

THE UNIVERSITY OF MICHIGAN

REGENTS COMMUNICATION

ACTION REQUEST

EXH	MOTION: <i>White</i>
	SEC: <i>Deitch</i>
	ACTION: APPROVED BY THE REGENTS
NOTE:	MAY 19 2005

Subject: Subcontract Agreement between the University of Michigan and NotABook, Inc.

Action Requested: Authorization to enter into Agreement

Preamble:

A statutory conflict of interest situation was identified by DRDA while reviewing the Proposal Approval Form that then triggered a review by the Medical School Conflict of Interest Board. A plan for management of the possible risks associated with the conflict of interest was developed and approved by this Board and agreed to by the parties involved in this plan.

This proposed agreement (Agreement) falls under the State of Michigan Conflict of Interest Statute because Dr. Lewis Kleinsmith is both an officer and owner of the Company and an employee of the University and Dr. Eric Rabkin is on the Board of Directors and an employee of the University. The law permits such an agreement provided it is disclosed to the executive officers and approved in advance by a 2/3 vote of the Regents.

Background:

Dr. Rees Midgley is an inactive emeritus professor in the Medical School and co-founder, co-owner and President of a small business called NotABook, Inc. (hereafter, Company), a Michigan corporation. Dr. Lewis Kleinsmith is a Professor of Molecular, Cellular and Developmental Biology and is co-founder, co-owner and Treasurer of the Company. Dr. Eric Rabkin, a Professor of English, also is on the Board of Directors for NotABook. The Company wishes to enter into a subcontract with the University to enable Dr. Cynthia Pomerleau, a Professor in the Department of Psychiatry and Behavioral Medicine, to assist in the performance of this funded research as the Principle Investigator of the project.

Nature of the Agreement:

The Company has applied for and received the award for the purpose of supporting research designed in helping clinicians meet the tobacco standard of care.

Agreement Terms:

The terms of the Agreement conform to University policy. The period of performance for the project is seventeen (17) months and the amount of funding