NO. 1. CHANCELLOR’S UNIVERSITY REPORT: RESOLVED, That the Chancellor’s University Report for January 25, 2010 (including Addendum and Errata Items) be approved:

EXPLANATION: The Chancellor’s University Report consists of standard resolutions and actions of a non-policy nature which require approval by the Board of Trustees.

NO. 2. APPROVAL OF MINUTES: RESOLVED, That the minutes of the regular Board meetings and Executive Session of November 23, 2009 be approved.

NO. 3. COMMITTEE ON FACULTY, STAFF, AND ADMINISTRATION: RESOLVED, That the following items be approved:


RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Joan H. Tisch Distinguished Fellow, the Joan H. Tisch Public Health Forum, and the Joan H. Tisch Community Health Prize at Hunter College.

EXPLANATION: The Laurie M. Tisch Illumination Fund, on behalf of Laurie, Steven and Jonathan Tisch, has announced its intention to fund a five-year $1,177,500 project with the Hunter College Foundation, Inc. to establish the Joan H. Tisch Distinguished Fellowship, the Joan H. Tisch Public Health Forum, and the Joan H. Tisch Community Health Prize. The Joan H. Tisch Distinguished Fellow will be a prominent health care professional with practical public policy experience who will foster research, collaboration and public awareness about critical issues in urban public health and will be resident at the Roosevelt House Institute of Public Policy at Hunter College. The Joan H. Tisch Distinguished Fellow will plan the annual Joan H. Tisch Public Health Forum, focusing on national and New York City public health issues such as HIV/AIDS, obesity, diabetes, environmental health, health problems associated with poverty and aging, and mental health. The College will also establish the annual Joan H. Tisch Community Health Prize, to be presented each year during the term of the project to an organization or an individual for distinguished accomplishment in the field of urban public health.

Joan H. Tisch, widow of the late Giants co-owner Preston Robert Tisch, is President and a Director of the Tisch Foundation, Inc. Ms. Tisch has been a leader in the fight against HIV/AIDS for more than a quarter century, and was an early supporter and Lifetime Trustee of Gay Men’s Health Crisis. She has also been a leader in the fight to eradicate hunger and poverty in New York and around the country. Ms. Tisch serves as a trustee of the Museum of Modern Art and is on the board of directors of City Meals-on-Wheels. She also plays a significant role at the 92nd Street Y, where she serves as Co-Chair of the Tisch Center for the Arts, named in honor of her family.

The Joan H. Tisch Fellowship, Public Health Forum and Community Health Prize are being established by The Laurie M. Tisch Illumination Fund on behalf of Mrs. Tisch’s three children: Academy Award-winning producer and community leader Steven Tisch, philanthropist and activist Laurie M. Tisch, and Loews Corp. Co-Chairman and New York civic leader Jonathan Tisch. The Laurie M. Tisch Illumination Fund was founded by Laurie M. Tisch, one of New York City’s most highly regarded philanthropists, best known for her founding role in Children’s Museum of Manhattan and
The Center for Arts Education, where she led a multi-million dollar fundraising campaign that resulted in an investment of nearly $40 million in arts education programs in New York City schools.

This extraordinary gift will enable Hunter College to create a new multi-disciplinary initiative focusing on urban public health issues – from diseases such as HIV/AIDS, obesity, and diabetes to health disparities due to economic and environmental factors.

B. HUNTER COLLEGE - NAMING OF THE RITA AND BURTON GOLDBERG M.F.A. IN PLAYWRITING PROGRAM AND THE RITA AND BURTON GOLDBERG STUDIO:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Rita and Burton Goldberg M.F.A. in Playwriting Program in the Theatre Department at Hunter College, and the Rita and Burton Goldberg Studio in Room 537 of the North Building at Hunter College.

EXPLANATION: In 2007 Rita and Burton Goldberg pledged $1,000,000 to the Hunter College Foundation, Inc. to establish the Rita and Burton Goldberg M.F.A. in Playwriting Program in the Department of Theatre at Hunter College, and to renovate a multi-purpose room for classes, rehearsals, readings and workshops. The room will be named the “Rita and Burton Goldberg Studio.” The M.F.A. in Playwriting Program was registered by the State Education Department on May 7, 2009.

Rita Goldberg is an alumna of Hunter College, Class of 1946. She is a founding member of the national Independent Educational Counseling Association (IECA) as well as the regional IECA organization. Her career as an educational consultant for at-risk children and their parents has spanned 25 years. Presently, she serves on the boards of The Jewish Museum, the Westchester Arts Council and The Lark Theater Company. Burton Goldberg founded The Goldberg Group, a real estate business, in which he remains active today. He has had a lifelong interest in both theatre and poetry and is a member of The Academy of American Poets.

The Goldbergs’ extraordinary gift will enable Hunter College to offer its students the opportunity to pursue an M.F.A. degree in a top quality playwriting program.

C. HUNTER COLLEGE - NAMING OF THE MORRIS AND BESSIE DUBOWICK CLASSROOM:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Morris and Bessie Dubowick Classroom located in Room 619 of the West Building at Hunter College.

EXPLANATION: Esther Dubowick Glener has contributed $100,000 to the Hunter College Foundation, Inc. to create a sixth floor classroom located in the West Building of Hunter College. The College has upgraded the classroom, equipping it with a smart board, computer and furniture designed to facilitate both individualized and group learning.

Esther Dubowick Glener received two degrees from Hunter College, a B.A. in accounting in 1943 and a Masters in Education in 1978. Mrs. Glener spent nearly 20 years working in the accounting profession before changing careers and becoming a New York City elementary public school teacher in Queens and Brooklyn. The sixth floor classroom will be named for Mrs. Glener’s parents, Morris and Bessie Dubowick, who instilled in her a love of learning and placed the highest value on education.

D. DISTINGUISHED PROFESSOR: RESOLVED, That the following be designated Distinguished Professor in the department, and the college, and for the period indicated, with compensation of $28,594 per annum in addition to their regular academic salaries, subject to financial ability:

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<th>COLLEGE</th>
<th>NAMES</th>
<th>DEPARTMENT</th>
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<tr>
<td>Queens College</td>
<td>Pyong Gap Min</td>
<td>Sociology</td>
<td>February 1, 2010</td>
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E. THE CITY UNIVERSITY OF NEW YORK - CONTINUATION OF MILITARY LEAVE AND EMPLOYER-PAID HEALTH AND WELFARE BENEFITS COVERAGE FOR UNIVERSITY EMPLOYEES RECALLED FROM THE RESERVES TO ACTIVE MILITARY SERVICE:

RESOLVED, That the Board of Trustees of The City University of New York, in response to the continuing need for employees in the National Guard and Reserves to be activated for Military Service in response to the events of September 11, 2001, and in light of the continuing evolution of the response to September 11, 2001 into a wider campaign against terror, including military action in Iraq, hereby authorizes the continuation of Military Leave and Health & Welfare benefits for University employees in accordance with the following policies. These policies apply to employees of The City University of New York who are members of the National Guard, Reserve forces, or Reserve components of the armed forces of the United States.

1. Supplemental Military Leave

(a) The City University of New York will provide a temporary leave category called Supplemental Military Leave at full pay. Employees of The City University of New York who have been federally activated or activated by the Governor of New York State for military service between September 11, 2001 and December 31, 2010 will be granted Supplemental Military Leave with full pay after the exhaustion of military leave with full pay pursuant to Section 242 of the New York State Military Law. While on such Supplemental Military Leave, the eligible employee will be in full pay status for a period not exceeding 30 calendar days or 22 working days, whichever is greater, in addition to the leave that had been granted pursuant to Section 242 of the New York State Military Law.

(b) Employees shall be eligible to receive Supplemental Military Leave through December 31, 2010. Supplemental Military Leave shall not be granted for military service performed after December 31, 2010. In no event shall more than one such grant of Supplemental Military Leave be credited to any employee for activation related to the war on terror regardless of the number of times the employee is activated between September 11, 2001 and December 31, 2010.

2. Military Leave at Reduced Pay

(a) Employees shall be eligible to receive Military Leave at Reduced Pay through December 31, 2010. Military Leave at Reduced Pay status commences after the employee has exhausted Military Leave pursuant to Section 242 of the New York State Military Law, Supplemental Military Leave as set forth in paragraph 1 above, and any leave credits, other than temporary disability leave or sick leave, which the employee elects to use.

(b) Employees in Military Leave at Reduced Pay status will be paid their regular City University of New York salary (base pay) reduced by military pay (base pay plus housing and food allowances). The determination of rate of payment for the Military Leave at Reduced Pay will be based upon the employee's regular City University of New York salary as of his/her last day in full pay status and the employee's military pay on the first day of his/her activation, and shall not be subject to adjustment during the period of leave at reduced pay.

(c) Employees eligible for Military Leave at Reduced Pay will not be eligible to earn annual and temporary disability leave/sick leave accruals or to receive credit for holidays.

(d) In no event shall Military Leave at Reduced pay be granted for military service performed after December 31, 2010.
3. Continued Health Insurance Coverage

Covered dependents of eligible employees of The City University of New York, who are currently enrolled in a health plan with family coverage through The City University of New York and who have been federally activated or activated by the Governor of New York State for military service related to the war on terror shall continue to receive health insurance coverage with no employee contribution for a period not to exceed 12 months from the date of activation, less any period in which the employee remains in full-pay status. Contribution-free health insurance coverage will end at such time as the employee's active duty is terminated or the employee returns to City University of New York employment or December 31, 2010, whichever occurs first.

4. Other Provisions

The provisions of this resolution shall not apply to those employees who have voluntarily separated from City University of New York service or who are terminated for cause. Furthermore, the provisions of this resolution shall apply only for the period of time that the employee has an appointment with The City University of New York.

EXPLANATION: On October 22, 2001, November 18, 2002, March 29, 2004, February 28, 2005, January 8, 2007, January 28, 2008, and January 26, 2009 the Board of Trustees passed resolutions extending Military Leave and employer-paid health and welfare benefits coverage for University employees recalled from the Reserves to active military service in response to the events of September 11, 2001. This resolution authorizes the continuation of these benefits through December 31, 2010 in response to the need for employees to serve in the Armed Forces in light of the continuing evolution of the response to September 11, 2001 into a wider campaign against terror, including military action in Iraq.

This resolution, consistent with the policies being followed by the State of New York for its employees, authorizes, under certain conditions, the continuation of Supplemental Military Leave at full pay for the greater of 30 calendar days or 22 working days, in addition to the Military Leave provided pursuant to Section 242 of the New York State Military Law. Further, after exhaustion of the Supplemental Military Leave, this resolution authorizes a Military Leave at Reduced Pay for military service performed through December 31, 2010, whereby the employee will receive salary from The City University of New York equal to the difference between the employee's regular CUNY salary and the military pay he/she is receiving. Finally, this resolution authorizes the continuation (through December 31, 2010) of dependent health care coverage, under certain conditions, for employees recalled to active service related to the war on terrorism (less any period in which the employee remains in full-pay status).

NO. 4. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT: RESOLVED, That the following items be approved:

A. NEW YORK CITY COLLEGE OF TECHNOLOGY - NEW ACADEMIC BUILDING:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a C/M Build contract with F.J. Sciame Construction Co., Inc., on behalf of New York City College of Technology to build the New Academic Building. The contract cost shall be chargeable to the CUNY Construction Fund (CUCF), Project No. NY-CUCF-01-08, for an amount not to exceed $350,000,000 (Pre-construction, Construction, and Management Services). The contract shall be subject to approval as to form by the University Office of the General Counsel; and be it further

RESOLVED, That City University Construction Fund be and hereby is requested to enter into a contract with the selected bidder for pre-construction, and at a subsequent date, construction and management services.

EXPLANATION: New York City College of Technology will demolish and replace the existing Klitgord Center structure and an existing TV Studio (located on the TV Studio site) with a New Academic Building, approximately 358,000 GSF, to replace antiquated facilities and to meet the rapidly growing needs of the NYCCT campus. The
consultant management agreement shall be performed in two (2) phases. For Phase I, the CUCF will execute a C/M Build contract with F.J. Sciamme Construction Co., Inc., for pre-construction services, for an amount not to exceed $900,000, which will advance the project design up to the start of construction. Phase II, the construction of the building, will be pursued once full State funding becomes available. This project will be a CUNY-managed project, and the contract will be held by the CUCF.

B. QUEENS COLLEGE - ELECTRICAL DISTRIBUTION SYSTEM UPGRADES:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a consultant contract with the firm of Chu and Gassman Consulting Engineers, P.C., for professional design- and construction-related services as required for the Electrical Distribution Upgrade at Queens College, CUNY Project No. QC500-009. The contract cost shall be chargeable to the Dormitory Authority of New York, Project No. 2877509999, for an amount not to exceed $2,000,000. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: Queens College will upgrade and modernize the campus electrical distribution system and upsize the delivery of electric service coming into each building. The proposed firm was selected in accordance with law and procedures established by the University.

C. THE CITY UNIVERSITY OF NEW YORK - ENGINEERING DESIGN SERVICES REQUIREMENTS CONTRACTS:

RESOLVED, That the Board of Trustees of The City University of New York request the City University Construction Fund (“CUCF”) to execute up to forty (40) requirements contracts to be used on an as-needed basis for Engineering Design Services, including Mechanical Engineering Services, Plumbing Engineering Services, Electrical Engineering Services, Environmental Engineering Services, Controlled Inspection Services, and Cost Estimating and Analysis Services.

EXPLANATION: Historically, the Office of Facilities Planning, Construction, and Management issued Requests for Proposals to solicit for Engineering Design Services on an individual project basis. The individual “by project” solicitation process is very costly, time-consuming, labor-intensive, difficult to administer, and fails to expeditiously and efficiently meet the needs of the University. To eliminate this expensive and burdensome process, CUNY is requesting CUCF to award up to forty (40) separate requirements contracts to provide Engineering Design Services on an expedited “as needed” basis for projects with a construction cap of $15 million. Each contract will have a not-to-exceed amount of $5 million. The above-mentioned firms were selected pursuant to a request for proposals, and each contract will be awarded by means of a competitive bid process among those firms. The projects under these contracts will be managed by CUNY, and the contracts will be held by CUCF.

D. THE CITY UNIVERSITY OF NEW YORK - CONSTRUCTION MANAGEMENT/BUILD SERVICES REQUIREMENTS CONTRACTS:

RESOLVED, That the Board of Trustees of The City University of New York request the City University Construction Fund (“CUCF”) to execute up to eight (8) requirements contracts to be used on an as-needed basis to provide construction management/build services for medium-sized construction projects, anticipated to be in the $3–25 million range, to support colleges throughout the CUNY system as they expand, improve, and renovate their facilities.

EXPLANATION: Historically, the Office of Facilities Planning, Construction, and Management issued Invitations for Bids for construction services, on an individual project basis. The individual “by project” solicitation process is very costly, time-consuming, labor-intensive, difficult to administer, and fails to expeditiously and efficiently meet the needs of the University. To eliminate this expensive and burdensome process, CUNY is requesting CUCF to award up to eight (8) separate requirements contracts to provide construction management/build services on an expedited as-needed basis to support colleges throughout the CUNY system as they expand, improve, and renovate their facilities. Each contract will have a not-to-exceed amount of $30 million. The above-mentioned firms were selected
pursuant to a request for proposals, and each contract will be awarded by means of a competitive bid process among those firms. The projects under these contracts will be managed by CUNY, and the contracts will be held by CUCF.

E. THE CITY UNIVERSITY OF NEW YORK - COLLEGE LABORATORY FACILITIES CONSTRUCTION MANAGEMENT / DESIGN/BUILD SERVICES REQUIREMENTS CONTRACTS:

RESOLVED, That the Board of Trustees of The City University of New York requests the City University Construction Fund (“CUCF”) to execute four (4) requirements contracts to be used on an as-needed basis to provide necessary design services, manage, and build college laboratory facilities renovation projects. The contracts will be awarded to the following firms: URS Corporation; STV; Epic/Goshow Architects; and Hunter Roberts Interiors/HLM.

EXPLANATION: Historically, the Office of Facilities Planning, Construction, and Management issued Requests for Proposals to solicit for design services followed by issuing Invitations for Bids for construction services, on an individual project basis. The individual “by project” solicitation process is very costly, time-consuming, labor-intensive, difficult to administer, and fails to expeditiously and efficiently meet the needs of the University. To eliminate this expensive and burdensome process, CUNY is requesting CUCF to award four (4) separate requirements contracts to provide construction management/design/build services on an expedited as-needed basis to support Colleges throughout the CUNY system as they expand, improve and renovate approximately 25 laboratory facilities. Each contract will have a not-to-exceed amount of $30 million. The above-mentioned firms were selected pursuant to a request for proposals, and each contract will be awarded by means of a competitive bid process among those firms. The projects under these contracts will be managed by CUNY, and the contracts will be held by CUCF.

F. ADDED ITEM THE CITY UNIVERSITY OF NEW YORK - SUBRECIPIENT AGREEMENT AND INDEMNIFICATION AGREEMENT, BMCC FITERMAN HALL REPLACEMENT PROJECT:

RESOLVED, That the Board of Trustees of The City University of New York ("CUNY") request the Dormitory Authority of the State of New York to enter into a Subrecipient Agreement with Lower Manhattan Development Corporation on behalf of CUNY for the purpose of receiving and utilizing United States Government funds for the Fiterman Hall Project; and be it further

RESOLVED, That the Board of Trustees of The City University of New York ("CUNY") authorize the Senior Vice Chancellor for Legal Affairs to execute an amendment to the Project Management Agreement dated June 2008 between The Dormitory Authority of the State of New York ("DASNY"), CUNY, and the City University Construction Fund, to provide for the indemnification of DASNY in connection with DASNY entering into a Subrecipient Agreement with the Lower Manhattan Development Corporation on behalf of CUNY for the purpose of receiving and utilizing United States Government funds for the Fiterman Hall Project. The amendment shall be subject to approval as to form by the CUNY Office of the General Counsel.

EXPLANATION: The Fiterman Hall Project consists of the construction of a new building to replace the 15-story Fiterman Hall at Borough of Manhattan Community College which was extensively damaged, and subsequently demolished, as a result of the collapse of the adjacent World Trade Center. CUNY has engaged DASNY to undertake the Fiterman Hall Project as an "Authority Managed Project" pursuant to the Project Management Agreement between DASNY, CUNY, and the City University Construction Fund ("CUCF"). The Lower Manhattan Development Corporation ("LMDC") has applied for and received certain Federal funds under the 2001 Emergency Supplemental Appropriations Act for Recovery From and Response To Terrorist Attacks on the United States (among other statutes). DASNY has agreed to enter into the Subrecipient Agreement with LMDC to access the funds, provided CUNY and CUCF indemnify and hold DASNY harmless in connection with any claims against DASNY in connection with the Subrecipient Agreement or the use of the funds.
A. THE CITY UNIVERSITY OF NEW YORK (CENTRAL OFFICE) - APPOINTMENT OF INTERIM SENIOR VICE CHANCELLOR FOR BUDGET, FINANCE AND FINANCIAL POLICY:

RESOLVED, That the Board of Trustees appoint Marc V. Shaw as Interim Senior Vice Chancellor for Budget, Finance and Financial Policy effective January 5, 2010 at a salary to be determined by the Chancellor; and be it further

RESOLVED, That the Board of Trustees waive the application to this appointment of the provision of its Code of Conduct prohibiting a Trustee from accepting employment with the University for a period of two years following his service as Trustee.

EXPLANATION: The untimely and regrettable death of Vice Chancellor Ernesto Malave has left a large and unexpected hole in the University's administration. Fortunately, the University has a Trustee whose background and experience make him uniquely qualified to step into the breach under these unique circumstances.

Marc Shaw has served as a Trustee of the University since July 2002. He is currently also Chair of the Committee on Facilities, Planning, and Management and Vice Chair of the Committee on Fiscal Affairs. If this resolution is approved, he will resign as a Trustee prior to the effective date of his appointment as Interim Senior Vice Chancellor for Budget, Finance and Financial Policy.

Mr. Shaw has served for the past year as Senior Advisor to Governor Paterson. Prior to assuming that position, he was Executive Vice President for Strategic Planning at Extell Development Company. From 2002 to 2006, he was the First Deputy Mayor and Deputy Mayor for Operations to Mayor Bloomberg. In 1996, he was appointed by Governor Pataki to serve as the Executive Director and Chief Operating Officer for the Metropolitan Transportation Authority, and was responsible for overseeing the daily operations of the MTA, including financial and strategic planning, and the capital programming activities for headquarters and the operating agencies.

Prior to working at the MTA, Mr. Shaw served as the Budget Director for the New York City Office of Management and Budget under Mayor Giuliani, and was responsible for developing the Mayor's executive budget, and advising the Mayor on all policy issues affecting the City's fiscal stability and the effectiveness of its services. He was also responsible for the City's four-year financial plans and its capital budget. Mr. Shaw first served in the Giuliani administration as the Commissioner for the New York City Department of Finance, where he was responsible for the administration of all City taxes and fees. He began his career in New York City government in 1988 as Director of Finance for the New York City Council, where he was chief fiscal advisor to the Speaker of the Council and served as the Council's principal negotiator on the city budget.

Beginning in 1981, Mr. Shaw worked for the New York State Senate Finance Committee and was responsible for developing solutions for the Senate Majority and state taxation and financing policies. He has also been an adjunct assistant professor of Public Services at the Robert F. Wagner Graduate School of Public Services at New York University, and as an adjunct professor at the School of International and Public Affairs at Columbia University. He graduated magna cum laude from the State University College at Buffalo and received his M.A. degree at the State University of New York at Buffalo.

B. THE CITY UNIVERSITY OF NEW YORK (CENTRAL OFFICE) - APPOINTMENT OF ASSOCIATE VICE CHANCELLOR FOR BUDGET AND FINANCE:

RESOLVED, That the Board of Trustees approve the promotion of Matthew Sapienza to the position of Associate Vice Chancellor for Budget and Finance effective January 5, 2010 at a salary to be determined by the Chancellor.

EXPLANATION: Matthew Sapienza has provided 21 years of distinguished public service in senior level positions involving budget and financial administration, including five years as University Budget Director at CUNY, where he worked closely with the late Vice Chancellor Ernesto Malave on the development of the CUNY Compact, 11 years at
the New York City Board of Education, where he was promoted to Deputy Budget Director for the public schools system, and five years as a Senior Budget analysis for the New York City Fire Department. Following the untimely and regrettable death of Vice Chancellor Malave, Mr. Sapienza has worked tirelessly and effectively to handle the University’s finances in the current fiscal difficulty facing the State and the City of New York. In recognition of his past and current contributions, and his dedication to the University, the Chancellor recommends his promotion to the position of Associate Vice Chancellor for Budget and Finance.

Mr. Sapienza joined The City University of New York as University Budget Director in September 2004. Mr. Sapienza is responsible for the overall management of $2.6 billion in City and State tax-levy operating funds, including over $1.0 billion in tuition revenues. The management of these funds involves complex interactions among City and State officials in both the Executive and Legislative branches, the University’s Board of Trustees, principally through its Committee on Fiscal Affairs, the University’s Central Office, and its 23 institutions. During his tenure as Budget Director, the University has implemented its innovative CUNY Compact financing strategy, as well as this year’s Student Financial Assistance Initiative.

Before assuming his position as University Budget Director, Mr. Sapienza worked for eleven years at the New York City Department of Education, the last four of which he served as the Deputy Budget Director. At the DOE, he was responsible for administering the school system’s $12 billion budget and for being the organization’s main liaison with financial oversight agencies. Prior to working at the DOE, Mr. Sapienza worked as a Senior Budget Analyst in the New York City Fire Department.

Mr. Sapienza holds a BBA in Finance from Pace University’s Lubin School of Business, and an MBA in Finance from St. John’s University.

NO. 6. HONORARY DEGREES: RESOLVED, That the following honorary degrees, approved by the appropriate faculty body, the college president and recommended by the Chancellor, be presented at the commencement exercise as specified:

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<td>CITY COLLEGE</td>
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<tr>
<td>H. Jack Geiger</td>
<td>Doctor of Science</td>
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<td>(To be awarded at the May 28, 2010 commencement exercises)</td>
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<tr>
<td>Seymour Sternberg</td>
<td>Doctor of Humane Letters</td>
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<td>(To be awarded at a symposium on April 23, 2010)</td>
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