

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

THE STUDENT COALITION FOR)	
GAY RIGHTS, et al.,)	
)	
Plaintiffs)	
)	
)	
v.)	CIVIL ACTION NO. 79-3430
)	
)	
AUSTIN PEAY STATE UNIVERSITY,)	
et al.,)	
)	
Defendants)	

STIPULATION OF RECORD

Come now the plaintiffs, through counsel, and defendants Austin Peay State University, State Board of Regents, Governor Lamar Alexander as Chairman of the State Board of Regents, and the remaining defendants in their official capacity only, through the Attorney General of Tennessee, and stipulate as follows:

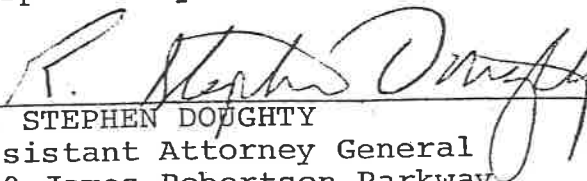
1. The volumes attached hereto constitute the full record developed in connection with the hearing conducted on May 9-10, 1979, before a Hearing Officer appointed by Chancellor Roy S. Nicks, for the purpose of adjudicating the appeal to him by the Student Coalition for Gay Rights ("Coalition") from the decision by Austin Peay State University ("APSU") President Robert O. Riggs to deny University recognition to the Coalition. Said record is composed of four volumes. Volumes 1 and 2 are the transcriptions of live testimony taken at the hearing. Volume 3 contains exhibits introduced at the hearing, numbered 1 through 17. Volume 4 contains certain documents presented after the hearing and certain subsequent correspondence: 1) a summary of fact-finding hearing on the appeal of Student Coalition for Gay


Rights, by David Adkisson, 2) proposed findings of fact submitted on behalf of APSU, 3) proposed findings of fact submitted on behalf of the Coalition, 4) a letter dated July 16, 1979, from Chancellor Roy S. Nicks to Coalition President Richard Lewis affirming the denial of recognition, 5) a letter dated August 23, 1979, from Chancellor Roy S. Nicks to Coalition President Edwin Guzman reaffirming his decision of July 16, 1979.

2. Exhibit 18 attached hereto is a true and correct copy of a transcription of the meeting of the Student Life Committee of the Board of Regents held on August 13, 1979, for the purpose of considering an appeal to it from the Coalition from Chancellor Nicks' decision of July 16, 1979.

3. The deposition of David Mason filed herewith may be treated as evidence by the Court, subject to the restrictions on the use of it stated by counsel therein. Pages 28, 29A, 29B, 29C, and 29D have been prepared by counsel to eliminate certain confusion in the transcription of the deposition about which discussions were on the record and which were off the record. The deposition now accurately reflects the testimony that was presented on the record. The deposition is filed subject to 1) the objections of defendants stated therein and 2) plaintiffs' objection to the testimony contained on pages 28, 29, 29A, 29B, 29C, 29D and 30 (through line 7). Plaintiffs' contend the testimony is based on hearsay and is based on unreliable conjecture of the witness. (See pp. 33-34).

Respectfully submitted,


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