



PO Box 2688
Chapel Hill, NC 27515-2688

Constituent Universities

Appalachian
State University

East Carolina
University

Elizabeth City
State University

Fayetteville State
University

North Carolina
Agricultural and
Technical State
University

North Carolina
Central University

North Carolina
State University
at Raleigh

University of
North Carolina
at Asheville

University of
North Carolina
at Chapel Hill

University of
North Carolina
at Charlotte

University of
North Carolina
at Greensboro

University of
North Carolina
at Pembroke

University of
North Carolina
at Wilmington

University of
North Carolina
School of the Arts

Western Carolina
University

Winston-Salem
State University

Constituent High School

North Carolina
School of Science
and Mathematics

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May 27, 2016

Roy Cooper, Esq.
Attorney General
North Carolina Department of Justice
9001 Mail Service Center
Raleigh, NC 27699-9001

Dear Attorney General Cooper:

The University of North Carolina and the Board of Governors have been named as defendants in two separate lawsuits filed in the United States District Court for the Middle District of North Carolina challenging the Public Facilities Privacy and Security Act, commonly known as House Bill 2, which was passed by the North Carolina General Assembly and signed by Governor McCrory on March 23, 2016. On March 28, 2016, the American Civil Liberties Union of North Carolina and other individual plaintiffs filed suit against me, the University, the Board of Governors of the University, and Governor McCrory, challenging House Bill 2 under the United States Constitution and Title IX of the Education Amendments of 1972 (the "Carcaño litigation"). On May 9, 2016, the United States Department of Justice filed its own enforcement action challenging House Bill 2 in the Middle District (the "DOJ litigation").

Although the Attorney General ordinarily represents the University and its officials in litigation, your office has declined to provide legal representation to the University in these matters. As you can appreciate, the University is in need of representation by legal counsel in these matters so that it may continue its operations and focus on its mission of educating students and serving the people of North Carolina. Accordingly, the University has retained outside counsel in both matters.

The University will incur unanticipated and potentially significant legal costs as a result of your decision not to provide legal representation through your office, even while the University continues to pay your office for legal services. Accordingly, on behalf of the University, I am requesting that your office begin setting aside funds sufficient to pay the attorneys' fees and expenses that the University will incur in defending these matters and work with us to ensure that the expenses are paid in full. Thank you for your time and attention to this matter, and I will look forward to your prompt consideration of my request.

Sincerely,

W. Louis Bissette, Jr.

Chair of the Board of Governors of the University of North Carolina