

FERRIS STATE UNIVERSITY

GENERAL COUNSEL

August 20, 2024

Collin Dillinger
collin@grades.llc
VIA EMAIL

RE: Your Freedom of Information Act Requests Dated August 15, 2024, Received August 16, 2024

Dear Mr. Dillinger,

I am responding to your Freedom of Information Act (FOIA) requests dated August 15, 2024, and received August 16, 2024, for Summer 2024 grade distributions.

Enclosed are the records the University believes are responsive to your request with the following exemption. FOIA exempts information the release of which "would prevent the public body from complying with 20 USC 1232g, commonly referred to as the family educational rights and privacy act of 1974." MCL § 15.243(2). Grades for courses with five (5) or fewer individuals are not included in accordance with this exemption.

As described above, your request has been granted in part and denied in part. Because your request was denied in part, the Act allows you the right to either: (a) submit to the "head of the public body" (via the FOIA Coordinator) a written appeal of this denial (such appeal must specifically state the word "appeal" and identify the reason or reasons for reversal of the disclosure denial); or (b) seek judicial review to compel disclosure of public records by commencing an action in the Court of Claims. In the event judicial review is sought, and if the Court of Claims determines that the University has not complied with Section 5 of the Act and orders disclosure, then you have the right to receive attorneys' fees and damages as allowed by Section 10 of the Act which is enclosed.

The University's *Freedom of Information Act Processing* procedures and guidelines are available at <http://www.ferris.edu/foia>. If you have any questions regarding the above or our handling of your request in any respect, please do not hesitate to contact me.

Sincerely,

FERRIS STATE UNIVERSITY



Miles J. Postema
Vice President & General Counsel/FOIA Coordinator

[Enclosures]

FREEDOM OF INFORMATION ACT

SECTION 10

15.240. amended Options by requesting person; appeal; actions by public body; receipt of written appeal; judicial review; civil action; venue; de novo proceeding; burden of proof; private view of public record; contempt; assignment of action or appeal for hearing, trial, or argument; attorneys' fees, costs, and disbursements; assessment of award; damages.

Sec. 10. (1) If a public body makes a final determination to deny all or a portion of a request, the requesting person may do 1 of the following at his or her option:

(a) Submit to the head of the public body a written appeal that specifically states the word "appeal" and identifies the reason or reasons for reversal of the denial.

(b) Commence a civil action in the circuit court, or if the decision of a state public body is at issue, the court of claims, to compel the public body's disclosure of the public records within 180 days after a public body's final determination to deny a request.

(2) Within 10 business days after receiving a written appeal pursuant to subsection (1)(a), the head of a public body shall do 1 of the following:

(a) Reverse the disclosure denial.

(b) Issue a written notice to the requesting person upholding the disclosure denial.

(c) Reverse the disclosure denial in part and issue a written notice to the requesting person upholding the disclosure denial in part.

(d) Under unusual circumstances, issue a notice extending for not more than 10 business days the period during which the head of the public body shall respond to the written appeal. The head of a public body shall not issue more than 1 notice of extension for a particular written appeal.

(3) A board or commission that is the head of a public body is not considered to have received a written appeal under subsection (2) until the first regularly scheduled meeting of that board or commission following submission of the written appeal under subsection (1)(a). If the head of the public body fails to respond to a written appeal pursuant to subsection (2), or if the head of the public body upholds all or a portion of the disclosure denial that is the subject of the written appeal, the requesting person may seek judicial review of the nondisclosure by commencing a civil action under subsection (1)(b).

(4) In an action commenced under subsection (1)(b), a court that determines a public record is not exempt from disclosure shall order the public body to cease withholding or to produce all or a portion of a public record wrongfully withheld, regardless of the location of the public record. Venue for an action against a local public body is proper in the circuit court for the county in which the public record or an office of the public body is located has venue over the action. The court shall determine the matter de novo and the burden is on the public body to sustain its denial. The court, on its own motion, may view the public record in controversy in private before reaching a decision. Failure to comply with an order of the court may be punished as contempt of court.

(5) An action commenced under this section and an appeal from an action commenced under this section shall be assigned for hearing and trial or for argument at the earliest practicable date and expedited in every way.

(6) If a person asserting the right to inspect, copy, or receive a copy of all or a portion of a public record prevails in an action commenced under this section, the court shall award reasonable attorneys' fees, costs, and disbursements. If the person or public body prevails in part, the court may, in its discretion, award all or an appropriate portion of reasonable attorneys' fees, costs, and disbursements. The award shall be assessed against the public body liable for damages under subsection (7).

(7) If the court determines in an action commenced under this section that the public body has arbitrarily and capriciously violated this act by refusal or delay in disclosing or providing copies of a public record, the court shall order the public body to pay a civil fine of \$1,000.00, which shall be deposited into the general fund of the state treasury. The court shall award, in addition to any actual or compensatory damages, punitive damages in the amount of \$1,000.00 to the person seeking the right to inspect or receive a copy of a public record. The damages shall not be assessed against an individual, but shall be assessed against the next succeeding public body that is not an individual and that kept or maintained the public record as part of its public function.

15.240a.added Fee in excess of amount permitted under procedures and guidelines or MCL 15.234.

Sec. 10a. (1) If a public body requires a fee that exceeds the amount permitted under its publicly available procedures and guidelines or section 4, the requesting person may do any of the following:

(a) If the public body provides for fee appeals to the head of the public body in its publicly available procedures and guidelines, submit to the head of the public body a written appeal for a fee reduction that specifically states the word "appeal" and identifies how the required fee exceeds the amount permitted under the public body's available procedures and guidelines or section 4.

(b) Commence a civil action in the circuit court, or if the decision of a state public body is at issue, in the court of claims, for a fee reduction. The action must be filed within 45 days after receiving the notice of the required fee or a

determination of an appeal to the head of a public body. If a civil action is commenced against the public body under this subdivision, the public body is not obligated to complete the processing of the written request for the public record at issue until the court resolves the fee dispute. An action shall not be filed under this subdivision unless 1 of the following applies:

- (i) The public body does not provide for appeals under subdivision (a).
- (ii) The head of the public body failed to respond to a written appeal as required under subsection (2).
- (iii) The head of the public body issued a determination to a written appeal as required under subsection (2).

(2) Within 10 business days after receiving a written appeal under subsection (1)(a), the head of a public body shall do 1 of the following:

(a) Waive the fee.

(b) Reduce the fee and issue a written determination to the requesting person indicating the specific basis under section 4 that supports the remaining fee. The determination shall include a certification from the head of the public body that the statements in the determination are accurate and that the reduced fee amount complies with its publicly available procedures and guidelines and section 4.

(c) Uphold the fee and issue a written determination to the requesting person indicating the specific basis under section 4 that supports the required fee. The determination shall include a certification from the head of the public body that the statements in the determination are accurate and that the fee amount complies with the public body's publicly available procedures and guidelines and section 4.

(d) Issue a notice extending for not more than 10 business days the period during which the head of the public body must respond to the written appeal. The notice of extension shall include a detailed reason or reasons why the extension is necessary. The head of a public body shall not issue more than 1 notice of extension for a particular written appeal.

(3) A board or commission that is the head of a public body is not considered to have received a written appeal under subsection (2) until the first regularly scheduled meeting of that board or commission following submission of the written appeal under subsection (1)(a).

(4) In an action commenced under subsection (1)(b), a court that determines the public body required a fee that exceeds the amount permitted under its publicly available procedures and guidelines or section 4 shall reduce the fee to a permissible amount. Venue for an action against a local public body is proper in the circuit court for the county in which the public record or an office of the public body is located. The court shall determine the matter de novo, and the burden is on the public body to establish that the required fee complies with its publicly available procedures and guidelines and section 4. Failure to comply with an order of the court may be punished as contempt of court.

(5) An action commenced under this section and an appeal from an action commenced under this section shall be assigned for hearing and trial or for argument at the earliest practicable date and expedited in every way.

(6) If the requesting person prevails in an action commenced under this section by receiving a reduction of 50% or more of the total fee, the court may, in its discretion, award all or an appropriate portion of reasonable attorneys' fees, costs, and disbursements. The award shall be assessed against the public body liable for damages under subsection (7).

(7) If the court determines in an action commenced under this section that the public body has arbitrarily and capriciously violated this act by charging an excessive fee, the court shall order the public body to pay a civil fine of \$500.00, which shall be deposited in the general fund of the state treasury. The court may also award, in addition to any actual or compensatory damages, punitive damages in the amount of \$500.00 to the person seeking the fee reduction. The fine and any damages shall not be assessed against an individual, but shall be assessed against the next succeeding public body that is not an individual and that kept or maintained the public record as part of its public function.

(8) As used in this section, "fee" means the total fee or any component of the total fee calculated under section 4, including any deposit.

						GRADE																							
						A	A-	AW	B	B+	B-	C	C+	C-	CR	D	D+	D-	F	FNA	I	IP	NC	NCW	NGR	W	WF		
TERM	SUBJECT_TITLE	COURSE_NUMBER	COURSE_TITLE	SECTION_NUMBER	INSTRUCTORS																								
Summer 2024	Accountancy	201	Princ. of Financial Accounting	VL1	Emily Zoet	10	1			5	2			1					1								1		
Summer 2024	Accountancy	201	Princ. of Financial Accounting	VL2	Emily Zoet	5	1			2	1		2																
Summer 2024	Accountancy	202	Princ of Managerial Accounting	VL1	John Kriscenski	3	5			6	1	4		2						1									
Summer 2024	Accountancy	202	Princ of Managerial Accounting	VL2	John Kriscenski	2	4			3	2	2		1						2						1			
Summer 2024	Accountancy	321	Cost Accounting 1	VL1	Irene Zhang	3	1			1	1				1														
Summer 2024	Accountancy	414	Financial Accounting Theory	VL1	Emily Zoet	5	1						1		1														
Summer 2024	Accountancy	431	ACCT Systems and Controls 1	VL1	John Kriscenski	7	1			2	3				1											1			
Summer 2024	Accountancy	614	Accounting for Managers	VL1	Irene Zhang	17	2																			1			
Summer 2024	Advertise/Integrate Mktg Comm	370	Social Media & Conten Mktg	VL1	Susan Jones	7				1	1	1	1	1				1		1									
Summer 2024	Advertise/Integrate Mktg Comm	382	Bus-to-Bus Digital Marketing	VL1	Susan Jones	1				6	1	1	1		1				1										
Summer 2024	Automotive Management	493	Automotive Management Intershp	401	Michele Harvey	3											1		1		1					1			
Summer 2024	Automotive Management	499	Automotive Management Capstone	VL1	Michele Harvey	6	1							1															
Summer 2024	Applied Science	490	Advanced Production Skills	VL1	Nathan Cierlak	4	1				3	1		1															
Summer 2024	Applied Science	490	Advanced Production Skills	VL2	Lori Compagner	3	1			1	1				1					1							1		
Summer 2024	Applied Science	490	Advanced Production Skills	VL3	Alicia Schaub	7					3																		
Summer 2024	Automotive Service Technology	493	Internship	401	Jeremy Themm	7	1					1																	
Summer 2024	Automotive Service Technology	493	Internship	402	Russell Leonard	14																	1						
Summer 2024	Biology	108	Medical Microbiology	211	Clifton Franklund							2	2		2			1		1						1			
Summer 2024	Biology	111	Environmental Biology	VL1	Karen Barkel	2	4			4		2	2	2	2		1	1	1	1						1			
Summer 2024	Biology	114	Biology and Turfgrass Maint	211	Anna Rizzo					5		6	2		2					1									
Summer 2024	Biology	310	Nutrition	VL1	Bradley Isler	2	8			3	6	1		1	1					2									
Summer 2024	Biology	321	Human Physiology-Anatomy 1	211	Christopher Westerkamp					1	2		1		1					1									
Summer 2024	Biology	322	Human Physiology-Anatomy 2	211	Daisy Daubert		1			1		1	1	1															
Summer 2024	Biology	442	Ecology	211	Scott Herron	4	8			1	1															1			
Summer 2024	Biology	492	Biology Internship	001	Bradley Isler																	9							
Summer 2024	Business Law	301	Legal Environment of Business	VL1	Emily Fransted	4	7			1	3	1	2	1															
Summer 2024	Business Law	321	Contracts and Sales	VL1	Aaron Madziar	2	2			9	2	2		1					1							1			
Summer 2024	Business Law	321	Contracts and Sales	VL2	Aaron Madziar	1	2			2	1	2	1	1						1									
Summer 2024	Business	499	Integrating Experience	VL1	Leslie Sukup	10	6			1	3	3					1												
Summer 2024	Business	499	Integrating Experience	VL2	David Steenstra	6	4			4			7				2			1									
Summer 2024	Career Exploration	102	Career and Education Planning	MXA	Kacie Matti	6	4			1	1				2					3									
Summer 2024	Career Exploration	102	Career and Education Planning	VL1	Monica Frees	4				1					1					1									
Summer 2024	Chemistry	122	General Chemistry 2	211	Mark Thomson	1				2	1	3	3	1			2									4			
Summer 2024	Chemistry	324	Fund of Biochemistry	001	Pasquale Di Raddo	5	2			2	1	1			4														
Summer 2024	Computer Information Tech Sys	491	CIT Internship	401	Mary Holmes											6							6						
Summer 2024	Clinical Lab Sciences	216	Clinical Chemistry	001	Bryan Mahar	3	1				2	2	1																
Summer 2024	Clinical Lab Sciences	217	Clinical Chemistry Lab	301	Bryan Mahar	6	2																						
Summer 2024	Clinical Lab Sciences	218	Body Fluid Analysis	001	Sandra Cook	6				2																			
Summer 2024	Clinical Lab Sciences	219	Hemostasis	001	Sandra Cook	5				1	2																		
Summer 2024	Clinical Lab Sciences	220	Body Fluid-Hemostasis Lab	302	Sandra Cook	6				1			1																
Summer 2024	Clinical Lab Sciences	252	Intro Clinical Immunology	001	Daniel deRegnier		2			4	1	1		1															
Summer 2024	Clinical Lab Sciences	253	Intro Clin Immunology Lab	302	Daniel deRegnier	4	3				1																		
Summer 2024	College of Arts and Sciences	491	Integrative Studies Internship	401	Roxanne Cullen				1							13													
Summer 2024	College of Arts and Sciences	495	Integrative Stds-Orien/Cpstn	VL1	Roxanne Cullen											6													
Summer 2024	College of Arts and Sciences	495	Integrative Stds-Orien/Cpstn	VL2	Roxanne Cullen											13													
Summer 2024	College of Health Professions	101	The U.S. Health Care System	VL1	Tracy Glentz	21	3			1	1	1	2	3															
Summer 2024	College of Health Professions	102	Safety Issues in Health Care	VL1	Sheila Maceachron	1	1			6	4	4	5	4	1														
Summer 2024	College of Health Professions	190	Kentwood/BAMF Research	VL1	Dorothy Stakley	17																							
Summer 2024	College of Health Professions	300	Health Informatics	VL1	Sheila Maceachron	2	2			3	1		1							2						1			
Summer 2024	College of Health Professions	317	Public Health Organizations	VL1	Sheila Maceachron	2	2			2		1	2													1			
Summer 2024	College of Health Professions	330	OSHA Law	VL1	Sheila Maceachron	3	3				2	2	1	3			1				1					1			
Summer 2024	College of Health Professions	350	Statistics in Health Care	VL1	Adam London	18	2			2	3	1	1						1							1			
Summer 2024	College of Health Professions	350	Statistics in Health Care	VL2	Emmanuel Jadhav	3	4			3	3	3	1	5			1	1								1	1		
Summer 2024	College of Health Professions	351	Introduction to Gerontology	VL1	Tracy Glentz	4	2			2	1		1	1															
Summer 2024	College of Health Professions	352	Hlth & Physical Aspts - Aging	VL1	Susan Owens	10	2			1		1														1			
Summer 2024	College of Health Professions	353	Health Care for Older Adults	VL1	Sharon Colley	9	1																						
Summer 2024	College of Health Professions	354	Policies,Issues & Trends-Aging	VL1	Sheila Maceachron	1	6			1		1																	
Summer 2024	College of Health Professions	450	Evidence-based Health Care	VL1	Paula Rehfus-Hagstrom	27	2																			1			
Summer 2024	College of Health Professions	471	Trends in Health Care	VL1	Tracy Glentz	9	2			1	1								1										

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Summer 2024	Mathematics	110	Fundamentals of Algebra	MBA	Paul Bentley	4		2	2	1	2						1	3	
Summer 2024	Mathematics	110	Fundamentals of Algebra	MBC	Jason Siersma	4	2	3	3	3	1			1	2	1		1	2
Summer 2024	Mathematics	110	Fundamentals of Algebra	MBE	Cyrisse Allen	4		1		1	1			2				1	
Summer 2024	Mathematics	110	Fundamentals of Algebra	VL1	Jerome Trouba	9	3	2		2	1			2				1	
Summer 2024	Mathematics	110	Fundamentals of Algebra	VL2	Bakhodirzhon Siddikov	5	1	1	4	2	3	1							
Summer 2024	Mathematics	115	Intermediate Algebra	MBA	Cyrisse Allen	9										1			
Summer 2024	Mathematics	115	Intermediate Algebra	VL1	Holly Price	13	2	1	2	3		1						1	
Summer 2024	Mathematics	115	Intermediate Algebra	VL2	Hengli Jiao	9	1		3	1	1		2		3			1	
Summer 2024	Mathematics	115	Intermediate Algebra	VL5	James Nystrom	11	4	2			1		1				2	1	
Summer 2024	Mathematics	115	Intermediate Algebra-FerrisNOW	VL3	Erin Militzer Benander	17	1	1		1				1					
Summer 2024	Mathematics	115	Intermediate Algebra-FerrisNOW	VL4	James Nystrom	11	6	1		1			1			1		1	
Summer 2024	Mathematics	120	Trigonometry	VL1	Hengli Jiao	8			3		2	1	1		1	2			
Summer 2024	Mathematics	120	Trigonometry	VL2	Hengli Jiao	5	6	2	3	1		1	2						
Summer 2024	Mathematics	130	Adv Algebra-Analytical Trig	VL1	Bakhodirzhon Siddikov	3	5	5	4	2	1				1				
Summer 2024	Mathematics	220	Analytical Geometry-Calculus 1	VL1	Bakhodirzhon Siddikov	5	4	3	3	5		2					1		
Summer 2024	Mathematics	251	Stats for the Life Sciences	VL1	Kent Sun			1	2					1	1	1		2	1
Summer 2024	Music and Entertainment Bus	292	MEBM Internship 2	401	Paul Kwant									6					
Summer 2024	Mechanical Engineering Tech	393	Industrial Internship	401	Andrew Wiltshire	7											1		
Summer 2024	Mechanical Engineering Tech	393	Industrial Internship	402	Christina Hollenbeck	8													
Summer 2024	Manufacturing Engin Tech	423	Engineering Economics	VL1	Nathan Leatherman	7			2	1	5	4	3		2			1	
Summer 2024	Manufacturing Engin Tech	423	Engineering Economics	VL2	James Rumpf			1		1	2	1	2		1		2		
Summer 2024	Management	301	Applied Management	VL1	Kasey Thompson	5	3	3	1	2	3				1		1		
Summer 2024	Management	301	Applied Management	VL2	Kasey Thompson			2		1		1	1			2		1	
Summer 2024	Management	302	Team Dynamics - Org Behavior	VL1	Carol Rewers	6	5				1	1	1						
Summer 2024	Management	305	Agile Leadership	VL1	Lisa Eshbach	10	5			1	1	2							
Summer 2024	Management	305	Agile Leadership	VL2	Anita Fagerman	9		2		1					1			1	
Summer 2024	Management	310	Small Business Management	VL1	David Brown	3	2	1	3	4	1								
Summer 2024	Management	350	Mgmt Metrics & Decision Making	VL1	Catherine Browsers	7		4	1					1		1			
Summer 2024	Management	350	Mgmt Metrics & Decision Making	VL2	Catherine Browsers	3		2	1	1		2				1		1	
Summer 2024	Management	370	Quality-Operations Mgmt	VL1	Anita Fagerman	10	2	2	5	3		1						1	
Summer 2024	Management	370	Quality-Operations Mgmt	VL2	Anita Fagerman	11	4	1	2	2		1	1		1				
Summer 2024	Management	370	Quality-Operations Mgmt	VL3	Anita Fagerman	2	2	1	1	1		1						1	
Summer 2024	Management	373	Human Resource Management	VL1	Carol Rewers	3	4	2	3	2		1							
Summer 2024	Management	375	Negotiations	VL1	Carol Rewers	11	5	1							1				
Summer 2024	Management	411	Small Business Sys-Operations	VL1	Catherine Browsers	1	1			1					1			1	
Summer 2024	Management	447	Business Ethics-Social Resp	VL1	Kasey Thompson	11	2	1	1		1								
Summer 2024	Management	447	Business Ethics-Social Resp	VL2	Kasey Thompson	4	2	1	1										
Summer 2024	Management	472	Compensation	VL1	Beverly DeMarr	1	6	3	2			1				1			
Summer 2024	Management	488	Adv Management Cases-Problems	VL1	Lisa Eshbach		3		6	4	1		2			1			
Summer 2024	Management	491	MGMT Internship	VL1	Beverly DeMarr									15					
Summer 2024	Management	491	MGMT Internship	VL2	Beverly DeMarr									13			2		
Summer 2024	Management	491	MGMT Internship	VL3	Beverly DeMarr									15					
Summer 2024	Management	491	MGMT Internship	VL4	Beverly DeMarr									14					
Summer 2024	Management	491	MGMT Internship	VL5	Steven Lyman									15					
Summer 2024	Management	491	MGMT Internship	VL6	Steven Lyman									3				1	
Summer 2024	Management	636	Leadership & Org. Change	VL1	Alexander Manga	19													
Summer 2024	Management	746	Business Strategy & Innovation	VL1	Alexander Manga	9			1	1									
Summer 2024	Master Info Security and Intel	760	Governance, Risk & Compliance	VL1	Molly Cooper	9													
Summer 2024	Marketing	200	Marketing, Branding & You	VL1	Scot Squires	2	6			3	1	1		1		2		1	
Summer 2024	Marketing	321	Principles of Marketing	VL1	Waileong Ho	11	4	2	1		1					2		1	
Summer 2024	Marketing	321	Principles of Marketing	VL2	Waileong Ho	7	2	2	3	2	1					1	1		
Summer 2024	Marketing	322	Consumer Behavior	VL1	Scot Squires			2	3				3				1	1	
Summer 2024	Marketing	383	Direct and Digital Marketing	VL1	Susan Jones	3	2		1	1	2		1		3				
Summer 2024	Marketing	491	MKTG Internship	401	Donna Green									6			8	1	
Summer 2024	Marketing	718	Sales Leadership	VL1	Scot Squires	10			1	2									
Summer 2024	Marketing	724	Customer and Market Insights	VL1	Waileong Ho	17	1												
Summer 2024	Master of Healthcare Admin	570	Quantitative Decision-making	VL1	Kimberly Mcvicar	13	1											1	
Summer 2024	Master of Healthcare Admin	680	Health Economics and Policy	VL1	Gail Bullard	15		1										1	
Summer 2024	Medical Record Infor Systems	209	Quality Mgmt in Health Care	VL1	Julie Alles	7	5	2	5	1		1							
Summer 2024	Medical Record Infor Systems	221	Foundations of Reimbursement	VL1	Paula Rehfus-Hagstrom	4	2	3			1	3		1					
Summer 2024	Medical Record Infor Systems	493	Professional Practice 2	401	Paula Rehfus-Hagstrom, Julie Alles	5											2		
Summer 2024	Nuclear Medicine	100	Intro to Nuclear Medicine	VL1	Timothy Vander Laan	11													
Summer 2024	Nuclear Medicine	101	Practical Math in Nuclear Med	AGA	Timothy Vander Laan	6	2		1		1								

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