

**THE UNIVERSITY OF MICHIGAN  
REGENTS COMMUNICATION**

ACTION REQUEST

Subject: Regental Action Required Under the State of Michigan Conflict of Interest Statute

Action Requested: Authorization for the university to purchase from Saving Soles (University of Michigan Employee, Jim Evans, Temporary Certified Orthotic and Prosthetic Technician and Owner of Saving Soles).

Background:

The University of Michigan Orthotics and Prosthetics Center seeks approval to purchase from Saving Soles for custom orthotic and prosthetic devices. Saving Soles was selected based on their specific knowledge and talent in the area of orthotic and prosthetic fabrication. The contract is for a duration of one year at a total cost not to exceed \$7,500.

The proposed contract falls under the State of Michigan Conflict of Interest Statute as Jim Evans is a University employee as a Temporary Certified Orthotic and Prosthetic Technician with Orthotics and Prosthetics Center and would be party to the contract as owner of Saving Soles.

However, the Statute allows the University to enter into such contracts if the following conditions are met:

- a) The public servant promptly discloses any pecuniary interest in the contract to the official body which has power to approve the purchase, which disclosure shall be a matter of record in its official proceedings.
- b) The purchase is approved by a vote of not less than 2/3 of the full membership of the approving body in open session without the vote of the public servant making the disclosure.
- c) The official body discloses the following summary information in its official minutes:
  - i) The name of each party involved in the contract.
  - ii) The terms of the purchase, including duration, financial consideration between the parties, facilities or services of the public entity included in the purchase, and the nature and degree of assignment of employees of the public entity for fulfillment of the purchase.
  - iii) The nature of any pecuniary interest.

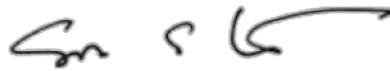
The following information is provided in compliance with the statutory requirements contained in Section (c) above:

- i) The parties to the contract are the Regents of the University of Michigan and its Orthotics and Prosthetics Center and Saving Soles.
- ii) The contract is for the purchase of custom-fabricated orthotic and prosthetic devices up to \$7,500 over the next year. Saving Soles will supply all the necessary resources and personnel to fulfill this contract. The remaining base contract terms and conditions are typical of those used in Procurement Services standard templates for other similar contracts entered into by the Regents.
- iii) The pecuniary interest arises from the fact that University of Michigan employee Jim Evans is the Owner of Saving Soles.

Jim Evans has met state law requirements with the disclosure of his pecuniary interest and formal appointment arrangements with the University of Michigan. Requirements, if any, that may be applicable by the supervisor of Jim Evans under the Medical School's or OVPR's Conflict of Interest Committee's procedures are separately analyzed and managed.

We recommend that the Board of Regents approve the contract between the University of Michigan and Saving Soles subject to requirements, if any, that the supervisor of Jim Evans or the Medical School's or OVPR's Conflict of Interest Committee may impose.

Respectfully submitted,



Geoffrey S. Chatas  
Executive Vice President and Chief Financial Officer

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