson's second Olympiad. She has racked up 185 career caps.



ILLSE DAVIDS

A 2009 graduate of UNC, Davids will be participating in her first Olympic games.



HEATHER O'REILLY

O'Reilly will be playing in her third Olympics. She has 30 international goals.

WOMEN'S SOCCER



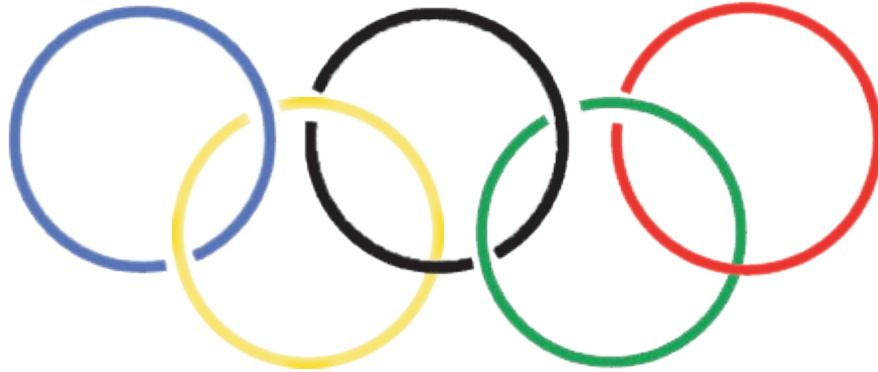
ROBYN GAYLE

Gayle was the Most Valuable Defensive Player at the 2006 College Cup.



TOBIN HEATH

A 2010 graduate of UNC, Heath was the youngest member of the 2008 team.



TRACK & FIELD



SHALANE FLANAGAN

The 2008 bronze medalist in the 10,000 meter is running the marathon in 2012.



VIKAS GOWDA

Gowda, the 2006 NCAA champion discus thrower, is going to his third Olympics.



KATELYN FALGOWSKI

At 14, she was the youngest player ever on a U-20 squad. 2012 is her second Olympics.



AMY SWENSEN

Formerly Amy Tran, she is considered one of the best goalkeepers in the world.



ALICE SCHMIDT

Schmidt still holds the UNC record in the 800 meter and won two NCAA titles. .

SOURCES: [HTTP://WWW.GOHEELS.COM](http://www.goheels.com), [HTTP://WWW.TEAMUSA.ORG](http://www.teamusa.org)

DTH/SUSIE MANN

Inside URINETOWN

PlayMakers will end its youth conservatory with a satirical play about a world in which using bathrooms is not free. **Page 7.**



DNC PROTESTS

Many groups, including UNC students, plan to demonstrate at the Democratic National Convention in Charlotte against the secrecy of the city's security plans. **Page 5.**

JUMPING ROPE IN THE OLYMPICS

Two members of a local jump roping team, the Bouncing Bulldogs, will perform at halftime of basketball games at the London Olympics. **Page 3.**

This day in history

JULY 19, 1793

James Patterson was contracted by the Board of Trustees to construct the University's first campus building, Old East.

Today's weather



Small chance of showers.
94, L 73

Friday's weather



Big chance of showers.
H 86, L 72

“For whatever we lose (like a you or a me), it's always ourselves we find in the sea.”

E. E. CUMMINGS