



P.O. Box 6222
Indianapolis, Indiana 46206
Telephone: 317/917-6222

Shipping/Overnight Address:
1802 Alonzo Watford Sr. Drive
Indianapolis, Indiana 46202

www.ncaa.org

February 10, 2017

CONFIDENTIAL/VIA EMAIL

President Kay Norton
University of Northern Colorado
c/o Mr. Kyle Skillman
Bond, Schoeneck & King, PLLC
7500 College Boulevard, Suite 910
Overland Park, Kansas 66210

RE: Notice of allegations, University of Northern Colorado, Case No. 00595.

Dear President Norton:

The purpose of this letter and enclosures is to provide the University of Northern Colorado with the results of an inquiry regarding the institution's athletics department. The available information appears to be of sufficient substance and reliability to warrant issuing a notice of allegations (NCAA Bylaw 19.7.1). This letter and its enclosures include (1) the details of the allegations, (2) the level of each allegation, (3) the factual information on which the NCAA enforcement staff relies, (4) any aggravating and/or mitigating factors that may be present, (5) a description of the available hearing procedures, and (6) a description of the institution's opportunity to respond to the allegations.

As indicated in the April 12, 2016, notice of inquiry, the cooperative principle imposes an affirmative obligation on the institution to assist the enforcement staff and a hearing panel of the NCAA Division I Committee on Infractions in developing full information to determine whether a violation of NCAA legislation occurred (Bylaw 19.2.3). The enforcement staff requests your continued cooperation for the purpose of obtaining pertinent facts until the case has been concluded.

Response to notice of allegations

Please review the allegations, factual information and requests for information thoroughly, and submit a written response. If the institution's position differs from the enforcement staff's, the institution should provide all available factual information in support of its position. In addition, pursuant to Bylaw 19.7.1.1, the institution has a responsibility to provide all relevant information, including any information uncovered related to new violations.

Pursuant to Bylaw 19.7.2, responses from the institution shall be submitted within 90 days from the date of this letter unless an extension is granted by the Committee on Infractions. In the interest of clarity and in accordance with procedures established by the committee, the institution is requested to copy each numbered item identified in the notice of allegations. The institution's response, as

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well as the reasons for its position, should immediately follow each numbered item or subparagraph. Pursuant to the Division I Committee on Infractions' IOP 3-13-3, parties are limited to 50 pages, double spaced with no smaller than 11-point font for their responses. The Division I Committee on Infractions' IOPs can be found [here](#).

Please submit the response and exhibits via email in Microsoft Word format to Joel McGormley, managing director of the office of the Committees on Infractions, at COI@ncaa.org and to enforcement by uploading the response using the following link:

[00595-NorthernColo Records Portal](#)

Please name the file(s) using the following naming convention:

NOAResponse_DateSubmitted_NorthernColo_00595.

In addition, pursuant to Bylaw 19.7.2, you are responsible for providing pertinent portions of your response and exhibits to applicable parties involved in this case. Your response assists the hearing panel as it considers whether a violation of NCAA rules occurred. Under Bylaw 19.7.2, the failure to submit a timely response to the notice of allegations may be viewed by the hearing panel as an admission that a violation occurred. Pursuant to Bylaw 19.7.3, within 60 days of the date the institution and all involved individuals submit responses to the notice of allegations, the enforcement staff is required to submit its reply.

The enforcement staff has compiled information relevant to this notice of allegations, including recorded interviews, interview transcripts and other factual information. Pursuant to Bylaw 19.5.9, you are entitled to review that information either through a secure website or at the NCAA national office. If you have not made arrangements with the enforcement staff to review the information, please contact the primary investigator identified below. If you believe additional interviews would be helpful as you prepare the institution's response, please consult the Division I Committee on Infractions' Operating Procedure 13-12-1 for further information and guidance.

Prehearing conference

Pursuant to Bylaw 19.7.4, the enforcement staff will conduct a prehearing conference to clarify the issues and discuss whether additional investigation is necessary. Unless the hearing panel's chief hearing officer orders otherwise, Bylaw 19.7.5 requires the parties to submit all relevant materials to the hearing panel no later than 30 days before the date of the infractions hearing.

Committee on Infractions hearing

Because this matter is being processed as a severe breach of conduct (Level I) case, a hearing panel of the Committee on Infractions will convene an in-person hearing, unless the institution requests a remote hearing under Bylaw 19.7.7. Once the final schedule is established, the office

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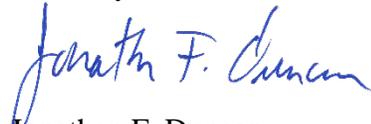
of the Committees on Infractions will notify the institution, involved individuals and enforcement staff of the hearing date and, if an in-person hearing is scheduled, the location.

In keeping with the premise of presidential control of athletics, the hearing panel will expect you to participate in the hearing and to discuss presidential control and the institution's commitment to compliance. Bylaw 19.7.7.5.2 identifies representatives of the institution who should also plan to attend the hearing. Please inform Mr. McGormley if you anticipate difficulties in securing the attendance of these individuals. The chief hearing officer may also identify additional individuals who will be requested to attend. If you believe the hearing panel would benefit from the attendance of other institutional representatives, please advise Mr. McGormley of their names and titles. The failure of any person to participate in the hearing, if specifically requested to participate, may constitute a violation of Bylaw 19.7.7.5.1.

This letter addresses only a portion of the information about processing this case. Please consult Bylaw 19 and the Division I Committee on Infractions' Operating Procedures for further information and guidance. You may direct any questions or requests for the hearing panel to Mr. McGormley. If the enforcement staff can be of assistance, please contact me; Tom Hosty, director of enforcement, at thosty@ncaa.org; or Katherine Sulentic, the primary investigator in this case, at ksulentic@ncaa.org.

I hope this correspondence is helpful, and I look forward to working together with all parties to present complete and reliable information to the hearing panel of the Committee on Infractions.

Sincerely,



Jonathan F. Duncan

Vice President of Enforcement

JFD:pan

Enclosures

cc: Mr. Darren Dunn
Mr. Mike Glazier
Dr. Milan Larson
Mr. Daniel R. Satriana Jr.
Ms. Andrea J. Williams
NCAA Division I Committee on Infractions
Selected NCAA Staff Members

NOTICE OF ALLEGATIONS

to the

President of the University of Northern Colorado

A. Processing Level of Case.

Based on the information contained within the following allegations, the NCAA enforcement staff believes this case should be reviewed by a hearing panel of the NCAA Division I Committee on Infractions pursuant to procedures applicable to a severe breach of conduct (Level I violation).¹

B. Allegations.

1. [NCAA Division I Manual Bylaws 10.01.1, 10.1, 10.1-(c), 13.2.1, 14.01.1, and 15.01.5 (2009-10² through 2013-14); 10.1-(b) (2009-10); 14.11.1 and 16.8.1.2 (2010-11 through 2012-13); 14.10.1 and 16.8.1 (2013-14); and 12.11.1 and 16.8.1 (2014-15)]

It is alleged that beginning in the 2010 summer semester and continuing through the 2014 summer semester, B.J. Hill (Hill), then head men's basketball coach, violated the principles of ethical conduct when he committed academic misconduct and provided approximately \$7000 in recruiting inducements that were impermissible. As a result, four then prospective student-athletes enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible. Specifically:

- a. During the summer of [REDACTED], Hill committed academic misconduct when he completed academic work for then men's basketball prospective student-athlete [REDACTED] for Algebra 051, an online [REDACTED] course. Further, Hill committed academic misconduct when he directed a then athletic trainer to complete work for [REDACTED] for Biology 041, an online [REDACTED] course. The then athletic trainer did not understand he was performing academic work for [REDACTED] and believed he was performing work for a member of Hill's family. [REDACTED] needed both courses to be academically eligible at the institution [REDACTED]. [REDACTED] subsequently enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible [REDACTED]. [NCAA Bylaws 10.01.1, 10.1 and 10.01-(b) (2009-10) and 14.01.1, 14.11.1, 15.01.5 and 16.8.1.2 (2010-11 through 2012-13)]

¹ Pursuant to NCAA Bylaw 19.7.7.1 of the 2016-17 NCAA Division I Manual, if violations from multiple levels are identified in the notice of allegations, the case shall be processed pursuant to procedures applicable to the most serious violation(s) alleged.

² The NCAA enforcement staff believes the allegations in this notice meet two exceptions to the statute of limitations in Bylaw 19.5.11. First, the factual information indicates a pattern of willful violations that began before and continued into the four-year period. Second, the factual information indicates a blatant disregard for the NCAA's fundamental extra-benefit and ethical-conduct bylaws [and the NCAA enforcement staff satisfied the conditions identified in Bylaw 19.5.11-(c)].

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- b. From the summer of 2010 through 2014, Hill knowingly provided approximately \$7000 in recruiting inducements that were impermissible when he paid for, or directed members of his staff to pay for, the tuition of 11 online courses for four then men's basketball prospective student-athletes: [REDACTED] (Algebra 051 and Biology 041), [REDACTED] (Math 104, Sociology 1301 and BE 210), [REDACTED] (Sociology 1301, Arts 1301 and Biology 1322) and [REDACTED] (Sociology 1301, Arts 1301 and Biology 1322). Men's basketball coaching staff members made the initial payments, and Hill subsequently reimbursed the staff members from his camp funds. The four then prospective student-athletes needed the courses to be academically eligible at the institution [REDACTED]. The four then prospective student-athletes subsequently enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible from 2010-11 through 2014-15 [REDACTED]. [NCAA Bylaws 10.01.1, 10.1, 10.1-(c), 13.2.1, 14.01.1, and 15.01.5 (2009-10 through 2013-14); 14.11.1 and 16.8.1.2 (2010-11 through 2012-13); 14.10.1, and 16.8.1 (2013-14); and 12.11.1 and 16.8.1 (2014-15)]

Level of Allegation No. 1:

The enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 1 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) provided or were intended to provide a substantial or extensive recruiting inducement; (3) involved benefits intended to secure, and which resulted in, the enrollment of a prospect; (4) were intentional or showed reckless indifference to the NCAA constitution and bylaws; and (5) involved academic misconduct and unethical or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d), 19.1.1-(f) and 19.1.1-(h), see also NCAA Constitution 2.5 (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Hill's involvement in Allegation No. 1.

Factual information on which the enforcement staff relies for Allegation No. 1:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 1. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

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2. [NCAA Division I Manual Bylaws 10.01.1, 10.1, 10.1-(b), 10.1-(c), 13.2.1, 14.01.1, and 15.01.5 (2011-12); 14.11.1 and 16.8.1.2 (2012-13); and 16.8.1 (2013-14)]

It is alleged that during the [REDACTED] summer semester Logan Bean (Bean), then assistant men's basketball coach, violated the principles of ethical conduct when he knowingly committed academic misconduct and provided approximately \$400 in recruiting inducements that were impermissible to one then prospective student-athlete. As a result, the then prospective student-athlete enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible. Specifically:

- a. During the summer of [REDACTED], Bean committed academic misconduct when he performed academic work for a then prospective student-athlete [REDACTED] in Math 104, an online course. Further, Bean committed academic misconduct when he requested Shawn Ellis, then assistant men's basketball coach, to complete work for [REDACTED] in BE 210, an online leadership course. Bean also requested Anthony Urrutia, then men's basketball graduate assistant coach, and Ryan Martin, then assistant men's basketball coach, to complete [REDACTED] Sociology 1301, an online course. [REDACTED] needed the courses to gain his academic eligibility at the institution [REDACTED]. [REDACTED] subsequently enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible [REDACTED]. [NCAA Bylaws 10.01.1 and 10.01-(b), 14.01.1 and 15.01.5 (2011-12); 14.11.1 and 16.8.1.2 (2012-13); and 14.10.1 and 16.8.1 (2013-14)]
- b. Additionally, during the summer of [REDACTED], Bean knowingly provided approximately \$400 in recruiting inducements that were impermissible by paying the tuition for one of [REDACTED] courses. Bean initially paid for the course, and B. J. Hill, then head men's basketball coach, subsequently reimbursed Bean as alleged in Allegation No. 1-(b). [NCAA Bylaws 10.01.1, 10.1-(c) and 13.2.1 (2011-12)]

Level of Allegation No. 2:

The NCAA enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 2 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) provided or were intended to provide a substantial or extensive impermissible benefit; (3) involved benefits intended to secure, and which resulted in, the enrollment of a prospect; (4) were intentional or showed reckless indifference to the NCAA constitution and bylaws; and (5) involved academic misconduct

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and unethical or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d), 19.9.1-(f) and 19.1.1-(h), see also NCAA Constitution 2.5 (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Bean's involvement in Allegation No. 2.

Factual information on which the enforcement staff relies for Allegation No. 2:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 2. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

3. [NCAA Division I Manual Bylaws 10.01.1 and 10.1 (2011-12, 2015-16 and 2016-17); 10.1-(b) (2011-12); 14.01.1, 14.11.1, 15.01.5 and 16.8.1.2 (2012-13); 14.10.1 and 16.8.1 (2013-14); 10.1-(d) (2015-16); and 10.1-(c) (2016-17)]

It is alleged that during the summer of [REDACTED] and in 2016 Ryan Martin (Martin), then men's basketball assistant coach and current North Dakota State University women's basketball assistant coach, violated the principles of ethical conduct when he committed academic misconduct and provided false or misleading information. As a result, one then prospective student-athlete enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible. Specifically:

- a. During the summer of [REDACTED], Martin knowingly committed academic misconduct when he and Anthony Urrutia, then men's basketball graduate assistant coach, collaboratively completed work for Sociology 1301, an online course, for a then prospective student-athlete [REDACTED]. [REDACTED] needed the course to be academically eligible at the institution [REDACTED]. [REDACTED] subsequently enrolled, practiced, competed while ineligible and received actual and necessary expenses [REDACTED]. [REDACTED]. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(b) (2011-12); 14.01.1, 14.11.1, 15.01.5 and 16.8.1.2 (2012-13); and 14.10.1 and 16.8.1 (2013-14)]
- b. During an April 4, 2016, interview with the institution and an October 18, 2016, interview with the institution and NCAA enforcement staff, Martin knowingly furnished false or misleading information concerning his involvement in matters relevant to a violation of NCAA bylaws when he denied his involvement in the academic misconduct in [REDACTED] online sociology course. [NCAA Bylaws 10.01.1 and 10.1 (2015-16 and 2016-17); 10.1-(d) (2015-16); and 10.1-(c) (2016-17)]

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Level of Allegation No. 3:

The enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 3 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) were intentional or showed reckless indifference to the NCAA constitution and bylaws; and (3) involved academic misconduct and unethical or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d) and 19.1.1-(h), see also NCAA Constitution 2.5 (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Martin's involvement in Allegation No. 3.

Factual information on which the enforcement staff relies for Allegation No. 3:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 3. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

4. [NCAA Division I Manual Bylaws 10.01.1 and 10.1-(b) (2011-12); 14.01.1, 14.11.1, 15.01.5 and 16.8.1.2 (2012-13) and 14.10.1 and 16.8.1 (2013-14)]

It is alleged that during the summer of [REDACTED], Anthony Urrutia (Urrutia), then men's basketball graduate assistant, violated the principles of ethical conduct when he knowingly committed academic misconduct. Specifically, Urrutia and Ryan Martin, then men's basketball assistant coach, completed Sociology 1301, an online course, for a then prospective student-athlete [REDACTED]. [REDACTED] needed the course to be academically eligible at the institution [REDACTED]. [REDACTED] subsequently enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible [REDACTED].

Level of Allegation No. 4:

The NCAA enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 4 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) were intentional or showed reckless indifference to the NCAA constitution and bylaws; and (3) involved academic misconduct and unethical

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or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d) and 19.1.1-(h), see also NCAA Constitution 2.5 (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Urrutia's involvement in Allegation No. 4.

Factual information on which the enforcement staff relies for Allegation No. 4:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 4. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

5. [NCAA Division I Manual Bylaws 10.01.1, 10.1 and 10.1-(b) (2011-12); 14.01.1, 14.11.1, 15.01.5 and 16.8.1.2 (2012-13); and 14.10.1 and 16.8.1 (2013-14)]

It is alleged that during the summer of [REDACTED], Shawn Ellis (Ellis), then men's basketball assistant coach, violated the principles of ethical conduct when he knowingly committed academic misconduct. Specifically, Ellis completed BE 2010, an online leadership course, for a then prospective student-athlete [REDACTED]. [REDACTED] needed the course to be academically eligible at the institution [REDACTED]. [REDACTED] subsequently enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible [REDACTED].

Level of Allegation No. 5:

The NCAA enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 5 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) were intentional or showed reckless indifference to the NCAA constitution and bylaws; and (3) involved academic misconduct and unethical or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d) and 19.1.1-(h), see also NCAA Constitution 2.5 (2016-17)]

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Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Ellis' involvement in Allegation No. 5.

Factual information on which the enforcement staff relies for Allegation No. 5:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 5. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

6. [NCAA Division I Manual Bylaws 10.01.1 and 10.1 (2012-13 and 2016-17); 10.1-(c) and 13.2.1(2012-13); 14.01.1, 14.10.1, 15.01.5 and 16.8.1 (2013-14); 12.11.1, and 16.8.1 (2014-15); and 10.1-(a) and 19.2.3 (2016-17)]

It is alleged that Joel Davidson (Davidson), then men's basketball assistant coach, violated the principles of ethical conduct when he knowingly provided approximately \$4600 in recruiting inducements that were impermissible to two then prospective student-athletes during the summer of [REDACTED]. As a result, two then prospective student-athletes enrolled, practiced, competed, received institutional financial aid, and received actual and necessary expenses while ineligible. Additionally, Davidson refused to furnish information relevant to an investigation and to cooperate with the NCAA enforcement staff and institution from the fall of 2016 to the present. Specifically:

- a. During the summer of [REDACTED], Davidson knowingly provided approximately \$4600 in recruiting inducements that were impermissible by paying the tuition for six online courses for then prospective men's basketball student-athletes [REDACTED] and [REDACTED]. [REDACTED] courses included Biology 1322, History 1301 and Arts 1301. [REDACTED] courses included Biology 1322, Sociology 1301 and Arts 1301. Davidson used a friend's credit card to pay for the courses and reimbursed his friend for the course payments. [REDACTED] and [REDACTED] needed the courses to gain their academic eligibility at the institution [REDACTED]. [REDACTED] and [REDACTED] subsequently enrolled, practiced, competed, received institutional financial aid and received actual and necessary expenses while ineligible [REDACTED]. [10.01.1, 10.1, 10.1-(c) and 13.2.1 (2012-13); 14.01.1, 14.10.1, 15.01.5 and 16.8.1 (2013-14); and 12.11.1 and 16.8.1 (2014-15)]

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- b. From the fall of 2016 and continuing to the present, Davidson refused to furnish information relevant to an investigation of a possible violation of an NCAA regulation when requested to do so by the enforcement staff and the institution. The enforcement staff and the institution made multiple attempts to secure Davidson's participation in an NCAA interview, and on September 27, 2016, traveled to Davidson's residence to discuss the matter. Davidson repeatedly refused to participate. [NCAA Bylaws 10.01.1,10.1, 10.1-(a) and 19.2.3 (2016-17)]

Level of Allegation No. 6:

The enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 6 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) provided or were intended to provide a substantial or extensive impermissible benefit; (3) involved benefits intended to secure, and which resulted in, the enrollment of a prospect; (4) were intentional or showed reckless indifference to the NCAA constitution and bylaws; (5) involved academic misconduct and unethical or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model; and (6) adversely impact the NCAA's ability to investigate alleged violations, which is critical to the common interests of the Association's membership and the preservation of its enduring values. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d), 19.1.1-(f) and 19.1.1-(h); see also NCAA Constitution 2.5 (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Davidson's involvement in Allegation No. 6.

Factual information on which the enforcement staff relies for Allegation No. 6:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 6. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

7. [NCAA Division I Manual Bylaws 10.01.1 and 10.1 (2013-14 and 2016-17); 10.1-(b), 14.01.1 and 15.01.5 (2013-14); and 10.1-(c) (2016-17)]

It is alleged that during the summer of [REDACTED], Eric Murphy (Murphy), then men's basketball assistant coach, violated the principles of ethical conduct when he knowingly committed academic misconduct and furnished false or misleading information to the institution and NCAA enforcement staff. Specifically:

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- a. During the summer of [REDACTED], Murphy knowingly committed academic misconduct when he directed and paid a former men's basketball graduate assistant at another Division I institution to complete an online English course, for a then prospective student-athlete [REDACTED]. [REDACTED] needed the course to gain his academic eligibility at the institution [REDACTED].

[NCAA Bylaws 10.01.1, 10.1, 10.1-(b), 14.01.1 and 15.01.5 (2013-14)]

- b. During August 29, 2016, and December 4, 2016, interviews with the institution and enforcement staff, Murphy knowingly furnished false or misleading information concerning his involvement in matters relevant to a violation of NCAA bylaws when he denied his involvement in academic misconduct in [REDACTED] online English course.

[NCAA Bylaws 10.01.1, 10.1 and 10.1-(c) (2016-17)]

Level of Allegation No. 7:

The enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 7 is a severe breach of conduct (Level I) because the violations (1) provided or were intended to provide a substantial or extensive recruiting and competitive advantage; (2) were intentional or showed reckless indifference to the NCAA constitution and bylaws; and (3) involved academic misconduct and unethical or dishonest conduct, which seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaws 19.1.1, 19.1.1-(b), 19.1.1-(d) and 19.1.1-(h), see also NCAA Constitution 2.5 (2010-16)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Murphy's involvement in Allegation No. 7.

Factual information on which the enforcement staff relies for Allegation No. 7:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 7. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

8. [NCAA Division I Manual Bylaws 11.7.3, 14.3.2.1.1, 14.3.2.2 and 16.8.1 (2015-16)]

It is alleged that beginning in August [REDACTED] and continuing through December [REDACTED], B.J. Hill (Hill), then head men's basketball coach, directed a then men's basketball assistant coach and the director of basketball operations to engage in countable athletically related

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activities with men's basketball student-athlete [REDACTED], while [REDACTED] [REDACTED]. Specifically, at the direction of Hill, either the then men's basketball assistant coach or the director of basketball operations picked up [REDACTED] and drove him to Greeley Central High School to conduct a 30 to 40 minute practice session each week.

Level of Allegation No. 8:

The NCAA enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 8 is a significant breach of conduct (Level II) because the violations (1) were not isolated or limited, (2) provided or were intended to provide more than a minimal competitive or other advantage and (3) compromised the integrity of the NCAA Collegiate Model. [NCAA Bylaw 19.1.2 (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Hill's involvement in Allegation No. 8.

Factual information on which the enforcement staff relies for Allegation No. 8:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 8. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

9. [NCAA Division I Manual Bylaw 11.1.2.1 (2009-10 through 2012-13) and 11.1.1.1 (2012-13 through 2015-16)³]

It is alleged that from the summer of 2010 through the fall of 2015, B.J. Hill (Hill), then head men's basketball coach, is presumed responsible for the violations outlined in Allegation Nos. 1 through 8 and did not rebut the presumption of responsibility. Specifically, Hill did not demonstrate that he promoted an atmosphere for compliance and

³ On October 30, 2012, and during the period of Allegation No. 9, adopted proposal 2012-15 changed NCAA Division I Bylaw 11.1.2.1 to 11.1.1.1.

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monitored his staff within the men's basketball program because of his knowledge of and direct participation in the violations. Additionally, Hill pressured, directed or encouraged his staff to engage in violations.

Level of Allegation No. 9:

The NCAA enforcement staff believes a hearing panel of the NCAA Division I Committee on Infractions could conclude that Allegation No. 9 is a severe breach of conduct Level I because it is a head coach responsibility violation resulting from several underlying Level I violations that seriously undermined or threatened the integrity of the NCAA Collegiate Model. [NCAA Bylaw 19.1.1 and 19.1.1-(e) (2016-17)]

Involved Individual(s):

The enforcement staff believes a hearing panel could enter a show-cause order pursuant to Bylaw 19.9.5.4 regarding Hill's involvement in Allegation No. 9.

Factual information on which the enforcement staff relies for Allegation No. 9:

The attached exhibit details the factual information on which the enforcement staff relies for Allegation No. 9. The enforcement staff incorporates the factual information referenced throughout this document, its exhibits and all other documents posted on the secure website.

Specific to Allegation Nos. 1-9:

- a. Please indicate whether the information contained within these allegations is substantially correct and whether the institution and involved individuals identified in these allegations believe violations of NCAA legislation occurred. Submit materials to support your response.
- b. If the institution and involved individuals believe NCAA violations occurred, please indicate whether there is substantial agreement on the level of the violation. Submit materials to support your response.
- c. Please indicate whether the factual information is substantially correct and whether the institution and involved individuals have additional pertinent information and/or facts. Submit facts in support of your response.

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C. Potential Aggravating and Mitigating Factors.

Pursuant to NCAA Bylaw 19.7.1, the NCAA enforcement staff has identified the following potential aggravating and mitigating factors that a hearing panel of the NCAA Division I Committee on Infractions may consider.

1. Institution:

a. Aggravating factors. [NCAA Bylaw 19.9.3]

- (1) Multiple Level I and II violations by the institution or involved individual. [NCAA Bylaw 19.9.3-(a) and 19.9.3-(g)]

Several institutional employees committed Level I and II violations over multiple years, as set forth in Allegation Nos. 1 through 9.

- (2) Persons of authority condoned, participated in or negligently disregarded the violation or related wrongful conduct. [NCAA Bylaw 19.9.3-(h)]

B.J. Hill, then head men's basketball coach, both participated in and directed others to engage in several NCAA violations over multiple years.

- (3) A pattern of noncompliance within the sport program involved. [NCAA Bylaw 19.9.3-(k)]

Allegation Nos. 1 through 9 involved the men's basketball program, men's basketball prospective student-athletes and men's basketball student-athletes and occurred over multiple years.

b. Mitigating factors. [NCAA Bylaw 19.9.4]

- (1) Prompt self-detection and self-disclosure of the violations. [NCAA Bylaw 19.9.4-(a)]

When the institution first learned of the alleged misconduct, it took prompt measures to begin the investigation and notify the enforcement staff.

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- (2) Prompt acknowledgment of the violation, acceptance of responsibility and imposition of meaningful corrective measures and penalties. [NCAA Bylaw 19.9.4-(b)]

When the institution first learned of the alleged misconduct, it immediately took corrective action and self-imposed penalties.

- (3) Affirmative steps to expedite final resolution of the matter. [NCAA Bylaw 19.9.4-(c)]

The institution rapidly gathered information and documents on its own accord without a formal request from the enforcement staff.

- (4) An established history of self-reporting Level III or secondary violations. [NCAA Bylaw 19.9.4-(d)]

The institution self-reported 37 Level III or secondary violations from in the last five years.

- (5) Exemplary cooperation. [NCAA Bylaw 19.9.4-(f)]

Without the institution's exemplary cooperation, this case could not have been processed. The institution identified individuals, obtained a significant amount of information unavailable to the NCAA enforcement staff in the form of academic materials and other documents, and spent a substantial amount of institutional resources to expedite this investigation by tracking down information unknown to the enforcement staff. Northern Colorado's actions serve as a model for all NCAA member institutions concerning how to conduct an academic misconduct investigation.

- (6) The absence of prior Level I, Level II or major violations committed by the institution. [NCAA Bylaw 19.9.4-(h)]

The institution has no prior major infractions cases.

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2. Involved Individual [B.J. Hill (Hill), then head men's basketball coach]:

a. Aggravating factors. [NCAA Bylaw 19.9.3]

(1) Multiple Level I and II violations. [NCAA Bylaw 19.9.3-(a) and 19.9.3-(g)]

Hill personally engaged in the Level I violations in Allegations Nos. 1 and 9, and directed his staff to engaged in Level I and II violations in Allegations Nos. 2 through 8.

(2) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Hill personally engaged in the unethical conduct violations outlined in Allegation No. 1 and directed members of his staff to commit additional unethical conduct violations.

(3) Violations were premeditated, deliberate or committed after substantial planning. [NCAA Bylaw 19.9.3-(f)]

Hill deliberately engaged in the violations outlined in Allegation No. 1 and encouraged his staff to also commit NCAA violations.

(4) Persons of authority condoned, participated in or negligently disregarded the violation or related wrongful conduct. [NCAA Bylaw 19.9.3-(h)]

Hill personally engaged in the violations and directed other members of his staff to engage in additional NCAA violations.

(5) Pattern of noncompliance within the men's basketball program. [NCAA Bylaw 19.9.3-(k)]

All of the violations involved Hill's program and continued over multiple years.

(6) Intentional, willful or blatant disregard for the NCAA constitution and bylaws. [NCAA Bylaw 19.9.3-(m)]

Hill knew and understood that his conduct of providing recruiting inducements, committing academic misconduct, practicing with a non-qualifier in his academic year in residence and directing others to engage in similar conduct violated NCAA legislation.

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b. Mitigating factor. [NCAA Bylaw 19.9.4]

Prompt acknowledgement of the violation and acceptance of responsibility.
[NCAA Bylaw 19.9.4-(b)]

During his interview with the institution and the NCAA enforcement staff, Hill acknowledged his participation in violations of NCAA legislation and took responsibility for his actions.

3. **Involved Individual [Logan Bean (Bean), then assistant men's basketball coach]:**

a. Aggravating factors. [NCAA Bylaw 19.9.3]

(1) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Bean engaged in the unethical conduct violations outlined in Allegation No. 2.

(2) Violations were deliberate. [NCAA Bylaw 19.9.3-(f)]

Bean deliberately engaged in the violations outlined in Allegation No. 2.

(3) Intentional, willful or blatant disregard for the NCAA constitution and bylaws.
[NCAA Bylaw 19.9.3-(m)]

Bean intentionally engaged in the violations there outlined in Allegation No. 2.

b. Mitigating factors. [NCAA Bylaw 19.9.4]

(1) Prompt acknowledgement of the violation and acceptance of responsibility.
[NCAA Bylaw 19.9.4-(b)]

During his interview with the institution and the enforcement staff, Bean acknowledged his involvement in violations of NCAA legislation and took responsibility for his actions.

(2) Exemplary cooperation. [NCAA Bylaw 19.9.4-(f)]

Bean provided information of which the institution and NCAA enforcement staff were unaware. Without Bean's full and forthcoming testimony, including the implication of himself, many of the allegations involved in this case would not have been corroborated.

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4. **Involved Individual [Ryan Martin (Martin) then assistant men's basketball coach]:**

a. Aggravating factors. [NCAA Bylaw 19.9.3]

(1) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Martin engaged in the unethical conduct violations outlined in Allegation No. 3.

(2) Violations were deliberate. [NCAA Bylaw 19.9.3-(f)]

Martin deliberately engaged in the violations outlined in Allegation No. 3.

(3) Intentional, willful or blatant disregard for the NCAA constitution and bylaws. [NCAA Bylaw 19.9.3-(m)]

Martin intentionally engaged in the violations there outlined in Allegation No. 3.

b. Mitigating factor(s). [NCAA Bylaw 19.9.4]

The NCAA enforcement staff did not identify any mitigating factors for the involved individual.

5. **Involved individual [Anthony Urrutia (Urrutia), then graduate assistant men's basketball coach]:**

a. Aggravating factors. [NCAA Bylaw 19.9.3]

(1) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Urrutia engaged in the unethical conduct violations outlined in Allegation No. 4.

(2) Violations were deliberate. [NCAA Bylaw 19.9.3-(f)]

Urrutia deliberately engaged in the violations outlined in Allegation No. 4.

(3) Intentional, willful or blatant disregard for the NCAA constitution and bylaws. [NCAA Bylaw 19.9.3-(m)]

Urrutia intentionally engaged in the violations there outlined in Allegation No. 4.

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b. Mitigating factor. [NCAA Bylaw 19.9.4]

Prompt acknowledgement of the violation and acceptance of responsibility. [NCAA Bylaw 19.9.4-(b)]

During interview with the institution and the NCAA enforcement staff, Urrutia acknowledged his involvement in violations of NCAA legislation and took responsibility for his actions.

6. **Involved individual [Shawn Ellis (Ellis) then assistant men's basketball coach]:**

a. Aggravating factors. [NCAA Bylaw 19.9.3]

(1) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Ellis engaged in the unethical conduct violation outlined in Allegation No. 5.

(2) Violations were deliberate. [NCAA Bylaw 19.9.3-(f)]

Ellis deliberately engaged in the violations outlined in Allegation No. 5.

(3) Intentional, willful or blatant disregard for the NCAA constitution and bylaws. [NCAA Bylaw 19.9.3-(m)]

Ellis intentionally engaged in the violations there outlined in Allegation No. 5.

b. Mitigating factor. [NCAA Bylaw 19.9.4]

Prompt acknowledgement of the violation and acceptance of responsibility. [NCAA Bylaw 19.9.4-(b)]

During interview with the institution and the NCAA enforcement staff, Ellis acknowledged his involvement in violations of NCAA legislation and his took responsibility for his actions.

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7. Involved Individual [Joel Davidson (Davidson), then assistant men's basketball coach]:

a. Aggravating factors. [NCAA Bylaw 19.9.3]

- (1) Obstructing an investigation or attempting to conceal the violation. [NCAA Bylaw 19.9.3-(d)]

Davidson refused to participate in an NCAA interview.

- (2) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Davidson engaged in the unethical conduct violations outlined in Allegation No. 6.

- (3) Violations were deliberate. [NCAA Bylaw 19.9.3-(f)]

Davidson deliberately engaged in the violations outlined in Allegation No. 6.

- (4) Intentional, willful or blatant disregard for the NCAA constitution and bylaws. [NCAA Bylaw 19.9.3-(m)]

Davidson intentionally engaged in the violations there outlined in Allegation No. 6.

b. Mitigating factor(s). [NCAA Bylaw 19.9.4]

The NCAA enforcement staff did not identify any mitigating factors for the involved individual.

8. Involved Individual [Eric Murphy (Murphy) then assistant men's basketball coach]:

a. Aggravating factors. [NCAA Bylaw 19.9.3]

- (1) Unethical conduct. [NCAA Bylaw 19.9.3-(e)]

Murphy engaged in the unethical conduct violations outlined in Allegation No. 7.

- (2) Violations were deliberate. [NCAA Bylaw 19.9.3-(f)]

Murphy deliberately engaged in the violations outlined in Allegation No. 7.

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- (3) Intentional, willful or blatant disregard for the NCAA constitution and bylaws.
[NCAA Bylaw 19.9.3-(m)]

Murphy intentionally engaged in the violations there outlined in Allegation No. 7.

- b. Mitigating factor(s). [NCAA Bylaw 19.9.4]

The NCAA enforcement staff did not identify any mitigating factors for the involved individuals.

D. Request for Supplemental Information.

1. Provide mailing and email addresses for all necessary parties to receive communications from the hearing panel of the NCAA Division I Committee on Infractions related to this matter.
2. Indicate how the violations were discovered.
3. Provide a detailed description of any corrective or punitive actions implemented by the institution as a result of the violations acknowledged in this inquiry. In that regard, explain the reasons the institution believes these actions to be appropriate and identify the violations on which the actions were based. Additionally, indicate the date that any corrective or punitive actions were implemented.
4. Provide a detailed description of all disciplinary actions taken against any current or former athletics department staff members as a result of violations acknowledged in this inquiry. In that regard, explain the reasons the institution believes these actions to be appropriate and identify the violations on which the actions were based. Additionally, indicate the date that any disciplinary actions were taken and submit copies of all correspondence from the institution to each individual describing these disciplinary actions.
5. Provide a short summary of every past Level I, Level II or major infractions case involving the institution or individuals named in this notice. In this summary, provide the date of the infractions report(s), a description of the violations found by the Committee on Infractions/hearing panel, the individuals involved, and the penalties and corrective actions. Additionally, provide a copy of any major infractions reports involving the institution or individuals named in this notice that were issued by the Committee on Infractions/hearing panel within the last 10 years.
6. Provide a chart depicting the institution's reporting history of Level III and secondary violations for the past five years. In this chart, please indicate for each academic year the number of total Level III and secondary violations reported involving the institution or

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individuals named in this notice. Also include the applicable bylaws for each violation, and then indicate the number of Level III and secondary violations involving just the sports team(s) named in this notice for the same five-year time period.

7. Provide the institution's overall conference affiliation, as well as the total enrollment on campus and the number of men's and women's sports sponsored.
8. Provide a statement describing the general organization and structure of the institution's intercollegiate athletics department, including the identities of those individuals in the athletics department who were responsible for the supervision of all sport programs during the previous four years.
9. State when the institution has conducted systematic reviews of NCAA and institutional regulations for its athletics department employees. Also, identify the agencies, individuals or committees responsible for these reviews and describe their responsibilities and functions.
10. Provide the following information concerning the sports program(s) identified in this inquiry:
 - The average number of initial and total grants-in-aid awarded during the past four academic years.
 - The number of initial and total grants-in-aid in effect for the current academic year (or upcoming academic year if the regular academic year is not in session) and the number anticipated for the following academic year.
 - The average number of official paid visits provided by the institution to prospective student-athletes during the past four years.
 - Copies of the institution's squad lists for the past four academic years.
 - Copies of the institution's media guides, either in hard copy or through electronic links, for the past four academic years.
 - A statement indicating whether the provisions of NCAA Bylaws 31.2.2.3 and 31.2.2.4 apply to the institution as a result of the involvement of student-athletes in violations noted in this inquiry.
 - A statement indicating whether the provisions of Bylaw 19.9.7-(g) apply to the institution as a result of the involvement of student-athletes in violations noted in this inquiry.

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11. Consistent with the Committee on Infractions IOP 4-16-2-1 (Total Budget for Sport Program) and 4-16-2-2 (Submission of Total Budget for Sport Program), please submit the three previous fiscal years' total budgets for all involved sport programs. At a minimum, a sport program's total budget shall include: (a) all contractual compensation including salaries, benefits and bonuses paid by the institution or related entities for coaching, operations, administrative and support staff tied to the sport program; (b) all recruiting expenses; (c) all team travel, entertainment and meals; (d) all expenses associated with equipment, uniforms and supplies; (e) game expenses and (f) any guarantees paid associated with the sport program.

Any additional information or comments regarding this case are welcome.

Individuals Who May Be Mentioned In The Factual Information Chart

University of Northern Colorado – Case No. 00595.

Adams, Sarah – associate athletics director, senior woman administrator.

██████████ – then men's basketball student-athlete ██████████.

Bean, Logan – then assistant men's basketball coach.

██████████ – then men's basketball student-athlete ██████████.

Boyle, Tad – head men's basketball coach University of Colorado-Boulder.

Davidson, Joel – then assistant men's basketball coach.

Ellis, Shawn – then assistant men's basketball coach.

██████████ – then men's basketball student-athlete ██████████.

██████████ – then men's basketball student-athlete ██████████.

Gibbons, Mike – former graduate assistant men's basketball coach Southern Mississippi University.

Graefe, Troy – head boy's basketball coach Greeley Central High School.

Green, Taylor – director of men's basketball operations.

Hensley, Will – assistant men's basketball coach.

Hill, B.J. – then head men's basketball coach.

Klingsmith, Rawley – then athletic trainer, current University of Colorado-Boulder athletic trainer.

██████████ – then men's basketball student-athlete ██████████.

Martin, Ryan – then assistant men's basketball coach, current North Dakota State University assistant women's basketball coach.

Murphy, Eric – then assistant men's basketball coach.

Pottoroff, Matt – assistant athletics director for compliance.

Powers, Scott – then representative of athletics interest, friend of Davidson.

Rodriguez, Carlos – Hill's then brother-in-law.

██████████ – then men's basketball student-athlete ██████████.

██████████ – men's basketball student-athlete.

Urrutia, Anthony – then graduate assistant men's basketball coach.