BOARD OF TRUSTEES
UNIVERSITY OF THE DISTRICT OF COLUMBIA

UDC Resolution 2013-

SUBJECT: UDC David A. Clarke School of Law Tenure Approval for Professor Matthew Fraidin

WHEREAS, the UDC-DCSL faculty voted on April 17, 2013, to recommend to Dean Shelley Broderick that Professor Matthew Fraidin, who joined the faculty as a visiting professor in academic year 2004-2005, be offered a permanent position on the law faculty with the rank of full professor with continuous tenure; and

WHEREAS, the Faculty Evaluation and Retention Committee (FERC) appointed a subcommittee to prepare a report and make a recommendation to FERC regarding the tenure question on an expedited basis, and

WHEREAS, the tenure standard at UDC David A. Clarke School of Law states that “[a]ll members of the faculty have as their primary responsibilities teaching and contributing to the growth and understanding of the law,” and secondary responsibilities under the standard require that the applicant for tenure have successfully participated in and conducted “other school of law activities...necessary to the successful functioning and harmony of the institution...and other activities...which significantly relate to and advance a faculty member’s academic skills, including work in his or her special field”; and

WHEREAS, the FERC subcommittee conducted a review of Professor Fraidin’s teaching, scholarship, and service to the law school and to the legal profession and concluded that Professor Fraidin is an outstanding classroom teacher who is fully capable of teaching a wide range of first-year and upper-level law school courses, that his scholarly and other writings easily satisfy the requirements for tenure, and that he is an indefatigable champion for the School of Law, for the legal profession, and for justice; and

WHEREAS, the FERC subcommittee, having found that Professor Fraidin satisfied all the criteria for tenure, urged the full committee to recommend to the Dean that Professor Fraidin be awarded tenure; and

WHEREAS, FERC held a meeting on April 17, 2013, to consider the subcommittee’s report and recommendation and voted unanimously to adopt the recommendation of the subcommittee and asked the Dean to seek an award of continuous tenure for Professor Fraidin; and

WHEREAS, Dean Broderick independently evaluated Professor Fraidin’s teaching, scholarship, and service, and concurred in writing with FERC’s recommendation; and
WHEREAS, pursuant to 8B DCMR §1470, the Dean, the Provost and the Interim President have affirmed the recommendation of tenure for Professor Fraidin and the Interim President has forwarded the recommendation for tenure to the Board of Trustees;

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees of the University of the District of Columbia approves the award of tenure to Professor Matthew Fraidin of the UDC David A. Clarke School of Law.

Submitted by Academic Affairs

Approved by the Board of Trustees

Elaine A. Crider
Chairperson of the Board
The proposed resolution is for the approval of tenure for Professor Matthew Fraidin effective April 17, 2013. It has been recommended in the Board Resolution that Professor Matthew Fraidin who joined the faculty as a visiting professor for academic year 2004-2005, be offered the rank of full professor with continuous tenure. The Faculty Evaluation and Retention Committee (FERC) appointed a subcommittee to prepare a report and make a recommendation to FERC regarding the tenure question on an expedited basis.

The FERC subcommittee conducted a review of Professor Fraidin’s teaching, scholarship, and service to the law school and to the legal profession and concluded that Professor Fraidin is an outstanding classroom teacher who is fully capable of teaching a wide range of first-year and upper-level law school courses that his scholarly and other writings easily satisfy the requirements for tenure, and that he is an indefatigable champion for the School of Law, for the legal profession, and for justice.

The Dean, the Provost and the Interim President have affirmed the recommendation of tenure for Professor Fraidin and the Interim President has forwarded the recommendation for tenure to the Board of Trustees.

The Law School promotion is proposed by the dean and funded by the Law School. It should be noted the Law School Faculty is not unionized. The tenure decision does not require a promotion however the recommended salary is $142,000. Based on his current salary of $115,000 this position will cost the University $34,803 in salary and benefits.

The Executive Management within the Budget Department of the Office of the Chief Financial Officer of UDC has approved this request based on the information provided. We do not anticipate any risks at this time.
To: Ken Bain  
From: Katherine S. Broderick  
Re: Recommendation in support of the award of tenure and promotion to Full Professor for Matthew Fraidin.

I am writing in enthusiastic support of the unanimous recommendation made by the Faculty Evaluation and Retention Committee (FERC) for the award of tenure and promotion to full professor for Professor Matthew Fraidin. Having personally witnessed many of his public presentations, I fully concur with the conclusions of the FERC report regarding his outstanding clinical and classroom teaching both at UDC-DCSL and in his visitorships at Georgetown University Law Center. Based on my independent observation and assessment, I further agree with the FERC report that Professor Fraidin's service to the School of Law, the University and to the broader community is exemplary and that his scholarship meets and exceeds the School of Law's requirements.

I was delighted to read in the FERC report that the legendary NYU Law clinical professor Marty Guggenheim said of Professor Fraidin:

He is in my view the leader of the next generation of advocates for families and parents accused of maltreating their children. Any law school should be proud to have him on his faculty.

I concur. Professor Fraidin is an agent of change for social justice and richly deserves the award of tenure and promotion to full professor.