

ORIGINAL

FILED
COURT OF CLAIMS
OF OHIO

IN THE COURT OF CLAIMS OF OHIO

2014 OCT -1 PM 3: 27

BEM D. ITIAVKASE,	:	
	:	
Plaintiff,	:	
	:	
-vs-	:	Case No. 2013-00715
	:	
WRIGHT STATE UNIVERSITY,	:	Magistrate Holly T. Shaver
	:	
Defendant.	:	

**MEMORANDUM IN OPPOSITION
TO MOTION TO COMPEL**

Plaintiff's Motion to Compel should be denied. First, although he did not attach it, Plaintiff sent Defendant a request for documents for emails of Robert Hickey and Eli Faes (Attached). A review of the request demonstrates that he did not provide a certificate of service, nor did he electronically serve the Attorney General. The request was received on August 26, 2014. Plaintiff's motion to compel was served on September 16, 2014, only 21 days later. In that 21 days, Plaintiff never contacted this office to work out a discovery dispute or alerted Defendant that was about to file a premature motion to compel.

Simply stated, Defendant's responses were not due and Plaintiff made no reasonable efforts to work with Defendants.

But regardless of Plaintiff's premature motion, Defendant has provided documents requested. (See attached.) Thus, his motion is moot and should be denied.

ON COMPUTER

Respectfully submitted,

MICHAEL DEWINE
Ohio Attorney General



PETER E. DEMARCO (0002684)
JAMES P. DINSMORE (0051798)
Assistant Attorneys General
Court of Claims Defense Section
150 East Gay Street, 18th Floor
Columbus, Ohio 43215
(614) 466-7447/Fax: 644-9185
Peter.DeMarco@OhioAttorneyGeneral.gov
James.Dinsmore@OhioAttorneyGeneral.gov
Counsel for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served by ordinary U.S. mail, postage prepaid, this 13th day of October, 2014 upon the following:

Bem D. Itiavkase
5960 Sunridge Drive
Cincinnati, Ohio 45224
Plaintiff *Pro se*



PETER E. DEMARCO (0002684)
Assistant Attorney General

AUG 26 2014

ATTORNEY GENERAL OFFICE
COURT OF COMMON PLEAS

BEM D. ITIAVKASE

:

Plaintiff

:

Case No. 2013-00715

v.

:

WRIGHT STATE UNIVERSITY

:

Defendant

:

PLAINTIFF'S REQUEST FOR DOCUMENTS

Now comes plaintiff, Bem D. Itiavkase, respectfully requesting the emails between Robert Hickey Jr., the Vice President of Public Affairs at Wright State University and Eli Faes, as well as any emails sent to and from the President of WSU and everyone involved in case number 2013-00715.

Respectfully submitted,

Bem D. Itiavkase

Bem D. Itiavkase
5960 Sunridge Drive
Cincinnati, OH 45224
(513)290-7930
Bemmismaximus@hotmail.com
Plaintiff Pro Se

IN THE COURT OF CLAIMS OF OHIO

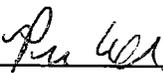
BEM D. ITIAVKASE, :
 :
 Plaintiff, :
 :
 -vs- : Case No. 2013-00715
 :
 WRIGHT STATE UNIVERSITY, : Magistrate Holly T. Shaver
 :
 Defendant. :

**RESPONSE TO PLAINTIFF'S
REQUEST FOR PRODUCTION OF DOCUMENTS**

1. See attached.

Respectfully submitted,

MICHAEL DEWINE
Ohio Attorney General



PETER E. DEMARCO (0002684)
JAMES P. DINSMORE (0051798)
Assistant Attorneys General
Court of Claims Defense Section
150 East Gay Street, 18th Floor
Columbus, Ohio 43215
(614) 466-7447/Fax: 644-9185
Peter.DeMarco@OhioAttorneyGeneral.gov
James.Dinsmore@OhioAttorneyGeneral.gov
Counsel for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Response to Request for Production was served by ordinary U.S. mail, postage prepaid, this 1st day of October, 2014 upon the following:

Bem D. Itiavkase
5960 Sunridge Drive
Cincinnati, Ohio 45224
Plaintiff *Pro se*



PETER E. DEMARCO (0002684)
Assistant Attorney General

Hello, Eli;

Let me see what I can find out for you. Thanks for passing this along!

Robert E. (Bob) Hickey
Associate VP for Public Affairs
Wright State University
937 775-3326-0

From: Eli Faes [<mailto:efaes@regents.state.oh.us>]

Sent: Friday, December 13, 2013 4:04 PM

To: Hickey, Bob

Subject: FW: Wright State University

Hi Bob –

I was contacted by a WSU student with a complaint (see below;) I was wondering if you might have an idea on how you'd like me to respond. Thanks for your time, and have a great weekend!

Eli

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: beM Itiavkase [<mailto:bemmismaximus@hotmail.com>]

To: Eli Faes

Subject: RE: Wright State University

Mr. Faes,

My reasoning for contacting you is to figure out how to go about filing an official complaint against Wright State University and making sure that the proper authorities hear about their malicious intent to dismiss my application before the deadline that they gave me was met as well as their disrespect, especially from Amy Johnson of the College of Business.

I was granted provisional admittance in November of 2012. I began classes in January (07) of 2013. In March I was sent a rejection letter. First, provisional acceptance grants me one semester to get a 3.0 or better as well as satisfy the requirements of that provisional acceptance. Second, they never let the semester end before denying my application. Third, when asked why, they all said "sorry" and gave no explanation and

hoped I would just go away. I have communicated with Willian Ayres, Todd Sweeney, the Presidents assistant, Amy Johnson and about 5 other people I cannot name right now but all of them have been either lying to me or intentionally giving me the run around and I do not appreciate it. If there is something you can do to help me or an avenue to go to make sure my complaint is seriously heard that would be great. Thank you so very much for your time and if needed, I have documentation proving everything I have stated in this email.

Respectfully,

Bem D. Itiavkase

From: efaes@regents.state.oh.us
To: bemmismaximus@hotmail.com
Subject: RE: Wright State University
Date: Wed, 30 Oct 2013 16:06:42 +0000

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call **1-800-AFFORD-IT**
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: beM Itiavkase [<mailto:bemmismaximus@hotmail.com>]
To: Eli Faes
Subject: RE: Wright State University

Mr. Faes,

My reasoning for contacting you is to figure out how to go about filing an official complaint against Wright State University and making sure that the proper authorities hear about their malicious intent to dismiss my application before the deadline that they gave me was met as well as their disrespect, especially from Amy Johnson of the College of Business.

I was granted provisional admittance in November of 2012. I began classes in January (07) of 2013. In March I was sent a rejection letter. First, provisional acceptance grants me one semester to get a 3.0 or better as well as satisfy the requirements of that provisional acceptance. Second, they never let the semester end before denying my application. Third, when asked why, they all said "sorry" and gave no explanation and hoped I would just go away. I have communicated with Willian Ayres, Todd Sweeney, the Presidents assistant, Amy Johnson and about 5 other people I cannot name right now but all of them have been either lying to me or intentionally giving me the run around and I do not appreciate it. If there is something you can do to help me or an avenue to go to make sure my complaint is seriously heard that would be great. Thank you so very much for your time and if needed, I have documentation proving everything I have stated in this email.

Respectfully,

Bem D. Itiavkase

From: efaes@regents.state.oh.us
To: bemmismaximus@hotmail.com
Subject: RE: Wright State University
Date: Wed, 30 Oct 2013 16:06:42 +0000

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: Hickey, Bob [<mailto:robert.hickey@wright.edu>]
Sent: Monday, December 16, 2013 2:01 PM
To: Eli Faes
Subject: RE: Wright State University

Hello, Eli;
Let me see what I can find out for you. Thanks for passing this along!
Robert E. (Bob) Hickey
Associate VP for Public Affairs
Wright State University
937 775-3326-O

From: Eli Faes [<mailto:efaes@regents.state.oh.us>]
Sent: Friday, December 13, 2013 4:04 PM
To: Hickey, Bob
Subject: FW: Wright State University

Hi Bob –

I was contacted by a WSU student with a complaint (see below;) I was wondering if you might have an idea on how you'd like me to respond. Thanks for your time, and have a great weekend!

Eli

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: beM Itiavkase [<mailto:bemmismaximus@hotmail.com>]
To: Eli Faes
Subject: RE: Wright State University

Mr. Faes,

My reasoning for contacting you is to figure out how to go about filing an official complaint against Wright State University and making sure that the proper authorities hear about their malicious intent to dismiss my application before the deadline that they gave me was met as well as their disrespect, especially from Amy Johnson of the College of Business.

I was granted provisional admittance in November of 2012. I began classes in January (07) of 2013. In March I was sent a rejection letter. First, provisional acceptance grants me one semester to get a 3.0 or better as well as satisfy the requirements of that provisional acceptance. Second, they never let the semester end before denying my application. Third, when asked why, they all said "sorry" and gave no explanation and hoped I would just go away. I have communicated with William Ayres, Todd Sweeney, the Presidents assistant, Amy Johnson and about 5 other people I cannot name right now but all of them have been either lying to me or intentionally giving me the run around and I do not appreciate it. If there is something you can do to help me or an avenue to go to make sure my complaint is seriously heard that would be great. Thank you so very much for your time and if needed, I have documentation proving everything I have stated in this email.

Respectfully,

Bem D. Itiavkase

From: efaes@regents.state.oh.us
To: bemmismaximus@hotmail.com
Subject: RE: Wright State University
Date: Wed, 30 Oct 2013 16:06:42 +0000

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: beM Itiavkase [<mailto:bermismaximus@hotmail.com>]
Sent: Tuesday, February 25, 2014 8:31 PM
To: Eli Faes
Subject: RE: Wright State University

Hello Mr. Faes,

I still haven't heard back from you on the WSU matter so I was checking in again with you to see if there is any progress. The best I have is that I got a trial date set for next February for the lawsuit I filed in December 2013. I would like to settle this so I can move on with my studies and life. This doesn't affect you or your life, or them with theirs, but it very certainly affects not only my work and my money, but my life. Please do what you can to convince them that this is wrong, because it is. I have attached a recording I made of the director who let me into the program who was fired which is why my parameters were changed. Thank you for your time and efforts.

Respectfully,

Bem D. Itiavkase.

From: efaes@regents.state.oh.us
To: bermismaximus@hotmail.com
Subject: RE: Wright State University
Date: Mon, 6 Jan 2014 20:01:23 +0000

I have reached out to WSU's Associate VP for Public Affairs; if I hear back anything on your matter, I will let you know.

Thanks,

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: beM Itiavkase [<mailto:bemmismaximus@hotmail.com>]
Sent: Friday, January 03, 2014 10:19 AM
To: Eli Faes
Subject: RE: Wright State University

Good afternoon Mr. Faes,

This is Bem Itiavkase. I am just following up on our conversation about Wright State University to see if you heard anything or spoke to anyone. Whenever you have, please let me know. Thank you very much for your time.

From: efaes@regents.state.oh.us
To: bemmismaximus@hotmail.com
Subject: RE: Wright State University
Date: Fri, 13 Dec 2013 21:01:08 +0000
Bem -

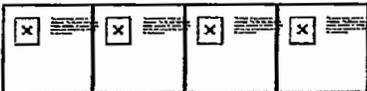
I apologize for my delayed response. I will reach out to my contact at Wright State on this issue and get back with you at the beginning of next week.

Thanks,

Eli

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

From: beM Itiavkase [<mailto:bemmismaximus@hotmail.com>]
Sent: Friday, December 06, 2013 11:05 PM
To: Eli Faes
Subject: RE: Wright State University

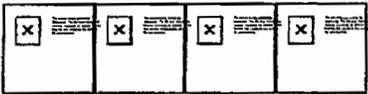
Hello Mr. Faes,

I sent the information as requested but have not heard anything from anyone. I called earlier today but wanted to follow up via email to make sure you received everything you needed. Please let me know if there is anything else I can do to expedite any part on my end. Thank you for your time.

From: efaes@regents.state.oh.us
To: bemmismaximus@hotmail.com
Subject: RE: Wright State University
Date: Wed, 30 Oct 2013 16:06:42 +0000

Eli Faes
Legislative & Public Affairs Director
Ohio Board of Regents
25 South Front Street, 7th flr.
Columbus, Ohio 43215
614.728.8856
efaes@regents.state.oh.us

For information on Ohio Higher Ed,
call 1-800-AFFORD-IT
or visit www.OhioHigherEd.org



PLEASE NOTE: This message and any response to it may constitute a public record, and therefore may be available upon request in accordance with Ohio public records law. (ORC 149.43)

Sent from my iPhone

On Jul 5, 2013, at 12:22 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

> Dr. Sweeney,

>

> You seemed to sound genuinely concerned when I told you how the college admitted me then denied me before the semester was over and you have all of this evidence showing that they purposely forced me out after spending my hard earned money on classes, books, tests and over 4 months of my time as well as treating me like I did something wrong, and you're saying you can't support a refund?!?! Can you please do more than send me a two sentence email and explain why?

>

> From: Sweeney, Robert
> Sent: Friday, July 05, 2013 11:49 AM
> To: Itiavkase, Bem Doo
> Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.
> Subject: RE: Emailing for verification

>

> Good morning,

>

> I have spent time reviewing your documentation and discussing your request with both the Dean of the Graduate School and the Associate Dean of the Raj Sooin College of Business. At this time, I cannot support a refund for the books or the GMAT.

>

> Regards,
> Robert J. Sweeney

>

> -----Original Message-----
> From: Itiavkase, Bem Doo
> Sent: Wednesday, July 03, 2013 4:59 PM
> To: Sweeney, Robert
> Subject: RE: Emailing for verification

>

> Thank you sir.

>

> From: Sweeney, Robert
> Sent: Wednesday, July 03, 2013 12:15 PM
> To: Itiavkase, Bem Doo
> Subject: RE: Emailing for verification

>

> Good afternoon,

>

> Yes, I think I have it all. Have a great fourth. I should have an answer on Friday.

>

> Regards,
> Robert J. Sweeney

>

> -----Original Message-----
> From: Itiavkase, Bem Doo
> Sent: Wednesday, July 03, 2013 12:04 PM
> To: Sweeney, Robert
> Subject: Emailing for verification

>
> Good afternoon Dr. Sweeney,
>
> I just wanted to make sure you received the proper document you were requesting. If you could email me either way that would be great, since the holidays are coming up. Thank you.
>
> _____
> From: Sweeney, Robert
> Sent: Thursday, June 27, 2013 10:39 PM
> To: Itiavkase, Bem Doo
> Subject: Re: Original letter of admittance
>
> Good evening -
>
> Did you send a copy of the document where you were told you needed the 3.0 GPA and the 400 GMAT?
>
> I got the provisional admission letter but it doesn't state the conditions. Thanks.
>
> Regards,
> Robert J. Sweeney
>
> Sent from my iPhone
>
> On Jun 25, 2013, at 9:36 AM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:
>
>> Thank you very much sir.
>>
>> _____
>> From: Sweeney, Robert
>> Sent: Monday, June 24, 2013 6:43 PM
>> To: Itiavkase, Bem Doo
>> Subject: Re: Original letter of admittance
>>
>> Good evening -
>>
>> Yes, I believe I got it all. I've been contacting folks on campus and should have an answer later this week.
>>
>> Regards,
>> Robert J. Sweeney
>>
>> Sent from my iPhone
>>
>> On Jun 24, 2013, at 5:06 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:
>>
>>> Good afternoon Mr. Sweeney, I just wanted to check to make sure you received all of the documents I emailed and did not need anything else. Let me know that you received everything. Thank you.
>>>
>>> _____
>>> From: Itiavkase, Bem Doo
>>> Sent: Thursday, June 20, 2013 2:53 PM
>>> To: Sweeney, Robert
>>> Subject: FW: Original letter of admittance
>>>
>>> Part 3
>>> _____

>>> From: Itiavkase, Bem Doo

>>> Sent: Monday, June 17, 2013 10:09 AM

>>> To: Hopkins, David R.

>>> Subject: Original letter of admittance

>>>

>>> Mr. President, here is my original letter of admittance showing my provisional admittance before being denied 4 months later.

Buckingham, Michelle Lynn

From: Mattison, Gwen M.
Sent: Monday, August 25, 2014 11:30 AM
To: Buckingham, Michelle Lynn
Subject: FW: Rebuttal

-----Original Message-----

From: Bedwell, Teresa M.
Sent: Monday, August 25, 2014 11:22 AM
To: Mattison, Gwen M.
Subject: FW: Rebuttal

Teresa M. Bedwell
Executive Assistant
to the President
3640 Colonel Glenn Highway
Dayton OH 45435
teresa.bedwell@wright.edu
937-775-2313

-----Original Message-----

From: Itiavkase, Bem Doo
Sent: Saturday, July 06, 2013 10:49 AM
To: Sweeney, Robert
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.; Johnson, Amy D.; jpatton@reds.com; Solomon, Sol
Subject: Rebuttal

I included him in the last email. You guys are terrible people, doing this to a student is wrong and you know it. I was granted provisional acceptance and not given ANY reason why it was taken away before the semester was over. I can't believe you, the president or any one else can't see that this is terrible to do to some one. I will make sure everyone know s about this atrocity and the negligence you all condone against students. Since you all want to be baseless bureaucrats instead of educators, then I'm glad I'm no longer a part of your inept university. Good day to you all.

Respectfully

Bem D. Itiavkase

From: Sweeney, Robert
Sent: Saturday, July 06, 2013 4:22 AM
To: Itiavkase, Bem Doo
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.
Subject: Re: Rebuttal

Good morning -

I will certainly pass along your kind words to Mr. Solomon.

Included in the documents you submitted is an email containing the university lawyer's contact information. I will tell her to expect to hear from you.

Regards,
Robert J. Sweeney

Sent from my iPad

On Jul 5, 2013, at 7:31 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

> Dr. Sweeney,

> The score was enough to satisfy my requirements for a provisional admittance at WSU, which was granted then revoked for no reason. Given the fact that I applied to WSU, with the score necessary for my written acceptance letter, then unjustly denied, forced me to apply to another University which required a higher score. In order to get a higher score i must re-take the test. Had I'd failed and not scored high enough to satisfy the required score AT WSU, which I did satisfy, then I'd understand not being granted the compensation. With regards to the books, I spent money on books for courses that I was told, by Amy Johnson, that "I shouldn't have been allowed to take." Then denied future registration before the provisional time period was over shows that I was targeted as well as had my requirements changed in the 11th of 15 weeks. Had I'd been denied from the beginning, I wouldn't have purchased the books. Had I'd been given the chance to finish the semester with the original requirements I would've earned a 3.14, which is higher than the 3.0 that was the minimum for a provisional admission. Also, had they told me they wanted a 3.25 gpa or greater for the first semester, I wouldn't have taken FIVE graduate classes, I would've taken two or three. Finally, had I'd not been collateral damage because of whatever internal drama there's been between the business college and the old director, Mike Evans, everything would be fine, I'd be currently taking two summer classes and all would be well. The fact that all WSU has been doing is manipulating the rules to specifically keep me out has been annoying enough, then to be told I shouldn't have been admitted by Amy Johnson, as well as had the requirements changed before the semester is over supports my conclusion that I've been targeted to be rejected. I'd rather not take this to court but if your administration can't see the blatant post admission bias, then I'm sure a judge will. Please let me know if you've reconsidered. Otherwise I plan on filing a claim against the University on Monday and have subpoenas for everyone involved. Maybe the president will finally address this directly instead of putting it aside like everyone else has. With the sole exception of Mr. Sol Solomon who has been very helpful trying to mediate the situation, that the business college initiated, as well as help me figure out a way to drop classes to get the 3.25. But given the timeframe, it was IMPOSSIBLE, to do anything but petition for withdraw and refund, which isn't even what I wanted to do. Wasting 4 months and not working didn't help my family nor my career ambitions, again, given the fact that the business college purposely changed my admission. It is specifically because of that purposeful manipulation and revocation of the original admission is why I believe I'm owed compensation for my books, my parking pass, the unjust late fee, as well as the cost of the GMAT. Please let me know what decision you come to given my empirical experiences with the hell it's been dealing with your University. Honestly I wish Wright Patterson Air Force Base never recommended attending your University, this has been the worst experience with an alleged professional entity I've ever delt with. I do not recommend anyone attending the college of business whatsoever.

>

> Respectfully

>

> Bem D. Itiavkase

>

> From: Sweeney, Robert

> Sent: Friday, July 05, 2013 4:56 PM

> To: Itiavkase, Bem Doo

> Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.

> Subject: Re: Emailing for verification

>

> Good afternoon -

>

> Please don't equate the brevity of my response with lack of concern or lack of seriousness. You asked for a refund for books and the test. In my review, I could not find evidence that we caused the score on the test. Hence, I cannot justify supporting your request.

>

> Regards,

> Robert J. Sweeney

>

> Sent from my iPhone

>

> On Jul 5, 2013, at 12:22 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

>

>> Dr. Sweeney,

>>

>> You seemed to sound genuinely concerned when I told you how the college admitted me then denied me before the semester was over and you have all of this evidence showing that they purposely forced me out after spending my hard earned money on classes, books, tests and over 4 months of my time as well as treating me like I did something wrong, and you're saying you can't support a refund?!?! Can you please do more than send me a two sentence email and explain why?

>>

>> From: Sweeney, Robert

>> Sent: Friday, July 05, 2013 11:49 AM

>> To: Itiavkase, Bem Doo

>> Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.

>> Subject: RE: Emailing for verification

>>

>> Good morning,

>>

>> I have spent time reviewing your documentation and discussing your request with both the Dean of the Graduate School and the Associate Dean of the Raj Sooin College of Business. At this time, I cannot support a refund for the books or the GMAT.

>>

>> Regards,

>> Robert J. Sweeney

>>

>> -----Original Message-----

>> From: Itiavkase, Bem Doo

>> Sent: Wednesday, July 03, 2013 4:59 PM

>> To: Sweeney, Robert

>> Subject: RE: Emailing for verification

>>

>> Thank you sir.

>>

>> From: Sweeney, Robert

>> Sent: Wednesday, July 03, 2013 12:15 PM

>> To: Itiavkase, Bem Doo

>> Subject: RE: Emailing for verification

>>

>> Good afternoon,
>>
>> Yes, I think I have it all. Have a great fourth. I should have an answer on Friday.
>>
>> Regards,
>> Robert J. Sweeney
>>
>> -----Original Message-----
>> From: Itiavkase, Bem Doo
>> Sent: Wednesday, July 03, 2013 12:04 PM
>> To: Sweeney, Robert
>> Subject: Emailing for verification
>>
>> Good afternoon Dr. Sweeney,
>>
>> I just wanted to make sure you received the proper document you were requesting. If you could email me either way that would be great, since the holidays are coming up. Thank you.
>>

>> From: Sweeney, Robert
>> Sent: Thursday, June 27, 2013 10:39 PM
>> To: Itiavkase, Bem Doo
>> Subject: Re: Original letter of admittance
>>
>> Good evening -
>>
>> Did you send a copy of the document where you were told you needed the 3.0 GPA and the 400 GMAT?
>>
>> I got the provisional admission letter but it doesn't state the conditions. Thanks.
>>
>> Regards,
>> Robert J. Sweeney
>>
>> Sent from my iPhone
>>
>> On Jun 25, 2013, at 9:36 AM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:
>>
>>> Thank you very much sir.
>>>

>>> From: Sweeney, Robert
>>> Sent: Monday, June 24, 2013 6:43 PM
>>> To: Itiavkase, Bem Doo
>>> Subject: Re: Original letter of admittance
>>>
>>> Good evening -
>>>
>>> Yes, I believe I got it all. I've been contacting folks on campus and should have an answer later this week.
>>>
>>> Regards,
>>> Robert J. Sweeney
>>>
>>> Sent from my iPhone
>>>

>>> On Jun 24, 2013, at 5:06 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

>>>

>>>> Good afternoon Mr. Sweeney, I just wanted to check to make sure you received all of the documents I emailed and did not need anything else. Let me know that you received everything. Thank you.

>>>>

>>>> From: Itiavkase, Bem Doo

>>>> Sent: Thursday, June 20, 2013 2:53 PM

>>>> To: Sweeney, Robert

>>>> Subject: FW: Original letter of admittance

>>>>

>>>> Part 3

>>>>

>>>> From: Itiavkase, Bem Doo

>>>> Sent: Monday, June 17, 2013 10:09 AM

>>>> To: Hopkins, David R.

>>>> Subject: Original letter of admittance

>>>>

>>>> Mr. President, here is my original letter of admittance showing my provisional admittance before being denied 4 months later.

Buckingham, Michelle Lynn

From: Mattison, Gwen M.
Sent: Monday, August 25, 2014 11:30 AM
To: Buckingham, Michelle Lynn
Subject: FW: WSU suit
Attachments: Wright State Suit.jpg

-----Original Message-----

From: Bedwell, Teresa M.
Sent: Monday, August 25, 2014 11:22 AM
To: Mattison, Gwen M.
Subject: FW: WSU suit

Teresa M. Bedwell
Executive Assistant
to the President
3640 Colonel Glenn Highway
Dayton OH 45435
teresa.bedwell@wright.edu
937-775-2313

-----Original Message-----

From: Itiavkase, Bem Doo
Sent: Monday, July 08, 2013 10:24 AM
To: Sweeney, Robert
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.; Johnson, Amy D.; jpatton@reds.com; Solomon, Sol
Subject: WSU suit

Just so you all know that I am completely serious about the way you all have treated me and this situation, I have filed the suit attached to this email. I know you shouldn't give your opponents a warning before you strike, but unlike the lack of integrity of WSU, I am a person of principal and the right thing. It is unfortunate that each and every one of you, who have had a negative hand in this, cannot be forced to appear in court and have your time wasted as you sit back in your \$100,000 or more positions of bureaucracy and look down on me like I am at fault for your administrations ineptitude, but at least, win or lose, I will get my day in court and have my voice heard from a neutral party who is not bias towards your institution and will clearly see the wrong doing of WSU. This will be the last time I will contact all of you before the trial. Good luck and I hope the rest of the students at your establishment are treated like human beings instead of useless cattle set out to pasture to die.

From: Itiavkase, Bem Doo
Sent: Saturday, July 06, 2013 10:49 AM
To: Sweeney, Robert
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.; Johnson, Amy D.; jpatton@reds.com; Solomon, Sol
Subject: Rebuttal

I included him in the last email. You guys are terrible people, doing this to a student is wrong and you know it. I was granted provisional acceptance and not given ANY reason why it was taken away before the semester was over. I can't believe you, the president or any one else can't see that this is terrible to do to some one. I will make sure everyone know s about this atrocity and the negligence you all condone against students. Since you all want to be baseless bureaucrats instead of educators, then I'm glad I'm no longer a part of your inept university. Good day to you all.

Respectfully

Bem D. Itiavkase

From: Sweeney, Robert
Sent: Saturday, July 06, 2013 4:22 AM
To: Itiavkase, Bem Doo
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.
Subject: Re: Rebuttal

Good morning -

I will certainly pass along your kind words to Mr. Solomon.

Included in the documents you submitted is an email containing the university lawyer's contact information. I will tell her to expect to hear from you.

Regards,
Robert J. Sweeney

Sent from my iPad

On Jul 5, 2013, at 7:31 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

> Dr. Sweeney,
> The score was enough to satisfy my requirements for a provisional admittance at WSU, which was granted then revoked for no reason. Given the fact that I applied to WSU, with the score necessary for my written acceptance letter, then unjustly denied, forced me to apply to another University which required a higher score. In order to get a higher score i must re-take the test. Had I'd failed and not scored high enough to satisfy the required score AT WSU, which I did satisfy, then I'd understand not being granted the compensation. With regards to the books, I spent money on books for courses that I was told, by Amy Johnson, that "I shouldn't have been allowed to take." Then denied future registration before the provisional time period was over shows that I was targeted as well as had my requirements changed in the 11th of 15 weeks. Had I'd been denied from the beginning, I wouldn't have purchased the books. Had I'd been given the chance to finish the semester with the original requirements I would've earned a 3.14, which is higher than the 3.0 that was the minimum for a provisional admission. Also, had they told me they wanted a 3.25 gpa or greater for the first semester, I wouldn't have taken FIVE graduate classes, I would've taken two or three. Finally, had I'd not been collateral damage because of whatever internal drama there's been between the business college and the old director, Mike Evans, everything would be fine, I'd be currently taking two summer classes and all would be well. The fact that all WSU has been doing is manipulating the rules to specifically keep me out has been annoying enough, then to be told I shouldn't have been admitted by Amy Johnson, as well as had the requirements changed beforje the semester is over supports my conclusion that I've been targeted to be rejected. I'd rather not take this to court but if your administration can't see the blatant post admission bias, then I'm sure a judge will. Please let me know if you've reconsidered. Otherwise I plan on filing a claim against the University on Monday and have subpoenas for everyone involved. Maybe the president will finally address this directly instead of putting it aside like everyone else has. With the sole exception of

Mr. Sol Solomon who has been very helpful trying to mediate the situation, that the business college initiated, as well as help me figure out a way to drop classes to get the 3.25. But given the timeframe, it was IMPOSSIBLE, to do anything but petition for withdraw and refund, which isn't even what I wanted to do. Wasting 4 months and not working didn't help my family nor my career ambitions, again, given the fact that the business college purposely changed my admission. It is specifically because of that purposeful manipulation and revocation of the original admission is why I believe I'm owed compensation for my books, my parking pass, the unjust late fee, as well as the cost of the GMAT. Please let me know what decision you come to given my empirical experiences with the hell it's been dealing with your University. Honestly I wish Wright Patterson Air Force Base never recommended attending your University, this has been the worst experience with an alleged professional entity I've ever delt with. I do not recommend anyone attending the college of business whatsoever.

>

> Respectfully

>

> Bem D. Itiavkase

>

> From: Sweeney, Robert

> Sent: Friday, July 05, 2013 4:56 PM

> To: Itiavkase, Bem Doo

> Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.

> Subject: Re: Emailing for verification

>

> Good afternoon -

>

> Please don't equate the brevity of my response with lack of concern or lack of seriousness. You asked for a refund for books and the test. In my review, I could not find evidence that we caused the score on the test. Hence, I cannot justify supporting your request.

>

> Regards,

> Robert J. Sweeney

>

> Sent from my iPhone

>

> On Jul 5, 2013, at 12:22 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

>

>> Dr. Sweeney,

>>

>> You seemed to sound genuinely concerned when I told you how the college admitted me then denied me before the semester was over and you have all of this evidence showing that they purposely forced me out after spending my hard earned money on classes, books, tests and over 4 months of my time as well as treating me like I did something wrong, and you're saying you can't support a refund?!?! Can you please do more than send me a two sentence email and explain why?

>>

>> From: Sweeney, Robert

>> Sent: Friday, July 05, 2013 11:49 AM

>> To: Itiavkase, Bem Doo

>> Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.

>> Subject: RE: Emailing for verification

>>

>> Good morning,

>>

>> I have spent time reviewing your documentation and discussing your request with both the Dean of the Graduate School and the Associate Dean of the Raj Soin College of Business. At this time, I cannot support a refund for the books or the GMAT.

>>

>> Regards,
>> Robert J. Sweeney

>>

>> -----Original Message-----

>> From: Itiavkase, Bem Doo
>> Sent: Wednesday, July 03, 2013 4:59 PM
>> To: Sweeney, Robert
>> Subject: RE: Emailing for verification

>>

>> Thank you sir.

>>

>> From: Sweeney, Robert
>> Sent: Wednesday, July 03, 2013 12:15 PM
>> To: Itiavkase, Bem Doo
>> Subject: RE: Emailing for verification

>>

>> Good afternoon,

>>

>> Yes, I think I have it all. Have a great fourth. I should have an answer on Friday.

>>

>> Regards,
>> Robert J. Sweeney

>>

>> -----Original Message-----

>> From: Itiavkase, Bem Doo
>> Sent: Wednesday, July 03, 2013 12:04 PM
>> To: Sweeney, Robert
>> Subject: Emailing for verification

>>

>> Good afternoon Dr. Sweeney,

>>

>> I just wanted to make sure you received the proper document you were requesting. If you could email me either way that would be great, since the holidays are coming up. Thank you.

>>

>> From: Sweeney, Robert
>> Sent: Thursday, June 27, 2013 10:39 PM
>> To: Itiavkase, Bem Doo
>> Subject: Re: Original letter of admittance

>>

>> Good evening -

>>

>> Did you send a copy of the document where you were told you needed the 3.0 GPA and the 400 GMAT?

>>

>> I got the provisional admission letter but it doesn't state the conditions. Thanks.

>>

>> Regards,
>> Robert J. Sweeney

>>

' >> Sent from my iPhone

>>

>> On Jun 25, 2013, at 9:36 AM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

>>

>>> Thank you very much sir.

>>>

>>> From: Sweeney, Robert

>>> Sent: Monday, June 24, 2013 6:43 PM

>>> To: Itiavkase, Bem Doo

>>> Subject: Re: Original letter of admittance

>>>

>>> Good evening -

>>>

>>> Yes, I believe I got it all. I've been contacting folks on campus and should have an answer later this week.

>>>

>>> Regards,

>>> Robert J. Sweeney

>>>

>>> Sent from my iPhone

>>>

>>> On Jun 24, 2013, at 5:06 PM, "Itiavkase, Bem Doo" <itiavkase.2@wright.edu> wrote:

>>>

>>>> Good afternoon Mr. Sweeney, I just wanted to check to make sure you received all of the documents I emailed and did not need anything else. Let me know that you received everything. Thank you.

>>>>

>>>> From: Itiavkase, Bem Doo

>>>> Sent: Thursday, June 20, 2013 2:53 PM

>>>> To: Sweeney, Robert

>>>> Subject: FW: Original letter of admittance

>>>>

>>>> Part 3

>>>>

>>>> From: Itiavkase, Bem Doo

>>>> Sent: Monday, June 17, 2013 10:09 AM

>>>> To: Hopkins, David R.

>>>> Subject: Original letter of admittance

>>>>

>>>> Mr. President, here is my original letter of admittance showing my provisional admittance before being denied 4 months later.

Buckingham, Michelle Lynn

From: Mattison, Gwen M.
Sent: Monday, August 25, 2014 11:29 AM
To: Buckingham, Michelle Lynn
Subject: FW: Business College Admission
Attachments: WSU Exhibit 2.jpeg; WSU Exhibit 3.jpeg

-----Original Message-----

From: Bedwell, Teresa M.
Sent: Monday, August 25, 2014 11:22 AM
To: Mattison, Gwen M.
Subject: FW: Business College Admission

Teresa M. Bedwell
Executive Assistant
to the President
3640 Colonel Glenn Highway
Dayton OH 45435
teresa.bedwell@wright.edu
937-775-2313

-----Original Message-----

From: Itiavkase, Bem Doo
Sent: Wednesday, October 30, 2013 3:01 PM
To: Sweeney, Robert
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.; Johnson, Amy D.; Solomon, Sol; Bevelhymmer, Joann M.;
jitiavkase@reds.com
Subject: Business College Admission

Good morning everyone,

As you all may already know, my name is Bem Itiavkase. I attended the University earlier this year and was wrongfully denied admission before the criteria was met for my requirements. I'm sure you all are aware of that. I'm also sure you all know I am attempting to be reimbursed for the money spent attending the university after being told, by the attached letter, that I was provisionally accepted. What you may not be aware of is that I have been speaking with the Board of Regents, the Higher Learning Commission, and a hand full of lawyers. My lawyers say that your university has breached the contract, attached, by denying my admission before the semester was over and not giving the reason why nor sufficient time to adjust to the change in requirements after the appeal.

The reason for this email is to compromise. Let me continue, next semester, with 3 classes and books paid for by the University, and I will cease any current or future litigation against the University for breach of contract and any other financial liability that Wright State will be held liable for. I am sure you all will want to confer with each other, but please let me know. I think that is fair given the circumstances.

Respectfully,

Bem D. Itiavkase

Buckingham, Michelle Lynn

From: Mattison, Gwen M.
Sent: Monday, August 25, 2014 11:29 AM
To: Buckingham, Michelle Lynn
Subject: FW: Business College Admission

-----Original Message-----

From: Bedwell, Teresa M.
Sent: Monday, August 25, 2014 11:23 AM
To: Mattison, Gwen M.
Subject: FW: Business College Admission

Teresa M. Bedwell
Executive Assistant
to the President
3640 Colonel Glenn Highway
Dayton OH 45435
teresa.bedwell@wright.edu
937-775-2313

-----Original Message-----

From: Bedwell, Teresa M.
Sent: Friday, November 01, 2013 2:10 PM
To: Itiavkase, Bem Doo
Subject: RE: Business College Admission

Mr. Itiavkase,

Please have your attorney contact Wright State University's attorney Gwen Mattison.

Thank you,

Teresa Bedwell
Executive Assistant

-----Original Message-----

From: Itiavkase, Bem Doo
Sent: Wednesday, October 30, 2013 3:01 PM
To: Sweeney, Robert
Cc: Ayres, R. William; Munch, Jim; Hopkins, David R.; Johnson, Amy D.; Solomon, Sol; Bevelhymmer, Joann M.;
jitiavkase@reds.com
Subject: Business College Admission

Good morning everyone,

As you all may already know, my name is Bem Itiavkase. I attended the University earlier this year and was wrongfully denied admission before the criteria was met for my requirements. I'm sure you all are aware of that. I'm also sure you all know I am attempting to be reimbursed for the money spent attending the university after being told, by the attached letter, that I was provisionally accepted. What you may not be aware of is that I have been speaking with the Board of Regents, the Higher Learning Commission, and a hand full of lawyers. My lawyers say that your university has breached the contract, attached, by denying my admission before the semester was over and not giving the reason why nor sufficient time to adjust to the change in requirements after the appeal.

The reason for this email is to compromise. Let me continue, next semester, with 3 classes and books paid for by the University, and I will cease any current or future litigation against the University for breach of contract and any other financial liability that Wright State will be held liable for. I am sure you all will want to confer with each other, but please let me know. I think that is fair given the circumstances.

Respectfully,

Bem D. Itiavkase