

4. By the end of 2007 (including two academic semesters) Mr. Retzlaff still had not taken any of the three courses required for him to complete as a condition of his admission to the MBA program. When in the fall semester of 2007 I alerted him that this meant that he was dismissed from the MBA program, he successfully petitioned for reinstatement by arguing that he did not understand the condition of his admission that I have described here. UTSA allowed him to continue the program in the spring semester of 2008 and in spite of the disciplinary action that by that time was taking place through UTSA Student Judicial Affairs. I made no effort to bar Mr. Retzlaff from taking classes for the spring semester of 2008 due to any speech or association he says that he undertook.
5. I also understand that Mr. Retzlaff accuses me of defaming him because he says that I distributed a November 2007 e-mail provided me by dean Lynda de Viña. This is not true. I remember receiving a short e-mail notification she sent to me and some other administrators, which I now recognize as an item marked Attachment 1 to the affidavit testimony of dean de la Viña. But I did not forward the e-mail to other people."

END OF AFFIDAVIT

Katherine Pope
Katherine Pope

SWORN AND SUBSCRIBED before me on February 2, 2009.

Aaron Faris Fuller
Notary Public In and For the State of TX

My Commission Expires 5-23-09

