Rutgers University Senate Charge S-2307

RCM detailed recommendations

"Investigate and propose detailed recommendations for implementing two central elements of the 1/20/2023 Senate-approved resolution on S2010-1: "transparency" and "shared governance" in University budget preparation and reporting."

Summary:

Senate charge S2010-1 concluded that budgetary transparency and shared governance are needed to restore balance and fairness. In the present report, we describe results of an investigation into budgetary operations and propose specific remedies to implement recommendations from S2010-1.

Investigation:

Our committee's investigation agrees with existing reports in finding that Rutgers imposes inordinate delays and potential violations of the state "Sunshine" law¹ by hindering and refusing to provide even innocuous public information. Despite these impediments, we have obtained documentation from public records (attached) of financial waste and abuse, as well as outright violations of the public trust by senior executives that seem to indicate a lack of oversight and lax internal controls commented on by an earlier NJ State Higher Education Report². Some examples of problematic expenditures by Rutgers executives at the highest levels include:

- Multiple personal payments,
- Significant overspending of contractual payment limits,
- o Payments contrary to Rutgers policy,
- o Untenable justifications for sole-source purchases,
- o Seeming violations of state tax laws, and
- o Transfers of treasury funds into accounts free from public oversight.

We conclude that, in the words of the earlier NJ State Commission Higher Education report², "... proper oversight, accountability, and transparency [are] difficult, if not impossible, to achieve within the University's governance system."

This conclusion seems apropos in view of a new and cautionary State Comptroller's report³ on a sister NJ university that suffered a financial emergency related to "improper budgeting."

Recommendations:

To provide transparency and to establish minimal conditions for shared governance, the Senate resolves to adopt the following recommendations.

- Full disclosure of each annual budget shall be presented to the Senate before submission of the budget for approval.
- Detailed updates of budgetary changes shall be presented to the Senate periodically.
- An independent forensic analysis of Rutgers spending shall be performed to impartially establish the extent of problematic expenditures and inadequate oversight observed in our investigation.
- A joint Senate-administration committee shall be formed to be informed of the progress of the audit. The committee shall be empowered to access all financial data and shall be charged with developing new standards for financial operations.
- Executives and athletics personnel shall be required to take refresher courses on basic business principles, on Rutgers policies, and on State regulations.
- All major decision-making committees shall include representatives from Rutgers faculty and staff.
- Faculty and staff must be involved in decision-making before decisions are made.

Background:

In January 2023, the Rutgers University Senate approved recommendations from its Budget & Finance Committee that concluded that improvements in <u>Transparency</u> and <u>Shared Governance</u> are called for (Senate Charge S2010-1). In brief:

Transparency

- The University should provide transparency in budget preparation and reporting,
- All units should have the same access to budgetary information, and requests for relevant nonconfidential data should not be delayed or denied.

Shared Governance

- Central and other non-revenue generating units should not be exempt from responsibility for revenues and expenses,
- Shared governance of fund transfers should be introduced, involving revenue generating (teaching and research) as well as non-revenue generating (service) units.

During discussion of Charge S2010-1, senators suggested that detailed recommendations be provided to make the charge more complete and its implementation more concrete. The present report is intended to address that suggestion.

In order to develop detailed recommendations on transparency and shared governance, we first assess the current situation and needs. For this purpose, we overview some history of related investigations and summarize findings from our own investigation. We then propose detailed recommendations.

Existing evidence:

Existing evidence indicates that shortcomings in budgetary transparency and shared governance have persisted at Rutgers for at least the past 15 years. We summarize two such bodies of evidence, one from 2007 and one from 2022, that reach largely similar conclusions.

1) <u>2007 NJ State Commission of Investigation (NJ SCI) report²: "VULNERABLE TO ABUSE The Importance of Restoring Accountability, Transparency and Oversight to Public Higher Education Governance"</u>

The NJ SCI investigated the operations and administration of public higher education in New Jersey, finding with respect to *transparency* at Rutgers University:

- "...Lack of transparency and delays in fully responding to requests for data and information were notably acute at Rutgers University..."
- "...the complete absence of any mechanism to ensure internal accountability, independent external oversight and proper transparency."
- "... the absence of meaningful and effective oversight, accountability and transparency [that] renders the system eminently vulnerable ... including:
 - contracting and procurement abuses and waste ...
 - questionable and undocumented travel, business and entertainment expenditures
 - structural impediments to budgetary accountability, oversight and transparency
 - state college and university Boards of Trustees [that] exercised questionable due diligence and accountability
 - virtually unrestrained borrowing practices ..."

The Commission summarized transparency issues by remarking that:

- "... requests for specific data related to university expenditures routinely meet with inordinate delay in gaining access to the information sought."
- "... the Commission's examination of fiscal practices [including] ... travel and entertainment spending and use of "emergency" funds ... revealed lax internal controls and inadequate oversight that render the University unnecessarily vulnerable to financial waste and abuse."
- "... these problems have rendered the exercise of proper oversight, accountability and transparency difficult, if not impossible, to achieve within the University's governance system and actually impossible for anyone attempting to achieve it from outside the University's structure."

The Commission was equally emphatic with respect to issues of governance, finding:

- "... an entire system vulnerable to problematic governance, serious shortcomings in oversight, accountability and transparency and outright violations of the public trust."
- "... unless the state is willing to tolerate the risk of history scandalously repeating itself somewhere within this troubled system, wholesale reform is the only sensible and responsible course of action."

2) 2022 Gannett v. Rutgers⁴

These 15-year-old shortcomings appear to persist, as represented by a recent civil suit before the Middlesex County Superior Court by the Gannett Satellite Information Network (affiliated with The Record, NorthJersey.com, and the USA Today Network). The suit documents alleged violations of the NJ Open Public Records Act¹ (OPRA), NJSA 47, which requires that records be supplied by Rutgers:

"... not later than seven business days after receiving the request, provided that the record is currently available and not in storage or archived."

The suit claims that:

- o The news network "... has filed many public records requests with Rutgers [but] Rutgers has unlawfully responded to many of those requests and has engaged in a pattern and practice of violating OPRA's timelines."
- "... Rutgers has put numerous obstacles in the way of access over the past 2 years," as supported by numerous documented examples, including that:
 - 1) "... it took Rutgers more than 3 months to respond to a simple OPRA request for contracts with seven companies."
 - 2) "It took more than 8 months to obtain a list of all individuals in the athletics department who held a university credit card (and that list ultimately came from the Athletics Department itself and not the Custodian)."
 - 3) "... it took 6 months of back-and-forth communications for the Custodian to claim that there are no debit card activity reports for student athletes (which contradicts what the Athletics Department has said). When a response to a request for credit card activity was missing information, Rutgers Athletics said it would be run again and the OPRA custodian would provide the report to "clear any gap in the information that was previously provided." Despite repeated requests to the OPRA custodian, the information was never provided."

Senate Budget & Finance Committee investigation:

Sources and access to public records:

In our own investigation, the B&F Committee has examined Rutgers Policies⁵ (esp. 20.1.11: Procurement & Payment Policy, 40.2.15: Financial Management, and 40.4.1: Travel & Business Expense) as well as actual spending and, where available, public records to determine how budgetary expenditures are carried out at Rutgers. We were fortunate in having access to several years of OPRA requests that have been compiled by the AAUP-AFT, which has studied both university-wide budgetary patterns and individual spending behaviors.

Regarding inordinate delays and obstacles to access that have been previously described, we can confirm that OPRA requests are almost invariably delayed for many months, and that the material received is almost never complete. We emphasize that this problem cannot be laid at the feet of the OPRA officers themselves, who are cooperative and helpful, but who by their own assertions are in the position of having no direct access to, or familiarity with, original databases and who must themselves request and wait for information sought.

Requests for available public information have also been met with outright denial. As one typical example, an OPRA request was made for "all contracts and statements of work" between Rutgers University and, among others, the National Association of College and University Business Officers (NACUBO). After a 3-month delay, this request remained unfulfilled, and a follow-up meeting with both OPRA and Finance personnel produced an assurance that this material did not exist, either with NACUBO or with other vendors known to perform contractual work with Rutgers. Yet this material does exist, as shown for example in the attached Public Record (PR#1). This and all other Public Records are de-identified in keeping with the remit of the present charge to investigate and propose recommendations and not to implicate any individual.

Moreover, direct requests of responsible executives for even entirely mundane information are typically met with delays or denial. For example, to prepare our previous report on RCM (Senate Charge S2010-1), the B&F Committee asked two different senior executives on 12/9/22, 1/2/23 and 1/13/23 for the responsibilities and membership of the University's RCM Budget Advisory Committees. This was ultimately provided on 1/17/23, after the RCM report was complete and barely in advance of the Senate meeting on 1/20/23 at which the report was presented.

Similarly, when the Senate Faculty Representative to the Board of Governors followed up on a question before the Board by asking a Finance executive directly for information on how accounts are charged – or for direction to a person who could explain the matter – early emails met with partial responses, but followup emails on 2/23/21, 3/2/21, and 3/17/21 received no reply. This is not an accusation, but it confirms the observation that the budgetary system is far from transparent, and faculty, senators, and board representatives have no access to even the most elementary information.

Findings:

We focus our investigation of the Rutgers budgetary system by assessing the presence of problematic contracting and procurement behaviors along with questionable and undocumented expenses as charged by the NJ SCI (*Existing Evidence 1*, above) many years ago. Even with our limited access to information, we have identified numerous apparent cases of financial improprieties that provide a compelling case that the Rutgers budgetary system remains, in the words of the SCI, "vulnerable to problematic governance, serious shortcomings in oversight ... and outright violations of the public trust." Consequently, we are concerned that there continues to be a troubling "risk of history scandalously repeating itself." The root cause of this concern is enduring "structural impediments to budgetary accountability, oversight and transparency" identified by the SCI, leading to some units being "exempt from responsibility for revenues and expenses," as remarked in the earlier Senate RCM report. Some representative examples follow.

Cases of abuse and waste:

The Rutgers budget is managed through three essential spending mechanisms. First, the "Marketplace" financial management system pays invoices through traditional contracts, requisitions and purchase orders. Second, the Marketplace system can be bypassed by using a "P-card" system, by which credit cards are issued that are directly paid by the University. And third, funds can be internally or externally transferred through the University Controller's financial system. Our investigations indicate that all three of these systems are used to process payments in violation of Rutgers Policies, Generally Accepted Accounting Principles, and New Jersey State laws.

Cases of abuse and waste are most readily identified in the P-card system, which (unlike other spending mechanisms) lists individual purchases. Source material is reproduced in the Public Records section of this report (PR#1–PR#22), and specific policies are included in the Citations^{5,6,7} section.

Examples of problematic public records include:

PR#6: Physician co-pay by Senior Finance Executive.

PR#7: Personal payments (e.g., Party City purchases, strings of lights from Etsy.com) by Senior

Finance Executive,

Unspecified Amazon purchases by Senior Finance Executive (required by P-card

Guidelines⁶ to be spent through Marketplace punchout vendor),

PR#8: Travel using other than procurement-authorized travel agent by <u>Procurement Executive</u>

PR#9,10: Expenses substantially above credit limit by Procurement,

PR#11: Personal payments (e.g., Party City) by Compliance.

Unspecified Amazon purchases by Compliance,

PR#12: Personal payments (e.g., clothing, Party City) by Athletics,

PR#21: Improperly charged (bowling charged to dining) expense by Athletics,

PR#22: Personal expenses (meals with alcohol, Home Depot purchases) by <u>Senior Executives</u>

from Finance, Audit, Ethics and Athletics in violation of Rutgers Policy 40.4.1. Expenses

also improperly charged to Travel.

Shortcomings in oversight:

Rutgers has procedures in place to oversee expenses; however, these procedures are frequently disregarded. For example:

PR#13: Rutgers' online course scheduling system was contracted for "time and materials not to exceed \$121,500" on 8/18/17. By 10/15/17, the amount billed was more than twice this maximum, and current funds allocated amount to \$1 million.

PR#14: A golf simulator was purchased for **\$41,468**, which is in the football players' lounge, using a sole source waiver. The waiver justification stated that this was "the only company that can satisfy the needs of the project."

PR#15: Private jet flights were arranged through a sole-source \$517,370 payment. Rutgers coordinated a competitive analysis of providers for jet flights; however, the waiver for a non-preferred provider was justified by a brief statement that funds allocated to the preferred provider had already been spent.

PR#16a: \$5 million was transferred from Rutgers' Treasury into a Zelle account, thus entirely removing these funds from public oversight. OPRA requests for documents identifying who is responsible for these funds and how they will be used have failed to produce a reply. These funds may be used for legitimate purposes, but we underscore that removing funds from public view renders the financial system, in the words of NJ SCI², "vulnerable to abuse."

PR#16b: \$5.4 million has been allocated to debit cards, also removed from public oversight. These also may be used for legitimate expenses, but this cannot be determined from public records: as claimed in Gannett v. Rutgers (Existing Evidence 2, above) activity reports for these cards may be absent. Also concerning is the rapid and unexplained growth in annual totals: \$100,000 in 2019, \$900,000 in 2020, \$1.4 million in 2021, and \$3 million in 2022.

PR#2: A hotel stay for 45 nights totaling \$14,090 was justified through a sole-source waiver based on the assertion that "other hotels are upward of \$40 or more a night."

PR#19: Large Visa, Mastercard and Discover card balances are comingled, making the expenditures and responsible employees impossible to identify or oversee.

Outright violations of the public trust

The public should reasonably expect that those in positions of responsibility for making and enforcing financial rules at the State University of New Jersey will obey those same rules. This expectation appears to have been repeatedly violated, for example:

PR#17: A <u>Senior Compliance executive</u> purchased services totaling **\$48,894** without a purchase order (PO). When the payment was processed, objections were raised by two Purchasing officers on subsequent occasions, first for seeking a PO after the fact against policy, and second for failing to provide a Statement of Work (SoW). The payment was ultimately processed without the supporting materials requested by the officers.

PR#3: Authorization was improperly provided for tax-free purchase of alcohol at a Division of Continuing Studies event. We stress that no evidence indicates that vendors acted in bad faith: these events were organized by and for Rutgers executives, and the vendors were provided with documentation from the <u>highest levels of the University and the State</u> attesting that Rutgers liquor purchases are exempt from tax. This seems to be incorrect (PR#18).

PR#4: Authorization was improperly provided for tax-free purchase of alcohol for an <u>Executive</u> tailgate party.

PR#5: Authorization was improperly provided for tax-free purchase of alcohol for an <u>Executive</u> reception.

PR#18: In the State of NJ, "all sales of alcoholic beverages ... to government agencies except [Army or Navy personnel organizations] are taxable."

Summary:

From the limited information that we have been able to examine, it appears that the three Rutgers divisions responsible for budgetary policies and their execution: Finance, Procurement, and Compliance, all engage in problematic spending and budgetary practices at the highest levels. Purchases and fund transfers made by senior executives in all three of these divisions appear to repeatedly violate Rutgers' policies and possibly State regulations. Thus the troubling risk of scandal raised by the New Jersey State Commission of Investigation seems to be real and ongoing, and we concur with the Commission's conclusions that:

- "Under current circumstances, it is difficult, if not impossible, for the public to have confidence in the integrity of the system."
- "Taken together, these problems have rendered the exercise of proper oversight, accountability and transparency difficult, if not impossible, to achieve within the University's governance system and actually impossible for anyone attempting to achieve it from outside the University's structure."

To address these problems, we have developed the following detailed recommendations.

Recommendations:

Transparency

1) Budget transparency and access:

Rationale:

Reports from the NJ SCI and Gannett Network as well as our own investigations all identify serious shortcomings in budgetary transparency accompanied by evidence of financial irregularities at the highest levels. These irregularities contribute to a lack of trust in budgetary decisions reported in the RCM 5 year review⁸ and the Senate's earlier RCM Report⁹).

Recommendations:

The NJ SCI has made the clear case that "wholesale reform is the only sensible and responsible course of action." We do not prescribe here the shape of such reform, but essential pre-requisites that we recommend are:

- a) Presentation of each annual budget to the Senate to overview budget allocations and spending priorities <u>before</u> submission of the budget for formal approval, followed by question and answer sessions to detail:
 - o Algorithms used for budget transfers (RCM or its successors),
 - Accounting of University financial balance, including endowment, restricted and unrestricted surplus, debt, and interest payments,
 - o Changes in strategic budgetary priorities since last budget, and
 - Major construction plans.

Follow-up written questions should be answered in a timely manner (e.g. 2 weeks).

- b) Update by the Chief Budget or Financial Officer at each Senate meeting itemizing:
 - o Significant budgetary changes made since the previous meeting,
 - o Who is responsible for the changes, and
 - o Rationale for each change.

2) Forensic analysis of budget

Rationale:

The investigation that we have carried out is little more than superficial: no resources were allocated for its preparation, the results obtained were hit and miss, and findings were significantly impeded by lack of direct access and by delays and outright denials through OPRA channels. In order to assess the extent to which the current system is compromised, an authoritative and impartial analysis of the budgetary situation is needed.

The NJ SCI addressed precisely the same situation:

"... confronted by a continuing pattern of obfuscation, the Commission concluded that such circumstances left it no choice but to [employ] the expertise of a private forensic accounting firm."

Moreover, the NJ State Comptroller recently reported³ that a sister NJ university influenced by "improper budgeting" and "poor oversight," and recommended as a remedial step the appointment of:

"... an independent financial monitor with expertise in overseeing the finances of a public institution of higher education to ensure the administration and Board are discharging their duties in accordance with established policies, procedures, and internal controls and with the highest standards of integrity and transparency."

Recommendations:

We therefore recommend here that an independent forensic audit be performed to impartially evaluate the extent of the problem. We caution that Rutgers' annual financial audits are no substitute for forensic accounting: Existing audits explicitly assess only compliance with Government Auditing Standards and awards regulations. Additionally, these audits only carry out specific and limited tests. For example, auditors purchase basketball tickets and confirm that the purchase reaches the correct account. Explicitly, Rutgers' auditor has stipulated (PR#20) that [emphasis added]:

"The objective of our audit of the financial statements is <u>not to report on the University's internal control</u> and we are not obligated to search for material weaknesses or significant deficiencies as part of our audit

- "... we will perform tests of the University's compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the financial statements.
- "... This report will include any weaknesses and significant deficiencies to the extent they come to our attention..."

Indeed, existing audits did not identify the cases of abuse, shortcomings, or violations that we have described above – and in fact they likely would not report them at all if they fell below an accounting "materiality" threshold, a measure of the relative impact of a discrepancy on budgetary decision making¹⁰. Thus we recommend a forensic audit targeted specifically at identifying:

- The extent and prevalence of financial accounting deficiencies for each of Rutgers' three spending mechanisms,
- o Any financial management procedures beyond these three mechanisms,
- The effectiveness of Rutgers' internal financial control mechanisms, especially for executive and athletics spending,
- o An estimate of total waste and abuse incurred at Rutgers, and
- o Guidelines for future identification and limitation of waste and abuse.

3) Oversight of executive and athletics spending:

Rationale:

As we have described, questionable spending by executives and athletics personnel does occur, and oversight seems to be lacking in several ways. Hopefully the extent of the problem will be clarified by a forensic audit. Irrespective of the outcome of such an audit, some improvements can already be identified.

Recommendation:

We recommend that the Senate and management jointly establish a committee to be informed of the progress of the audit, empowered to access all financial data, and charged with developing new standards for financial operations. We do not prescribe here what these standards will ultimately become, but they should address:

- Internal control mechanisms to regulate spending by executives and athletics personnel,
- Oversight of bid waivers,
- Regulation of special executive and athletics spending mechanisms that allow for purchases that would not be permitted elsewhere in the University – e.g. executive personal charges (PR#6,7) and spending without authorization (PR#8,17), or football's golf simulators (PR#14) and basketball's napping pods¹¹, and
- Mandatory refresher courses for executives and athletics personnel emphasizing:
 - Basic business principles, especially Transparency and Accountability,
 - Rutgers policies, and
 - State regulations dealing with university spending.

Shared Governance:

4) Centering faculty and staff on decision making

Rationale:

It seems to be both illogical and an invitation to future problems for budgetary planning and review committees to be exclusively made up of those executives responsible for the existing system's failings. For example, Rutgers' six Budget Advisory Committees¹² are staffed by **46** Deans and Provosts, overseen by **six** Chancellors or Vice Presidents, **five** Chief Business or Budget Officers, – and **zero** faculty or staff.

Recommendation:

A minimum step that seems necessary and prudent to provide balance and equity is for all budgetary committees, including the six Budgetary Advisory Committees, to include Rutgers community members engaged in teaching and research.

The notion that decision making at a university needs to engage teachers and researchers is apparently not self-evident. To make the notion concrete, there is perhaps no more emblematic an example than the top floor exit from Rutgers' Biomedical Engineering building, shown in the photograph to the right.

During the worst of Covid, faculty and staff in the building arranged signs on doors to direct flow. Central administration ultimately also implemented signs, as shown on the floor in the photo. From Central's perspective, there was nothing wrong with the signs they posted, but had they consulted those who use the building, they would have learned that there is a good reason for designating this staircase to be up only.

The door at the foot of this stairway is the only entrance near parking – and so occupants enter that door every morning, and naturally climb the stairs indicated. On the other hand, the building door at the opposite end of the building is exit-only: it is always locked and has no swipe access. So the natural direction of traffic, and the direction most often used by occupants, is up the staircase shown and down the other end.



Authentic photograph of doorway directions, as originally planned and applied by building staff (white, above) and as subsequently planned and applied by central administration (below, black).

This is a simple, perhaps even comical, matter that illustrates the very predictable outcome of a system governed by those insulated from day-to-day operations. The best intentions in the world will never avoid this kind of problem when one group makes decisions for another. We therefore call for all major decision-making committees to be centered on the involvement of Rutgers faculty and staff.

5) Faculty and staff involvement in governance before major decisions are made

Rationale:

We have already mentioned the importance of faculty and staff receiving information before decisions are made (Recommendation 1a, above). The present governance situation is well described by the Education Advisory Board¹³, highlighted in the earlier RCM report⁹:

"... The central administration develops strategic plans internally and although faculty leaders are informed of initiatives, their role is more operational than consultative ..."

Recommendation:

To rectify this situation, we recommend that faculty and staff be included in decision-making from the beginning: again <u>before</u> decisions are made. Specifically, we propose following the lead of the American Association of University Professors, which has already considered exactly this problem, and concluded¹⁴:

"...faculty should participate both in the preparation of the total institutional budget and ... in decisions relevant to the further apportioning of its specific fiscal divisions ... The soundness of resulting decisions should be enhanced if an elected representative committee of the faculty participates in deciding on the overall allocation of institutional resources and the proportion to be devoted directly to the academic program. This committee should be given access to all information that it requires to perform its task effectively, and it should have the opportunity to confer periodically with representatives of the administration and governing board."

Thus, we too propose here that a committee of faculty, staff and students be constituted to decide on the "overall allocation of institutional resources and the proportion to be devoted directly to the academic program." The University Senate seems to be a natural body to make up the "elected representative committee" mentioned. We recognize that the Senate is not the only representative body in the university; moreover the work involved is likely to be considerable. So both for inclusion and to share the workload, other elected bodies such as the AAUP-AFT, URA, and Faculty Councils should also be included in this committee.

Approved by Rutgers Senate Budget & Finance Committee:

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John Pintar

Timothy Pistell

Monica Roth

Troy Shinbrot

Lily Todorinova

Thomas Tsakalakos

Sean Valverde

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Citations:

- 1 NJ Open Public Records Act (2001) https://www.state.nj.us/grc/pdf/act.pdf
- NJ State Commission of Investigation (NJ SCI) report (2007): "VULNERABLE TO ABUSE The Importance of Restoring Accountability, Transparency and Oversight to Public Higher Education Governance" https://www.ni.gov/sci/pdf/HigherEdFinalReport.pdf
- An Investigation Into New Jersey City University's Financial Emergency (2023) https://nj.gov/comptroller/reports/2023/20230518.shtml
- Gannett Satellite Information Network, LLC v. Rutgers University and Jewell Battle (2022) https://drive.google.com/file/d/1QPzUy8P8NW8TJ1Z1SkKI0jAz84wel0Wx/view
- ⁵ Rutgers University Policy Library (2023) https://policies.rutgers.edu/
- ⁶ PCard guidelines (2022) https://procurementservices.rutgers.edu/files/pcard-guidelinespdf
- ⁷ Procurement travel policy (2022) http://procurementservices.rutgers.edu/travel_and_expense/booking_travel)
- 8 RCM at Rutgers: Five-Year Review (2021) https://www.rutgers.edu/strategy/rcm-five-year-review
- Putgers University Senate Charge S2010-1 report (2022) https://senate.rutgers.edu/report/s-2010-1-evaluation-of-the-rcm-implementation-at-rutgers/
- Flood, J.M., (2016) GAAP: Interpretation and application of generally accepted accounting principles. John Wiley & Sons.
- Daily Targum (2021) https://dailytargum.com/article/2021/10/special-report-athletics-spending-soared-during-rutgers-financial-crisis
- 12 Rutgers Budget Advisory Committees (2023) https://finance.rutgers.edu/RCM/BBAP/Budget-Advisory-Committee
- EAB report (2016) https://eab.com/research/academic-affairs/whitepaper/enfranchising-faculty-in-the-new-budget-reality/
- AAUP Report on The Role of Faculty in Budgetary and Salary Matters (1990) https://www.aaup.org/report/role-faculty-budgetary-and-salary-matters

Public Records:

PR#1: Statement of work reported not to exist in response to OPRA request and followup meeting PR#2: Waiver of bid approved with unclear justification PR#3: Tax exempt declaration for alcohol at Division event PR#4: Tax free alcohol at Executive tailgate party PR#5: Tax free alcohol at Executive reception PR#6: PCard personal medical expense by Senior Executive in Finance PR#7: PCard personal expenses by Senior Executive in Finance PR#8: PCard travel expenses through unauthorized vendor by Senior Executive in Procurement PR#9: PCard expenses far over limit and available through Marketplace by Procurement PR#10: PCard expense substantially over limit by Procurement PR#11: PCard personal expense and available through Marketplace by Compliance PR#12: PCard personal expenses by Athletics PR#13: Contract financial limits disregarded PR#14: Waiver of bid for golf simulator in football players' lounge PR#15: Competitive analysis is disregarded in unclear waiver of bid PR#16a: \$5M transferred out of financial system into a Zelle account without OPRA-accessible accounting or chain of responsibility. PR#16b: \$5.4M transferred out of financial system into debit cards without OPRA-accessible accounting. PR#17: Services obtained by Senior Compliance Executive against policy. Purchasing objections overlooked. PR#18: Excerpt from NJ Administrative Code on alcohol taxation PR#19: Unspecified Visa, Mastercard, Discover and American Express card payments PR#20: Excerpt from auditor's agreement PR#21: Improperly accounted bowling expenses PR#22: Personal expenses (Meal with alcohol, Home Depot purchases) by Senior Executives

from Finance, Audit, Ethics and Athletics in violation of Rutgers Policy 40.4.1. Expenses

also improperly charged to Travel.

PR #1: Statement of work reported not to exist

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 Marelly and provide associational and written report on any gaps or other possible ensured improvement pairs to uninvestigating improvementation. As an engaged and active controbator to the first phase of the project, the MACURO consultant will pursuitate and release the resource meetings and conversations discussing the chart segments, scrampanying professes, conversations and the recommendation to the discussion of the control of t <u>Colongos (time</u> This initial phase of work to be performed during a four-week period with expectation the analysed removaler will work 30 focus per week during this period. We expect this work to begin on or other Supportible 13, 1006. On going assessment and checkgoints: Work with the 1960 and key project oponous to ensure project remans on track and formum action to comply with strong operating principles finded to commun. Durat of Assessment

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This work agreement can be extended on a monthly or quarterly basis beyond July 31, 2022.

Under NACUBO's agreement with all consultants, the work conducted is considered confidential. NACUBO will identify Rutgers, The State University of New Jersey as an institution NACUBO Consulting has worked with if asked, but no details of the work will be released.

Please do not hesitate to contact me if you have questions or need additional information. I can be reached at



Accepted by Rutgers, The State University of New Jersey:

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DOLDH HERT	9/15/2020 4:48:35 PM EDT
Signature	Date
	Category Manager
Print Name	Title



On or "an everyot" basis, as issues/questions arise and require discussion, the NACURO consultant will engage with the propert team to help resolve the issues including:

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 Articulate the advantages and disabilities of distributions is considered.
 Identify in again professions on continuous of an adjustmental impacts, so the user community.
 Apply accounting principles or note to enace overall compliance.
 Replace the substitute of the continuous continuous and/or training to ensure data assumes.
 Consider multi-cuter challenges and potential ways to instigute challenges.

The NACIBO consultant will respond to requests by the PAID, project sponsors or project form to perticipate is conventuations existed to insees as they arise. The will review relevant materials, and questions, listen to all points of view, and help-the project forem respire the tisses and document their decisions.

<u>Editional time.</u> This phase of work is be performed for the senurable of the project (approximately £2 munths). Work is expected to begin or or emised October 13, 2022 and continue until say 31, 2022.

IAQUBO's consisting support will be provided by Mary Wheeler. We entirgues that Mary will be available to you throughout the project to share her expected and serves as a throught partner related to your Dust of Accounts project. In the event Mary Wheeler becomes unavailable, we will ensure a smooth transition to entire in Accounts and writing engineering and expensition.

- Design review estimated at 64 hours.
 Oraping assistment and desdopment, notifiered at 239 hours.
 Bital at an investy value of 2000 per hour for consultant
 Administrative support for the consultant is tabled at an hourily rate of 500 per hour.

Ruggers Linsensity and the belief materity starting with the first pill on inspheribles 'EL, 2020. If project Nousy exceed 100 foors during the approved project, MALARD will receive written approved in gar above started foors Administrative support will had executed from ton-up are made. If there is a reside on additional demandation or administrative support, the consultent, Mary Rheeller, will get written approved the the additional focus.

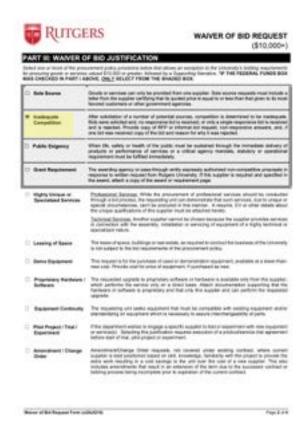
If fluggers determines a need for an on-campus consulting day, the rate will be \$4,500 per campus day, per visit. This will include travel related expenses. On-campus consulting days will be in addition to the hours described

PR #2: Rutgers Invoice 3264745, total: \$14,090.80 justified by "other hotels are upward of \$40 or more a night"





PART IV: ADDITIONAL QUESTIONS & REQUIRED DOCUMENTS	
Based upon the goods or services being procured, select a response for each question below indical University forms and/or documents are required prior to issuance of a purchase order.	ling whether additions
Lease/Buy, Financing this purchase through a lease should be considered where appropriate.	
If procuring equipment or vehicles, have you performed an analysis of lease venus other alternatives? "For further clarification and instructions contact University Procurement Services."	☐ Yes ☐ No ☐ NIA
Independent Contractor or Employee Determination (ICED), is the supplier <u>providing professional</u> services?	☐ Yes ☑ No
- If Yes, have you attached the completed ICED Form? - Yor Author clarification and instructions on ICED refer to the <u>University Tax Services resignage</u> .	☐ Yes ☑ No
Protected Information. Will the Supplier create, obtain, transmit, use, maintain, process, or dispose of social socurity data, credit card data, student data, financial data, protected health information (IPHI) or Ceneral Data Protection Regulation (ODPR) information?	☐ Yes ☑ No
Business Associate Agreement. Will there be an exchange of protected health information (PHI) with the supplier?	☐ Yes ☑ No
 If Yes, in the Requisition (located under General) have you checked "Yes" in the BAA field and attached the completed Business Associate Agreement (BAA)? 	☐ Yes ☐ No
Yor further clarification and instructions on the BAA refer to the University Ethics & Compliance sestings	
William P. B. L. B. C.	Book Bod



PR #3: Rutgers Invoice: 3317012: \$321.84 for "Beverages for Division-wide annual event on August 15, 2019" (Division of Continuing Studies)

- note file name: "NYS Concessions Tax+Exempt+Letter+-+07.01.18.pdf" NYS Concessions is approved vendor of Rutgers campus alcohol purchases.



Telephone (609) 292-5995 / Facyledia (609) 989-0113

ELIZABETH MAJER MUDIO Acting State Treasurer

[This letter is undated and does not expire.]

PIELE D. MURPHY

Dear Sellers/Vendors* and Government Purchasing Officers

The entity named above is an agency, political subdivision, or instrumentality of the State of New Jersey and is exempt from Sales and Use Taxen, pursuant to Section 9 (a)(1) of the New Jersey Sales and Use Tax Act (JSJS_A_545:128 1 et sog). An agency, political subdivision, or instrumentality of the State is not required to use An Exempt Organization Certificate (Form ST-5) to make tax except purchases. Official letterhead, a purchase order or similar Accument signed by a qualified efficer is sufficient proof that the entity is exempt from paying New Jersey sales tax. Department must be made by check, woucher, or electronic payment from a povenment fraid. Purchase of natural gas, clocivity or their related transportation or transmission services are not exempt. (See N.J.S.A. 54:328-9(c)(3).

New Jersey State and local governmental entities making eash purchases of \$150 or less from imprort funds may use the Exempt Use Certificate (Form ST-4) except for purchasing room eccupancies. Proper use of the ST-4 requires the following: (1) a qualified officer of the agency must sign the form; (2) "Government Entity" must appear in the box on the upper right comer for "PURCHASER'S NEW JERSEY TAXPAYER REGISTRATION NUMBER;" (3) "9(a)" should be filled in the bux following "N.J.S. A. 52:23b."; and the name and title of the agency representative engaged with the seller should appear at the bottom of the form.

Exempt Organization Unit Regulatory Services Branch New Jersey Division of Taxation

* Note to Sellers/Vendors: This letter is got required for sudits/proof of exemption. See pages 26-27 of Bulletin SeU-4, Sales Tax Guide and <u>TB-49</u>: Purchases and Sales by School and Affiliated Organizations.

The information contained in this letter is specific to the facts or circumstances presented by the inquirer and may not be relied on by any other person or used as advice or precedent for any other matter or person in a similar situation.

Sins Josep Is An Equal Opportunity Employer • Printed on Recycled Paper and Recyclable

RUTGERS

July 1, 2018

Dear Supplier:

Re: Tax Exempt Status of Rutgers, The State University of New Jersey

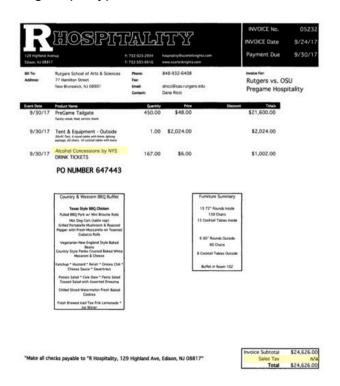
Please be advised that Rutgers, The State University of New Jersey, as an instrumentality of the State of New Jersey, is exempt from sales and use taxes, pursuant to Section 9(a)(1) of the New Jersey Sales and Use Tax Act (Jul 2A, S. 43:28-16 step.). See attached determination of State of New Jersey, Department of the Treasury, Division of Taxation.

An exempt organization certificate or number is not required for Rutgers to make tax exempt purchases. Our official letterhead or official purchase order, signed by a qualified procurement official, and provided to you, is sufficient proof that Rutgers is exempt from paying sales and use taxes.

Please retain this letter in your files.



PR #4: Rutgers Invoice: 1163630: \$24,626 (\$1002 tax free alcohol; Executive tailgate party)



PR #5: Rutgers Invoice: 3914397: \$13524 (\$3900 tax free alcohol; Executive reception)



PR#6: PCard expense by Finance: Physician's copay charged to Travel

Period Name		Account Grand Parent Description		Journal Category	Journal	Journal Line Description	Net Activity
SEP-21	900.1500.6491.0001.100.8300.56990.0000.0000.00000	BB TRAVEL	Travel Other	SPREEZE AND A PARTY.	BOA Works Credit Card Journal-2020/09/30 RU P- Card 22-6001086	0005177810064 MD PLLC - Purchase	25.00

PR#7: PCard expense by Finance: personal

ard Embossed Line 1	MCC	Txn Number	Post Date	Purchase Date	Vendor Name
Amount		Credit			Debit
	5969	TXN00003430	10/30/2018	10/29/2018	ORACLE MARKETING DEPAR
511.00		0.00			511.00
	5699	TXN00003504	11/01/2018	10/31/2018	Etsy.com - OneStepTimers
105.80		0.00			105.80
	5942	TXN00003546	11/02/2018	11/01/2018	AMZN Mktp US M82BO7GL1
125.97		0.00			125.97
	5942	TXN00003606	11/02/2018	11/01/2018	AMZN Mktp US M82NK6GK0
155.64		0.00			155.64
DESCRIPTION OF STREET		7090000000			
	5942	TXN00003670	11/05/2018	11/02/2018	AMZN Mktp US M806F9VO2
16.61		0.00			16.61
THE RESERVE AND ADDRESS.	5999	TXN00030859	10/21/2019	10/19/2019	PARTY CITY 1002
170.20		0.00			170.20
	5942	TXN00031203	10/22/2019	10/21/2019	AMZN Mktp US 207Y54UE3
222.45		0.00			222.45
DESCRIPTION AND RESIDENCE	5942	TXN00031214	10/22/2019	10/21/2019	AMZN Mktp US 1A25E45K3
19.18		0.00			19.18
	8220	TXN00031441	10/24/2019	10/23/2019	RUTGERS ATHLETICS TICKET
1,300.00		0.00			1,300.00
	5942	TXN00032645	11/04/2019	11/02/2019	AMZN Mktp US P235S0GZ3
32.78		0.00			32.78

PR#8: PCard expense by Procurement: travel not by required vendor

Period Name	Concatenated Segment	Account Description	Journal	Journal Line Description	Net Activity
		w	*	-7	-
MAY-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BCA Works Credit Card	3551 GATEWAY	1,621.17
		Gateway Travel	Journal-2022/05/31 RU P-	TRAVELJUNITED	
		Clearing	Card 22-6001086	0167750499316IU	
MAR-22	900.1530.7240.0001.100.8300.56990.0000.000.00000	Travel Other	BOA Works Credit Card	00101964(4700	1,346.80
			Journal-2022/03/31 RU P-		
			Card 22-6001086	GLOBAL	
APR-22	900,1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BOA Works Credit Card	[3551]GATEWAY	1,119.17
		Gateway Travel	Journal-2022/04/29 RU P-	TRAVELJUNITED	
		Gearing.	Card 22-6001086	0167750499285IU	
Nov-23	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BCA Works Credit Card	3551 GATEWAY	1,062.20
		Gateway Travel	Journal-2022/11/30 RU P-	TRAVELIUNITED	
100		Clearing	Card 22-6001086	01678561993111U	
Dec-23	900.1530.7240.0001.100.8300.56990.0000.000.00000	Travel Other	BCA Works Credit Card	00101964 4700	973.35
	- Service and the Company of the Com	2007/02/04	Journal-2022/12/30 RU P-		
			Card 22-6001086	GLOBAL	0.25.0
JUN-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BOA Works Credit Card	3551 GATEWAY	778.21
		Gateway Travel	Journal-2022/06/30 RU P-		
U. S. S. S. S.		Clearing	Card 22-6001086	AJR001775049933	
JUN-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BCA Works Credit Card	3551 GATEWAY	778.21
0.000		Gateway Travel	Journal-2022/06/30 RU P-		
		Clearing	Card 22-6001086	AIR001775049933	
JAN-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BCA Works Credit Card	3551 GATEWAY	773.70
		Gateway Travel	Journal-2022/01/31 RU P-		
		Clearing	Card 22-6001086	AL	
MAR-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BOA Works Credit Card	3551 GATEWAY	747.19
		Gateway Travel	Journal-2022/03/31 RU P-		
	the same of the sa	Clearing	Card 22-6001086	0167700899390 U	-
APR-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BGA Works Credit Card	3551 GATEWAY	728.65
		Gateway Travel	Journal-2022/04/29 RU P-	Control of the Control	
USBBBB		Clearing	Card 22-6001086	CANADA	
APR-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BQA Works Credit Card	3551 GATEWAY	728,65
		Gateway Travel	Journal-2022/04/29 RU P-		
		Clearing	Card 22-6001086	CANADA	-
APR-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BCA Works Credit Card	[3551]GATEWAY	728.65
		Gateway Travel	Journal-2022/04/29 RU P-		
100.00		Clearing	Card 22-6001086	CANADA	WAT 11
APR-22	900.1530.1094.0001.100.9999.20265.0000.000.00000	Accounts Payable	BOA Works Credit Card	[3551]GATEWAY	728.65
		Gateway Travel	Journal-2022/04/29 RU P-		
		Clearing	Card 22-6001086	CANADA	

PR#9: PCard expense by Procurement far above \$10,000 card limit and through vendor available through Marketplace

Period Name		Concatenated Segment	Account Description	Journal	Journal Line Description	Net Activity
		F	L	F	-7	
Aug-23		900.1530,9999.0001.100,9999.20155.0000.000.00000	Accounts Payable Procurement P Card Clearing	BOA Works Credit Card Journal-2022/08/31 RU P- Card 22-6001086	200M.U 5 888-799-	285,555.31
MAY-22		900.1530,9999.0001.100,9999.20155.0000.000.00000	Accounts Payable Procurement P Card Osaring	BOA Works Credit Card Journal-2022/05/31 RU P- Card 22-6001086	(LOUDR ESEARCH	20,000.00
Sep-23		900.1530,9999.0001.100,9999.20155.0000.000.00000	Accounts Payable Procurement P Card Clearing	BOA Works Credit Card Journal-2022/09/30 RU P- Card 22-6001086	HYATT HOUSE JERSEY	19,919.20
APR-22		900.1530,9999.0001.100,9999.20155.0000.000,00000	Accounts Payable Procurement P Card Clearing	BOA Works Credit Card Journal-2022/04/29 RU P- Card 22-6001086	(1580) THE RK CULINARY/THE RK	15,165.82

PR#10: PCard expense by Procurement substantially above \$10,000 card limit

	Period Name	Concatenated Segment		Account Description	Journal	Journal Line Description	Net Activity
	▼		~	▼	·	-T	-+
Nov-23	7	900.1530.9999.0001.100.9999.20155.0000.000.00000		Accounts Payable	BOA Works Credit Card	1580	13,950.00
CO. Division Services		1860 40 85 600 1 2 May 1869 44 1 close 1979 50 68 46 17 4 4 4 5 6 6 7 4 1 1811 110 110 110 110 110 110 110 110		Procurement P Card	Journal-2022/11/30 RU P-	CITY	200000000000000000000000000000000000000
				Clearing	Card 22-6001086	EXPERIENCESICITY	

PR#11: PCard expense by Compliance: personal, punchout vendor available through Marketplace

Period Name	Concatenated Segment		Account Description	Journal	Journal Line Description	Net Activity
₹		Ŧ	v	_	₹	
Aug-23	900.1540.5063.0001.100.8330.53050.0000.000.00000		Other Supplies General	BOA Works Credit Card Journal-2022/08/31 RU P- Card 22-6001086	PARTY CITY 05/79 PARTY	280.59
MAY-22	900.1540.5063.0001.100.8330.53050.0000.000.00000		Other Supplies General	BOA Works Credit Card Journal-2022/05/31 RU P- Card 22-6001086	09080428(0624 J4MAZON, CO	141.15
APR-22	900.1540.5063.0001.300.8330.53050.0000.000.00000		Other Supplies General	80A Works Credit Card Journal-2022/04/29 RU P- Card 22-6001086	99420N CD	59.90
FEB-22	900. 1540. 5063.0001. 100. 8330. 53050. 0000. 000. 00000		Other Supplies General	80A Works Credit Card Journal-2022/02/28 RU P- Card 22-6001086	Amazon.com	39.99
APR-22	900, 1540, 5063, 0001, 100, 8330, 53050, 0000, 000, 00000		Other Supplies General	BOA Works Oredit Card Journal-2022/04/29 RU P- Card 22-6001086	HALL US	12.99

PR#12: PCard personal purchases by Athletics

Period Name	Concatenated Segment		Account Description	Journal	Journal Line Description	Net Activity
			_			
	▼	¥	₹	٧		-4
Jul-23	210.5765.4216.2110.110.9525.53010.0000.000.0000		Other Supplies Athletic & Recreation	BOA Works Credit Card Journal-2022/07/29 RU P- Card 22-6001086	000124280 0101 IN MISSION BELT CO IN MISSION BELT CO - Purchase	2,489.76
APR-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense	BOA Works Credit Card Journal-2022/04/29 RU P- Card 22-6001086	000124280]0301 PA RTY PERFECT	2,374.00
APR-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense	BOA Works Credit Card Journal-2022/04/29 RU P- Card 22-6001086	000124280)0101 PA RTY PERFECT	2,374.00
Dec-23	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense	BOA Works Credit Card Journal-2022/12/30 RU P- Card 22-6001086	00044126(8885) (PARTY CITY 747(PARTY CITY	1,366.25
JUN-22	210.5765.4216.2110.110.9525.64020.0000.000.00000	95	Recruitment General Expense	BOA Works Credit Card Journal-2022/06/30 RU P- Card 22-6001086	00020925(9853) PARTY CITY 0579(PARTY	487.98
Dec-23	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense	BOA Works Credit Card Journal-2022/12/30 RU P- Card 22-6001086	00044126(8885) PARTY CITY 0579(PARTY CITY	393.66
JUN-22	210.5765.4216.2110.110.9525.64020.0000.000.0000		Recruitment General Expense	BOA Works Credit Card Journal-2022/06/30 RU P- Card 22-6001086	00020925(9853) PARTY CITY 0579(PARTY	268.70
Nov-23	210.5765.4216.2110.110.9525.69300.0000.000.0000		Other Opex Miscellaneous Expense	BOA Works Credit Card Journal-2022/11/30 RU P- Card 22-6001086	00020925(9853) ;PARTY CITY 0579(PARTY	259.10
JUN-22	210.5765.4216.2110.110.9525.64020.0000.000.00000	4	Recruitment General Expense	BOA Works Credit Card Journal-2022/06/30 RU P- Card 22-6001086	00020925/9853 PARTY CITY 402/PARTY	235.61
Oct-23	210.5765.4216.2110.110.9515.53050.0000.000.00000		Other Supplies General	BOA Works Credit Card Journal-2022/10/31 RU P- Card 22-6001086	(PARTY CITY 0579 PARTY CITY	220.23

PR#13: Contracted total differs from amount paid

RUTGERS

IT Professional Service Provider Agreement

This Professional Service Provider Agreement ("Agreement"), entered joto on 11th of August, 2017 and between Rutgers, The State University of New Jersey ("Rutgers") and Infusilem Inn. "Service Provider").

Scape of Services Service Provider agrees to perform the services described in Exhibit A, Scope of Work ("Services").

Additional Wark analog Special Projects:
The Service Provider is not authorised to perform any additional work or special projects without first obtaining switten approval
and a Turchase Criter from University Programment Devices.

Suspension of Work Project
The Ensentive Director of University Procurement Services usay, for walld reason, issue a step softer decesting the Service Provider
The Ensentive Director of University Procurement Services usay, for walld reason, issue a step softer decesting the Service Provider
The Service Provider shall be paid used to Agreement for a specific time. The Service Provider shall be paid used in the effective date of the step
Director of University Procurements Services the specified in the step order or upon such other that as the Ensentive
Director of University Procurements Services. The Ensentive Procurement Services and the
Service Provider shall ampoints an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an equivalent education of the Service Provider shall ampoint an education of the Service Provider shall ampoint an education of the Service Provider shall be admitted to the Ser

Expenses upon Service Previder's performence of the Services in accordance with this Agreement, Rutgers will pay Service Destinated upon Service in the emcause defined in Exhibit A on the Free. The Preve specified in Exhibit A represent Resigns' road (associal recording to the emcause of the Service of th

Term. The term of this Agreement in from 11 August, 2017 to 11 August, 2022, unless otherwise terminated in occordance with this Agreement. Services may not begin nor payment authorized prior to execution of this Agreement by an authorized signatury in

Centract Transition
In the over a review end by eight restrict copiration or termination, it shall be incombent upon the Service Provider to continue
arrives. If requested by Nargar, until new services can be complexely operational. The Service Provider adsaurable(sets its
requestion) by the Copy of the C

June 1, 2017



RUTGERS

IT Professional Service Provider Agreement

What is the fixed deliverable/custome of the services? (Data Assaysis Roport, Drawings, etc. Be as detailed as possible)
 See Eschibt D - IMPLEMENTATION PLAN-Software Implementation for: Academic Tissetabiling-Campus Scheduling-Escan

not to exceed \$121,500 (H) "Fees"). Additional Fees as included below: (Also see Exhibit C - License & Support Agreement)

This policy states that the Licensee will rehaburse Infositem for reasonable, necessary, appropriate and approximate and business expenses incurred in the performance of the services outlined in this document. Individuals expenses, Reinfollusoration of travel expensions made the Licensee to Infositient's personnel are subject to the same regulations that pertain to Licensee's origibity. Licensee resorves the right to dever reimbursement for out of podel expenses that are exorbitant, unreasonable and/or have no business purpose.

- Commercial Air Licensace will reimburse only coach class tickets aboard a regularly scheduled commercial carrier. When a more feworable price can be obtained for eintern by adding additional days to the trity, reasonable expenses for lodging and meals for the minimum necessary additional days may be claimed. The total coat of the reduced fare plus the additional days' expenses must be lower than the lowest available eintre without the additional days of travel.
- Lodging Reservations Licenses will reiniburse lodging for trips of more than 100 miles one-way. Specific exceptions for brevel within the 100-mile produity to New Zersey, New York, and Pecnsylvania locations may be a few or and the production of the License when communities in inexpendable, particularly explay star or last trips regions when the subject of the desired exception must be included in the bill for reinibursement. Only exception for which the overnight lodging is dearned appropriate. As explanation on accommodations will be reinibursed. The original receipted hotel, model, or other bill must substantials lodging exposerss. The bill must substantials lodging exposerss. The bill must specify rate, date(s) of stay, and evidence of payment and must be attached the bill for reinibursement.
- Car Renital Licensee will reimburse for a renital car when there is a business justification or when there is no other means of comparable transportation (e.g., Laois, imoustene, airfare). Reinbursement for car restal is immed up to intermediate size classifications for individual travelers. Thui size vehicles or varsa are

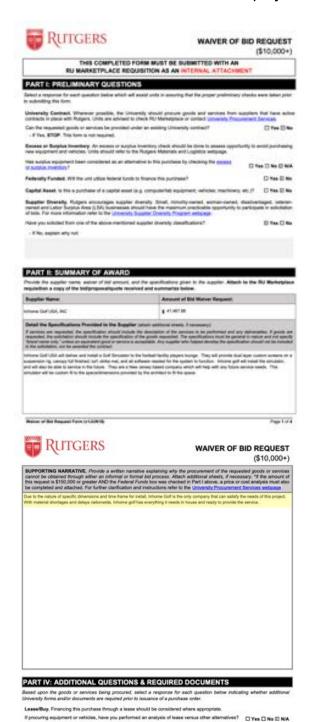
June 1, 2017

Oson

Associated Invoices (largest 10 shown): total allocated: \$1,000,000

Invoice Number	Supplier	Due Date	Pay Status	Total Amount
1368845	Infosilem Inc-p9990961	10/15/2017	Paid	270,000.00
3955734	Infosilem Inc-p9990961	09/25/2021	Paid	59,947.01
4579109	Infosilem Inc-p9990961	10/16/2022	Paid	58,669.65
3366194	Infosilem Inc-p9990961	09/25/2020	Paid	56,291.60
2660266	Infosilem Inc-p9990961	09/25/2019	Paid	55,242.00
2263619	Infosilem Inc-p9990961	09/25/2018	Paid	54,000.00
1483107	Infosilem Inc-p9990961	02/05/2018	Paid	20,021.24
1881739	Infosilem Inc-p9990961	07/15/2018	Paid	15,816.45
1482956	Infosilem Inc-p9990961	04/14/2018	Paid	15,806.43
4561879	Infosilem Inc-p9990961	10/16/2022	Paid	14,605.87

PR#14: Golf simulator for football players' lounge



For further clarification and instructions contact University Procurement Services

Waiver of Bid Request Form (v1JUN18)

-If Yes, have you attached the completed ICED Form?

For further clarification and instructions on ICED refer to the <u>University Tax Services websites</u>.

dent Contractor or Employee Determination (ICED). Is the supplier providing profession

Protected Information. Will the Supplier create, obtain, transmit, use, maintain, process, or disposs social security data, credit card data, student data, financial data, protected health information (PHI) General Data Protection Regulation (GDPR) information?

Business Associate Agreement. Will there be an exchange of protected health information (PHI) with the supplier?

ns mis suppose? — If Yes, in the Requisition (located under General) have you checked "Yes" in the BAA field and attached the completed Business Associate Agreement (BAA)? For further clastication and instructions on the BAA refer to the University Ethics & Compliance websage. ☐ Yes ☐ No

☐ Yes El No

☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☑ No

Page 3 of 4

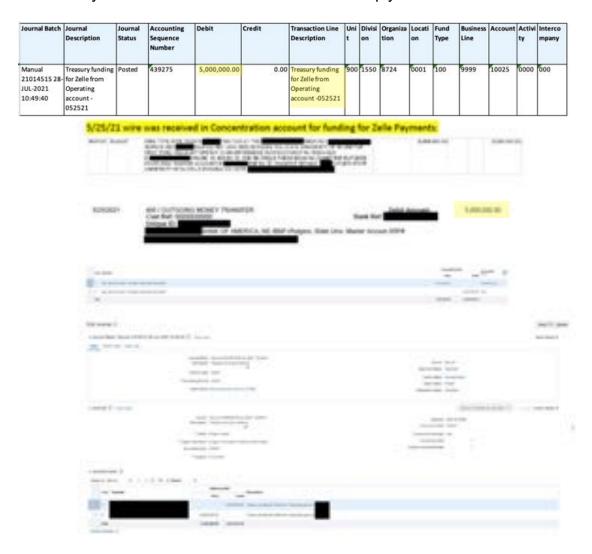


PR#15: Following competitive analysis, non-preferred provider was chosen for sole-source \$517,370 payment. Justification provided was that this was merited because funds to preferred provider had been spent.





PR#16a: \$5M was transferred into a Zelle account; the approver for this transfer left Rutgers 9/21, and OPRA requests to learn who is responsible for these funds or how they will be used have failed to receive a reply.

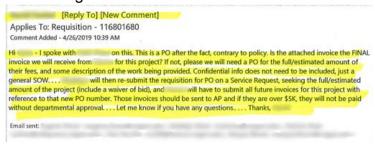


PR#16b: Growing totals for debit cards.

Invoice Number	*	Supplier Invoice Number(s)	-7	Submitted Date Pay Status	*	Total Amount =
4571003		982022-Per diem Cards	100	09/13/2022 6:13 PM Paid	0.000	1,500,000.00
4502854		08012022-Per Diem Cards		08/03/2022 6:20 AM Paid		500,000.00
4395861		05242022-Per Diem Cards		05/25/2022 11:09 AM Paid		500,000.00
4188458		01212022-Per Diem Cards		01/21/2022 2:26 PM Paid		500,000.00
3966023		09022021-Per Diem Cards		09/02/2021 12:07 PM Paid		400,000.00
3879833		07082021-Per Diem Cards		07/08/2021 2:01 PM Paid		200,000.00
3833509		06042021-Per Diem Cards		06/04/2021 11:34 AM Paid		200,000.00
3826660		06012021-Per Diem Cards		06/01/2021 2:17 PM Paid		200,000.00
3751997		040821-Per Diem Cards		04/08/2021 9:28 AM Paid		200,000.00
3697935		03042021-Per Diem Cards		03/04/2021 10:44 AM Paid		200,000.00
3606523		12302020-Per Diem Cards		12/30/2020 8:48 PM Paid		200,000.00
3578161		12072020-Per Diem Cards		12/08/2020 10:49 AM Paid		100,000.00
3389901		07292020-Per Diem Cards		07/29/2020 3:02 PM Paid		200,000.00
3291726		05112020-Per Diem Cards		05/13/2020 6:35 AM Paid		400,000.00
2749138		082219 Per Diem Cards		08/22/2019 10:51 AM Paid		100,000.00

PR#17: \$48,894 in services were obtained by Senior Compliance Executive against policy. Despite objections from two Purchasing officers, the payment was processed without requested paperwork.

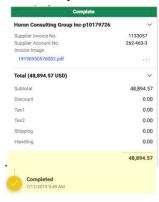
Purchasing officer 1:



Purchasing officer 2:

I reviewed the history. However, shouldn't the SOW be a little more detailed, we don't reference any rates? Did Huron submit a proposal that can be referenced? Thank you.

Final Payment:

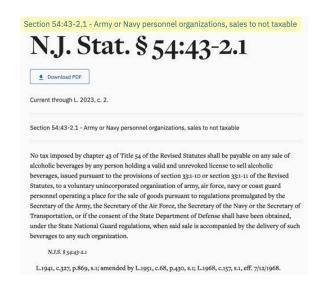


PR#18: Excerpt from NJ Administrative Code on alcohol taxation

18:3-[3.6]3.5 Sales to governmental agencies and concessionaires
(a) All sales or deliveries of alcoholic beverages by the holder of an alcoholic beverage license to governmental agencies except as provided for by N.J.S.A. 54:43-2.1 are taxable. (See N.J.A.C. 18:3-2.15[, Sales to Army, Air Force, Navy and Coast Guard organizations.])

NEW JERSEY REGISTER, MONDAY, OCTOBER 5, 2015

(CITE 47 N.J.R. 2433)



PR#19: Unspecified Visa, Mastercard, Discover and American Express card payments

Period Name	Concutenated Segment	Account Description	Journal	Header Description	Net Activity
	•	¥ ¥	-T	-T	
DEC-22	210.6175.6106.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001096	421700420061897_12 /3-12/5/21_VBMCND	90,607.0
MOV-22	210.6175.6196.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001086	401700400061897_11 /5-11/6/21_VBMCBD	79,014.00
DEC-22	210.6175.6106.2110.110.9999.20015.0000.0000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001086	401700400061897_12 /22/21_Amex	38,805.91
DEC-22	210.1510.3103.0001.100.9999.10499.0000.000.00000	Intra Fund Type CONTROL ACCOUNT	RU Actuals 22-6001086	421700420061897_12 /22/21_Amex	36,590.15
DBC-22	210.6175.6306.2310.110.9999.20015.0000.0000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001086	421700400061897_12 /2/21_V6MC8D	21,682.00
MOV-22	210.6175.6106.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuels 22-6001086	421700420061897_11 /4/21_Amex	19,337.50
MOV-22	210.6175.6366.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001086	421700420061897_11 /12- 11/14/21_V8MCND	18,391.00
DEC-22	210.6175.6366.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001086	401700420061897_12 /1/21_VBMCBD	17,005.00
MOV-22	210,1510,3133,0001,100,9999,10499,0000,000,00000	Intra Fund Type CONTROL ACCOUNT	RU Actuals 22-6001086	401700400061897_11 /5-11/6/21_V6MCBD	15,473.54
MOV-22	210.6175.6106.2110.110.9999,20015-0000,000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001086	421700420061897_11 /29/21_VMMC8D	14,521.00
MOV-22	210.6175.6196.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001086	401700400061897_11 /19- 11/21/21_VBMCBD	14,270.00
JAN-22	210.1510.3103.0001.100.9999.10499.0000.000.00000	Intra Fund Type CONTROL ACCOUNT	RU Actuals 22-6001086	401700400061897_3/ 4/22_VBMCBD	30,941.45
JAN-22	210.6175.6106.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001086	401700400061897_3/ 4/22_VBMCBD	30,941.45
DEC-22	210.6175.6396.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001086	401700420061897_12 /10- 12/12/21_V6MC8D	10,396.67
MOV-22	210.6175.6306.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Clearing	RU Actuals 22-6001096	401700400061897_11 /1-11/2/21_Arries	9,111.77
MOV-22	210.6175.6396.2110.110.9999.20015.0000.0000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001096	401700400061897_11 /23/21_VM4C8D	8,459.00
MOV-22	210.6175.6306.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001086	421700420035897_11 /2411/28/23_Amex	7,719.00
MOV-22	210.6175.6106.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001086	421700420061897_11 /22/21_VM4C8D	7,304.00
MOV-22	210.6175.6106.2110.110.9999,20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuals 22-6001086	421700420061897_11 /9/21_VBMCBD	7,006.56
DEC-22	210.6175.6106.2110.110.9999.20015.0000.000.00000	Accounts Payable Athletics Merchant Account Cleaning	RU Actuels 22-6001086	421700400061897_12 /3-12/5/21_Amex	6,200.00

PR#20: Excerpt from auditor's agreement



Rutgers, The State University of New Jersey February 7, 2018 Page 2 of 10

We also understand that the financial statements will include a schedule of expenditures of Federal awards (SEFA) and a schedule of expenditures of State of New Jersey awards (SESA) which are presented for the purpose of additional analysis and is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. The information will be subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America with the objective of expressing an opinion as to whether the supplementary information is fairly stated, in all material respects, in relation to the financial statements as a whole.

Subject to the remainder of this paragraph, we will issue a written report upon completion of our audit of the University's financial statements addressed to the board of governors/board of trustees of the University. We cannot provide assurance that an unmodified opinion will be expressed. Circumstances may arise in which it is necessary for us to modify our opinion, add emphasis-of-matter or other-matter paragraphs or withdraw from the engagement. If, during the performance of our audit procedures such circumstances arise, we will communicate to the audit committee our reasons for modification or withdrawal.

If the University issues an annual report that is available to the public and the annual report contains the audited financial statements and our report thereon, management agrees to provide KPMG LLP (KPMG) a draft of such annual report prior to the report release date of the audited financial statements or, if that is not possible, as soon as practicable prior to the release of the annual report. We will read the other information contained in the annual report in order to identify material inconsistencies, if any, with the audited financial statements. However, we will not perform procedures to corroborate the other information.

Internal Control over Financial Reporting and Compliance and Other Matters

In making our risk assessments as part of planning and performing our audit of the financial statements, we will consider the University's internal control relevant to the preparation and fair presentation of the financial statements in order to determine the nature, timing, and extent of our audit procedures for the purpose of expressing an opinion on the financial statements but not for the purpose of expressing an opinion on the effectiveness of the University's internal control.

The objective of our audit of the financial statements is not to report on the University's internal control and we are not obligated to search for material weaknesses or significant deficiencies as part of our audit of the financial statements. A material weaknesse is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the financial statements will not be prevented or detected and corrected on a timely basis. A significant deficiency is a deficiency, or combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of the University's compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, our objective is not to provide an opinion on compliance with such provisions.

In accordance with Government Auditing Standards, we will prepare a written report, Report on Internal Control Over Financial Reporting and Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance With Government Auditing Standards (GAGAS report), on our consideration of internal control over financial reporting and tests of compliance made as part of our audit of the financial statements. This report will include any material weaknesses and significant deficiencies to the extent they come to our attention, and this report will also include instances of:

PR#21: Improperly accounted bowling expenses

Period Name	Concatenated Segment	Í	Account Description		Journal Line Description	Net Activity
	5	v		Ŧ	-Y	
FEB-22	210.5765.4216.2110.110.9525.52080.0000.000.00000		Dining Occasional Meals		00023795 4050 Bowlero North	5,593.64
FEB-22	210.5765.4216.2110.110.9525.52080.0000.000.00000		Dining Occasional Meals		00023795 4050 Bowlero North	2,035.87
3UN-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense		00045702 4942 Bowlero North	27,750.14
JUN-22	210.5765.4216.2110.110.9525.64020.0000.000.00000	- 3	Recruitment General Expense	•	000124280(0101 Bo wimor Times	9,412.27
3UN-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment Genera Expense	1	00045702 4942 Bowlero North	1,358.82
JUN-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense	4	(Bo wimor Times	350.87
MAR-22	210.5765.4216.2110.110.9525.52080.0000.000.00000		Dining Occasional Meals		00023795 4050, Bowlero North	914.65
MAY-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense		000124280[0101] [Bo wlmor Times	8,932.27
NOV-22	210.5765.4216.2110.110.9525.64020.0000.000.00000		Recruitment General Expense			10,297.08

PR#22: Personal expenses (meals and alcohol, Home Depot purchases) by Senior Executives from Finance, Audit, Ethics and Athletics in violation of Rutgers Policy 40.4.1: "Business meals while not in travel status with other Rutgers colleagues in local restaurants are generally not reimbursable. Local meals with colleagues should be considered a personal expense." Expenses also improperly charged to Travel.

Period Name	Concatenated Segment	Account Description	Journal Line Description	Net Activity
T.		T.	v	
FEB-22	900.1500.6491.0001.100.8300.56990.0000.000.00000	Travel Other	00051778 0064 CUZINS SEAFOOD CLAM BAR	1,822.82
FEB-22	900.1500.6491.0001.100.8300.56990.0000.000.00000	Travel Other	00051778 0064 [HOMEDEPOT.CO	355.64

