

AUTHORITY TO COMMENCE LEGAL ACTION

I. Purpose

The purpose of this policy is to delegate authority and set limitations related to instituting legal action on behalf of the Board of Trustees in the best interests of the University of Arkansas and its campuses, divisions, and units.

II. Contract Claims and Other Causes of Action

Subject to the limitation below, the President has the delegated authority to institute legal action on behalf of the Board for damages or other relief in contract claims or to assert other causes of action available to the Board. Except for routine debt collections matters that have been contracted to a third party, in any matter where damages or other relief is in excess of \$25,000 or where other causes of action are available to assert, the President must first consult with the Chairman of the Board, or in the absence or unavailability of the Chairman, the Vice Chairman of the Board. In such event, the Board shall promptly be furnished a copy of any pleading filed and the President shall promptly report to the Board on such action at its next meeting.

III. Restraining of Disturbances and Demonstrations

The President has the delegated authority to institute legal action on behalf of the Board to enjoin and restrain any disturbance or demonstration on, or in the vicinity of, University property provided such action is necessary to protect the good order of the institution or the welfare of its students and employees, and such action is supported, in the opinion of the General Counsel, by the facts and law. Such actions may also be initiated by the chief executive officer of a campus, in consultation with the General Counsel, but only if efforts to contact the President are not successful and immediate action is required to protect the institution or the welfare of its students and employees.

March 17, 2022 (Revised)
January 31, 1992 (Revised)
January 28, 1977