

Message

**From:** Hayes, Jack [jack\_hayes@brown.edu]  
**on behalf of** Hayes, Jack <jack\_hayes@brown.edu> [jack\_hayes@brown.edu]  
**Sent:** 6/4/2020 9:56:00 PM  
**To:** Mencoff, Samuel M. [smencoff@mdcp.com]  
**Subject:** Re: Rosters

**EXHIBIT**  
**2**  
Hayes  
8/15/2020

Since we have been previously sued, we would likely be best off if we were as close to 52% as possible. We can get there easily in scenario III.

On Thu, Jun 4, 2020 at 9:42 PM Mencoff, Samuel M. <smencoff@mdcp.com> wrote:

Thanks, Jack. If we weren't subject to the Consent Decree couldn't we easily operate even in Scenario II? The variance would only be 3.6% ( $53.7 - 50.1 = 3.6\%$ ). Sam

**From:** Hayes, Jack <jack\_hayes@brown.edu>  
**Sent:** Thursday, June 4, 2020 9:31 PM  
**To:** Mencoff, Samuel M. <SMencoff@MDCP.com>  
**Subject:** Re: Rosters

[From External Sender]

The percentages improve for women in each example when using the EADA count.

I 44.2% men & 55.8% women

II 49.9% men & 50.1% women

III 48.4% men & 51.6% women

In the third one, minor tweaks to men's and women's rosters would put us within proportionality.

On Thu, Jun 4, 2020 at 8:40 PM jh104 <[jack\\_hayes@brown.edu](mailto:jack_hayes@brown.edu)> wrote:

University undergraduate enrollment trending to 52% female 48% male

Using our planned roster totals

407 male athletes 47.2%

456 female athletes 52.8%

863 total athletes

Using our planned roster totals and adding men's track (60 participants)

467 male athletes 50.6%

456 female athletes 49.4%

923 total athletes

Using our planned roster totals and adding men's track (60 participants) and women's equestrian (32 participants)

467 male athletes 48.9%

488 female athletes 51.1%

955 total athletes

The variance in the third example is about 1%. If the undergraduate female enrollment rose slightly above 52%, we could make slight reductions to selected men's teams and/or increases to selected women's teams to remain in proportionality.

Sent from my iPad

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Jack Hayes

Director of Athletics

Brown University

235 Hope Street

Providence, RI 02912

(401) 863-2972

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Jack Hayes

Director of Athletics

Brown University

235 Hope Street

Providence, RI 02912

(401) 863-2972