

OKLAHOMA STATE UNIVERSITY ATHLETICS

FACSIMILE TRANSMITTAL SHEET

To: Jennifer Henderson	From: Scott Williams
FAX NUMBER: 317-917-6736	Date: October 8, 2009
COMPANY: NCAA	TOTAL NO. OF PAGES INCLUDING COVER: 10
PHONE NUMBER: 317-917-6222	Re: Desmond Bryant Reinstatement Request

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

Jennifer,

Attached is the formal declaration of ineligibility and request for reinstatement submitted on behalf of Dez Bryant. The institution also requests that the transcripts from the interviews conducted by Marcus Wilson with Dez on July 24, 2009 and September 15, 2009 be included in the written record. The institution believes it is important to provide both context to the subject matter of the interviews and the asserted communication difficulties. Additional supplements will be provided [REDACTED] and their impact on this process. As requested by Dez a follow-up interview with Mr. Wilson will be conducted on Tuesday, October 13, 2009 in Indianapolis. The University requests that a member of the Reinstatement staff participate in the interview so that Dez has an opportunity to address any questions or issues the Reinstatement staff may have regarding the University's request on his behalf.

Institutional Letter - 3 pages
 Student-Athlete Reinstatement Application- 4 pages
 Student-Athlete Written Statement- 2 pages

Fax Call Log

JD Young

Thursday, 2009-10-08 22:13

5923412

Date	Time	Type	Job #	Length	Speed	Station Name/Number	Pgs	Status
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Total Pages: 291

Total Time: 118:19

Number of Errors: 20



October 8, 2009

Jennifer Henderson
Director of Academic and Membership Affairs/Student-Athlete Reinstatement
NCAA
PO Box 6222
Indianapolis, IN 46206

VIA FACSIMILE: 317/917-6736

Ms. Henderson:

Oklahoma State University ("University") respectfully requests the reinstatement of football student-athlete Desmond Bryant ("Dez"). The University has declared Dez ineligible for a violation of NCAA Bylaw 10.1 (d). The following is a summary of the facts surrounding the violation and the mitigation asserted for reinstatement.

Facts

On July 24, 2009, Marcus Wilson, NCAA Assistant Director of Agents, Gambling and Amaturism ("AGA") and Dan Matheson, NCAA Associate Director of Enforcement conducted an interview with Dez. The purpose of the inquiry was to determine Dez's knowledge of or involvement in NCAA rules violations related to his relationship with Deion Sanders, retired National Football League ("NFL") player. During the interview, Mr. Wilson inquired if Dez had ever been to Mr. Sanders' home. Dez responded that he had not been to Mr. Sanders' home. Mr. Wilson also inquired if Dez had been to Fieldhouse USA, a sports complex in Frisco, TX, with Mr. Sanders. Dez indicated that he had been to Fieldhouse USA on one occasion but he had not visited the location with Mr. Sanders or met Mr. Sanders at the location.

On Thursday, September 24, 2009, Mr. Wilson conducted an interview of Mr. Sanders by telephone. At Mr. Sanders' request the interview was not recorded and the University did not participate. On Friday, September 25, 2009, Mr. Wilson shared the content of the interview with the institution. During the interview, Mr. Sanders indicated that he had met Dez on one occasion at Fieldhouse USA and that Dez and his girlfriend had come to Mr. Sanders' house on one occasion. As a result of this new information the University withheld Dez from the scheduled football contest on Saturday, September 26, 2009.

On Wednesday, September 30, 2009, Dez's legal representative notified the University that Dez had contacted him and indicated that he had been to Mr. Sanders' home on one occasion and had met Mr. Sanders at Fieldhouse USA on one occasion. Subsequent to this admission, the University and Dez's legal representative conducted a telephone interview of Mr. Sanders. The interview was not recorded and the NCAA staff did not participate on the call. Mr. Sanders confirmed the information provided by Dez. The institution declared Dez ineligible and notified the NCAA and Dez's legal representative of the decision.

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Mitigation

The University asserts the following mitigation on behalf of Dez:

- [REDACTED]
- Dez personal life and upbringing were extremely difficult. Some of these issues are documented in the initial interview with Mr. Wilson on July 24, 2009. [REDACTED]
- The underlying facts that Dez did not reveal in the initial interview are at a maximum minor secondary violations. A trip to Mr. Sanders' home does not constitute an NCAA violation. The issue regarding the alleged workout would be classified as a preferential treatment case with minimal value due to the isolated occurrence and limited amount of time at Fieldhouse USA during this encounter.

University Action

The following steps have been taken by the institution as a result of the violation:

- Declared the student-athlete ineligible.

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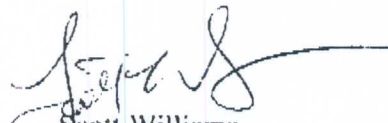
- Withheld the student-athlete from competition beginning with the scheduled contest on September 26, 2009.

Conclusion

The University understands that the threshold penalty for a violation of this nature is 50% withholding; however, the University requests that the staff give special consideration to this matter due to the unique circumstances and mitigation involved in this case. Specifically the information provided regarding the [REDACTED]. In other well documented policies and regulations adopted by the NCAA membership, individuals with [REDACTED] are provided accommodations to address their needs or given special consideration in a matter due to the [REDACTED] has on their circumstances. Examples can be found in playing rules, eligibility matters and benefit considerations. Two specific examples handled by the Academic and Membership Affairs staff are initial eligibility and progress towards degree waiver cases. Different thresholds have been established for consideration by the staff and the committee in providing relief from the general guidelines in cases involving a documented [REDACTED]

Thank you for your consideration of this matter. Please feel free to call me at (405) 742-4588 if you have any questions regarding this application, letter or any of the attachments.

Sincerely,



Scott Williams

Associate Athletic Director for Compliance



Indicate request. Check all that apply:

Request for reinstatement

Self report of NCAA secondary violation (Level I)

REQUEST FOR REINSTATEMENT AND/OR SELF REPORT OF NCAA SECONDARY VIOLATION (Level I)

For Use by Member Institutions and Conferences Only

This form must be completed and all required documentation must be submitted before the NCAA student-athlete reinstatement staff or secondary enforcement staff may act on the request/report.

Please note that all decisions issued by the student-athlete reinstatement staff may be appealed to the Division-specific Committee on Student-Athlete Reinstatement. In addition, if reinstatement is requested, the reinstatement request will be processed first then forwarded to the secondary enforcement staff.

Please type or print.

- 1. Applicant institution: Oklahoma State University Conference: Big 12 Conference
- 2. Sport: Football Division (of sport): I-FBS
- 3. Student-athlete's name: Desmond Bryant
- 4. Student-athlete's SSN: [REDACTED]
- 5. Date of Birth: 11-04-1988
- 6. Date of high school graduation: Spring 07
- 7. Seasons of competition remaining: 2 (including this season)
- 8. Student-athlete's next scheduled contest or date of competition: 10/10/2009
- 9. Student-athlete's status:
Date of initial-collegiate enrollment: Fall 07
Date of initial-collegiate enrollment at applicant institution, if different: _____
- 10. Was the student-athlete recruited? Yes
- 11. Is the student-athlete on athletically related financial aid? Yes
- 12. Please list all institutions student-athlete attended:
Oklahoma State University

- 13. Date violation occurred: 7/24/09 Date violation discovered: 9/30/09
- 14. Please indicate bylaw(s) involved in violation:
10.1-(d)

Request for Reinstatement and/or Self Report of
NCAA Secondary Violation (Level I)
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15. List all individuals involved in violation (including student-athletes and prospective student-athletes):
Desmond Bryant

16. Describe facts of violation:

On July 24, 2009 Desmond Bryant met with Marcus Wilson of the NCAA Agent Gambling and Amateurs Staff to discuss Desmond's involvement in potential NCAA violations. During this initial meeting, and on two other occasions (August 26th via a conference call and September 16th) Desmond stated that he had never met with Deion Sanders, inside an athletics facility (Field House USA) in Frisco, Texas nor had he ever visited Mr. Sanders home in nearby Prosper, Texas. On September 29, 2009, Desmond notified the institution through his legal counsel that he had in fact met with Mr. Sanders one time at the above mentioned facility and that he had also visited Mr. Sander's home on one occasion.

17. How was violation discovered?

Marcus Wilson initially informed the institution he had received information contrary to Desmond statements from Mr. Sanders on September 24th. Before the institution was able to independently corroborate the Mr. Sanders statements or discuss the information directly with Desmond, he informed the institution of his misleading statements to Mr. Wilson.

18. List reasons violation occurred:

Please see attached letter

19. Has the institution declared the student-athlete ineligible? Yes

20. If the institution has declared the student-athlete ineligible and is requesting reinstatement, please list all mitigation present in the violation. Include assessment of the student-athlete's responsibility for the violation:

Please see attached letter

Request for Reinstatement and/or Self Report of
NCAA Secondary Violation (Level I)
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21. List any self-imposed institutional action and/or conference action (including corrective actions, sanctions or conditions imposed on the student-athlete's eligibility);

Please see attached letter

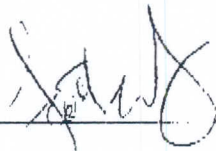
22. Please list any relevant case precedent:

Please note that regardless if the involved student-athlete(s) signed a Buckley form at the start of the year, the last page (student-athlete's signature and address) of this application must be completed and returned. Please note that many cases include supporting documentation that must be included for the reinstatement case or secondary infraction to be processed. Please include all supporting documentation with this application when submitting the information to the NCAA staff.

- If reinstatement is required, this application along with all supporting documentation should be sent to Jennifer Henderson, director of membership services/student-athlete reinstatement. Fax No.: 317/917-6736.
- If reinstatement is not required, this application along with all supporting documentation should be sent to Chris Strobel, director of enforcement for secondary infractions. Fax No.: 317/917-6059.

Signature:

Signature of individual submitting request/report:



Please print name and title of individual submitting request/report:

Scott Williams- Associate AD for Compliance

(The report must be submitted by the institution's chief executive officer, faculty athletics representative, director of athletics, senior woman administrator or the individual designated on campus to handle compliance.)

Contact Information:

Name and title of institutional contact person: Scott Williams-Associate AD for Compliance

(Note: All correspondence regarding this waiver will be directed to the contact person.)

Telephone number: 405-744-2525

Fax number: 405-744-7500

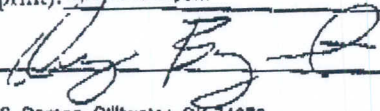
E-mail address: james.s.williams@okstate.edu

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To be completed by student-athlete:

Buckley Statement. I give my consent to disclose to authorized representatives of this institution, its athletics conference (if any) and the NCAA any documents or information pertaining to my NCAA eligibility. Additionally, I give my consent to the NCAA to disclose my name and personally identifiable information from my education records to a third party (including but not limited to the media) as necessary to explain the NCAA's decision regarding this (waiver) (reinstatement) request without such disclosure constituting a violation of my rights under the Family Educational Rights and Privacy Act.

Student-athlete name (please print): Deshaund Bryant

Signature (student-athlete):  Date: 10-8-09

Student-athlete's address: 128 S Barnes Stillwater, OK 74078

I am very, very sorry that I did not tell the full truth when I talked with Mr. Wilson in July. It was all me, there is no one else to blame, I just panicked because I was scared and afraid that I was in some kind of trouble. I didn't think I had done anything wrong, but when OSU told me the NCAA was coming to talk to me, it scared me and made me think that maybe there was something that had happened and all my dreams were going to be ruined.

When Mr. Wilson asked me about meeting Deion Sanders, I denied that I had ever met him at Field House USA. That was not the truth. I met Deion at Field House USA and he talked to me for a little bit about life and having a good attitude and doing my best. He told me he wanted to try and help me be a better person, and there was very little talk about football. He and I jogged up and down the field, but did not go through any drills, and he did not work me out.

When I was asked by Mr. Wilson about a work-out, I did not think that what I had done with Deion was a work-out. I did not break a sweat when I jogged with Deion. When my coaches have worked me out, like Coach Glass at OSU, I do many sprints, stairs, and a lot of other drills, which leave me sweaty and tired. What I did with Deion was nothing like that.

I went to Field House USA two times, with the first time as I told Mr. Wilson was when I walked in, looked around and walked out, and was there about ten minutes. The second time was the one I was talking about earlier, when I met Deion there and we talked and jogged around.

I also failed to tell the truth when Mr. Wilson asked me about going to Deion's house. I did take my girlfriend to Deion's house one time, and he and his family had dinner. I was not hungry, so I did not eat, but we were there for dinner. Other than that, I have not been back to his house.

I know that when I did not tell the truth to Mr. Wilson that I made a terrible mistake. I was scared because I was thinking, why would the NCAA talk to me unless they thought I had done something wrong, even though I did not think I had. I worried about the interview and was really nervous during the interview. I kept thinking about how football has been my dream for years and how football was going to allow the chance to make a living and help my family. My mom, my son, brother and sister all depend on me and I felt that somehow I had let them down. I panicked and made the wrong choice, by not telling Mr. Wilson the truth. I am very, very sorry that this happened, and take all the blame and responsibility. I am sorry that Mr. Wilson had to spend so much time on my case, and am also sorry that I have let my family, my teammates, my coaches, my OSU fans and the NCAA down. I really love OSU and would like to have an opportunity to finish the season with OSU. I have worked very hard on my academics and football so that I could be in a position to go on to the NFL. I know that I did not do the right thing, and I ask for the opportunity to get back on the field as soon as possible for OSU. I know I should be punished, I deserve it, but I hope that my punishment is not so bad that I do not get to play football again at OSU.

This has been the hardest that has happened to me in my life and I hope and pray that I can learn from this, I know I can, and I can also help others by telling them what happened to me and why it is so important to be totally honest.

Thank you for listening to me.

Desmond Bryant