

October 12, 2015

Mr. Chris Bush  
chris.chrisbush.bush008@gmail.com

You have made an allegation of violation of the University of Kentucky's Ethical Principles and Code of Conduct. First, you indicate that you are "...having serious problems w/ UK employee Jerry Baker.' You noted that you "...have been subject to harassment, slander, abuse, stalking, and even menacing."

Secondly, you had previous make an allegation of ethics violation against UK employee, Larry Bell. That allegation was that Mr. Bell used UK facilities for chess events and made thousands of dollars that he kept for himself. You are now alleging that UK employee Mr. Baker conspired with Mr. Bell to also make and keep thousands of dollars from chess events.

Third and additionally, you allege that Mr. Baker sent personal, non-business related emails or postings to you from his UK email account or UK computer during work time.

Concerning your first allegation, I have reviewed numerous communications from Mr. Bush to you and from you to Mr. Bush, including messages that you sent to me as well as postings on kcachess.com. I reviewed those communications in perspective to University of Kentucky regulations. University regulations prohibit employees from misuse of the UK communications systems and, thus, prohibit communications that might be harassing, abusive, stalking or menacing. Slander would be a private, civil cause of action, and I did not consider a possible "slanderous" action when reviewing these communications. I do not believe that any of the communications that I reviewed constitute a violation of University regulations. I would classify the communications as freedom of speech as protected by the U. S. Constitution (as well as University regulations).

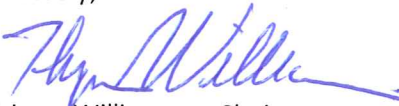
Concerning your second allegation, I looked into basically the same allegation made against Mr. Bell earlier. As I noted then, the facility was reserved in accordance with UK policy and procedures; I found no irregularity in the use of the facility. The collected funds would belong to the chess club/organization, not UK. If you have proof of misused on chess funds, you should be in contact with the chess club/organization and present your evidence of misuse of funds that the appropriate organization. You have given me no evidence and I was unable to find any evidence that funds that belong to the chess club/organization or funds that belong to UK were misused or confiscated by either Mr. Bell or Mr. Baker.

seeblue.

Third, you have alleged that Mr. Baker has used University resources for personal business and that he has made postings to a chess web site on University time. Governing Regulation XIV.B.12 states, "Limited personal use of fixed University resources, such as computers and telephones, which does not result in a charge to the University, is permitted as long as the use does not interfere with assigned job duties." I do not find that the postings that you furnished constitute a violation of UK policy. Further, I verified with Mr. Baker's supervisor that there are no performance issues with Mr. Baker getting his job performance.

In conclusion, I find Mr. Baker has committed no violations of Ethical Principles and Code of Conduct.

Sincerely,



T. Lynn Williamson, Chair  
University Ethics Committee