

THE UNIVERSITY OF MICHIGAN

REGENTS COMMUNICATION

Approved by the Regents

September 22, 2006

ACTION REQUEST

Subject: Membership Agreement between the National Science Foundation Engineering Research Center for Wireless Integrated Microsystems (WIMS) at the University of Michigan and Evigia Systems

Action Requested: Authorization to enter into the Agreement

Preamble:

A statutory conflict of interest situation was identified by DRDA while reviewing the Proposal Approval Form which then triggered a review by the OVPR Conflict of Interest Review Committee. A plan for management of the possible risks associated with the conflict of interest was then developed by the Committee and agreed to by the parties involved.

This proposed agreement ("Agreement") falls under the State of Michigan Conflict of Interest Statute because Professor Kensall Wise is an employee of the University of Michigan ("University") and holds founders stock in Evigia Systems. 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 of the University of Michigan.

Background:

Dr. Kensall D. Wise, Professor of Electrical Engineering and Computer Science and Director of the WIMS Center, has 2.5% founders stock in a for-profit, Michigan startup Company called Evigia Systems. Evigia Systems desires to enter into a consortium membership in the WIMS Center.

Nature of the Agreement:

The consortium is doing research in wireless integrated Microsystems. The research is generic in nature and not directed towards any single member interest including Evigia systems.

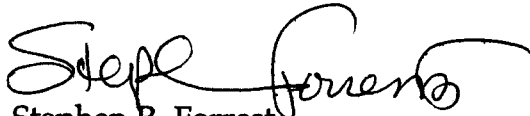
Agreement Terms:

The partnership agreement conforms to University policy. It has no specific deliverables unique to Evigia Systems.

Recommendations:

This matter has been reviewed and approved by the OVPR Conflict of Interest Review Committee. In light of this disclosure and our finding that the Agreement was negotiated in conformance with standard University practices, I recommend that the Board of Regents approve the Membership Agreement between the University and Evigia Systems.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Stephen R. Forrest". The signature is fluid and cursive, with a large initial "S" and a long, sweeping underline.

Stephen R. Forrest
Vice President for Research

September 2006