

August 14, 2013

Statement from Coach Tom Lechnir

I have waited 14 months and had to file 3 appeals to have the opportunity to be heard. I have waited, now 8 days, to hear from Chancellor Wells regarding the appeal of the non-renewal of my contract. It is now that I feel compelled to release the statement below.

I have read the statement from the University of Wisconsin–Oshkosh sent on August 6, 2013, and I appreciate that you will post this statement next to the UWO statement so that the public can judge for themselves. I continue to be incredibly embarrassed by and disappointed with the very same University where I have attained my undergraduate degree, master's degree, and where I have spent the last 35 years of my life. UWO continues to use smoke and mirrors to avoid being accountable for what has transpired since the inception of Alumni Stadium. As I said at the appeal hearing last Tuesday, I have a strong love for UWO which has been built on the many wonderful relationships and positive experiences I have encountered as a student athlete and baseball coach. As I continue on this journey to expose the truth, I have relied upon the support provided to me on a daily basis from my colleagues at UWO, faculty, alumni, current players, the community of Oshkosh, my close circle of friends, and of course, Tina, Zach and Drew. Listed below are the facts that pertain to my non-renewal as the baseball coach at UWO. When you finish reading the document and attachments, feel free to contact me for further discussions.

The Truth Never Changes. The UWO story changes: **1st Reason** – Non-renewal due to stadium debt (*See Exhibit #1*); **2nd Reason** – Four performance concerns (*See Exhibit #2*); **3rd Reason** – Change in department policy; **4th Reason** – Do not like Tom Lechnir's attitude (appeal hearing testimony of Petra Roter). Tom Lechnir's story never changes.

If UWO Cannot Take Credit For It, UWO Will Not Recognize It.

Tom Lechnir is WIAC all-time winningest coach [728 wins/292 losses/1 tie/.714%]. Tom Lechnir was named Coach of the Century and honored at WIAC Banquet in August, 2012. The UWO administration sat at a table on the other side of banquet hall and never acknowledged Tom Lechnir or his family who were also at the banquet.

Tom Lechnir took the lead and organized a group that raised in excess of \$800,000.00 in cash donations and gifts-in-kind to construct Alumni Stadium and then gifted it to UWO. The baseball program moved into Alumni Stadium in 2007 and as to date, UWO has never held a public ceremony to recognize the donors' gifts. Further, UWO does not allow for a donor wall at Alumni Stadium to acknowledge the generous donors. In my 2012 evaluation concerning fundraising, I raised in excess of 1,600% above the stated goal.

Tom Lechnir's Digitally Recorded Tapes. I started to record conversations with UWO personnel because UWO administrators discouraged me from taking notes at meetings, despite the fact that the meetings were filled with falsehoods, shifting standards, and refusal to answer basic questions as to what I was being held responsible for. I knew I was in trouble 3 years ago, and recorded these conversations to protect myself when the UWO administration reached their goal of getting rid of me. The parties taped include, but are not limited to: UWO Athletic Department staff; UWO Administrative staff; UWO Human Recourses staff; various other UWO Departments and staff. Subject matter included on the tapes include, but are not limited to: Alumni Stadium financial issues; Replacement of men's basketball head coach; Replacement of men's basketball assistant coach; Replacement of women's basketball head coach; Biodigestor contract with UWO; Specific personnel matters in other UWO Departments; Titan Touchdown Club; UWO donors; Tom Lechnir contract, status and appeal. These tapes show over and over that UWO officials were intentionally making me a scapegoat by their own admission.

Personal Belief System: Values / Integrity / Leadership / Accountability. Tom Lechnir compared to Darryl Sims: Tom Lechnir – no criminal record; Darryl Sims was hired and employed at UWO as a convicted felon. Mr. Sims' criminal record includes: possession of cocaine and drug paraphernalia (*See Exhibit #3*); and, issuance of worthless checks and theft (*See Exhibit #4*) resulting in court-ordered jail time and 10 years of probation, community service and payment of restitution. Mr. Sims also filed personal bankruptcy (*See Exhibit #5*).

Other Critical Facts:

1. I believe that the CliftonLarsonAllen review was only a sampling and not an audit. Their sampling does not tell the entire story and does not address two key issues: (A) Jarrod Washburn instructed his agent, Scott Boras, to perform a specific review for teammates who reported to Jarrod that they donated to the Alumni Stadium project, but their donations did not show up on the Alumni Stadium list provided to Jarrod from the UWO Foundation; and (B) The discrepancies that exist between UWO and CR Meyer that relate to the construction costs of Alumni Stadium. CR Meyer was the only construction company that worked on Alumni Stadium and they have never been contacted by CliftonLarsonAllen. CR Meyer never did any work on the Oshkosh Sports Complex.
2. Petra Roter testified at the appeal hearing that the Affirmative Action Director was in favor of non-renewal of Tom Lechnir. This is a false statement (*See Exhibit #6*). The Affirmative Action Director only provided a cursory review without ever interviewing other student athletes involved. [It should be noted that the Affirmative Action Director has since resigned]. The Human Resources Director found the affirmative action letter ambiguous and without merit. With regard to the second student complaint, that student did not ever attend the fall organizational meeting and never completed the paperwork, thus making himself ineligible to tryout per WIAC/NCAA rule.
3. Tom Lechnir / Umpire Incident in 2012 (*See Exhibit #7a-c*) which indicates that Kevin Vincent, the Umpire involved in the incident stated "I do not believe the ejection should result in the suspension of Coach Lechnir." John Voedenlich (opposing Coach) stated "The first thing you should know is that Coach Lechnir had a legitimate right to argue the disputed call.

However, the Umpire, Kevin Vincent, didn't seem to want to have any discussion, despite the fact he ruled a ground rule double as a home run. I did not see any bodily contact. This was one of the most mild arguments that resulted in an ejection that I have ever seen in my 20 years of coaching. The whole situation might have been avoided if the umpire would have simply discussed the ruling on the field face-to-face."

4. Tom Lechnir's Professional Academic Staff Performance Evaluation dated January 17, 2012 was illegally altered. (*See Exhibit #8*).

5. UWO / Foundation corruption – financial mismanagement. (A) It is believed that the UWO / Foundation actually increased the carrying costs of Alumni Stadium to its detriment by recapitalizing its line of credit rather than paying down principle; and (B) UWO / Foundation President, Art Rathjen, approved the purchase of the current residence of Chancellor Wells to provide a permanent residence for Wells and future Chancellors of UWO. The appraised fair market value of the house was \$320,000; however, the purchase price was \$450,000.

Tom Lechnir
#(920) 279-1401



Mr. Thomas Lechnir
375 Forest View Drive
Oshkosh, WI 54904

Dear Mr. Lechnir:

Per policy described in the *UW Oshkosh Faculty and Academic Staff Handbook*, I am informing you of the stoppage of your rolling-horizon contract. As ACS 2.1 (3) (f) states,

"Once the employee is notified of non-extension, the appointment shall have a fixed ending date. In these instances, once a decision is made to break the automatic renewal cycle of a rolling-horizon contract, the Chancellor will provide a written statement of the reasons. This decision shall not be subject to appeal or grievance."

Reason for this action is the significant debt created in the expansion and renovation of Alumni Stadium.

This action establishes an end date to your contract of June 30, 2013, and you will be subject to contract renewal in the May 2012 renewal cycle. Your supervisor will discuss the details of contract renewal with you beginning in January 2012.

Sincerely,

Richard H. Wells
Chancellor

Cc: Petra Roter
Al Ackerman
Human Resources





June 8, 2012

Coach Thomas Lechnir
375 Forest View Road
Oshkosh, WI 54904

Dear Coach Lechnir:

I am in receipt of your letter requesting the reasons for the non-renewal of your contract. I have enclosed a copy of Vice Chancellor Roter's letter to you explaining the rationale for the non-renewal. I direct you to paragraphs three (3) and four (4). More specifically, reasons for your non-renewal include performance concerns in the following areas:

- Fundraising. You did not achieve three of the four fundraising goals set for you. There is still over \$250,000 of debt on the baseball stadium for which you have not made substantive progress to reduce.
- Student Athlete Retention and Academic Success. The academic performance for athletes in your program is well under the average for UW Oshkosh student athletes. The graduation rate for athletes in your program is under 40 percent which is the second lowest in the department.
- Administrative Duties. You have not performed the administrative duties as listed in your job description to expectations. This includes accuracy and timeliness of paperwork, adherence to departmental and University policies and procedures and meeting attendance.
- Community Relations and Engagement. This area encompasses service on and off campus by the coach and the athletes. The departmental learning outcome rubrics for students have not been developed and implemented for your program.

As an additional note, Darryl Sims, Athletic Director, clarified expectations and gave you clear goals, targets and a plan to improve performance with the understanding your progress addressing these areas would determine future contractual decisions.

A process for reconsideration of the non-renewal is outlined in Chapter 8, of the Faculty/Academic Staff Handbook, <http://www.uwosh.edu/provost/resources/handbooks/complete-updated-handbook/Complete%202011-12%20with%20current%20updates.pdf> (pages 332-334)

Sincerely,

A handwritten signature in cursive script that reads "Richard H. Wells".

Richard H. Wells
Chancellor

Cc: Petra Roter, Vice Chancellor Student Affairs
Pam Lassiter, Equity & Affirmative Action
P-File

OFFICE OF THE CHANCELLOR
UNIVERSITY OF WISCONSIN OSHKOSH • 800 ALGOMA BLVD • OSHKOSH WI 54901-8000
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EXHIBIT

2

Wisconsin Circuit Court Access (WCCA)

State vs Darryl L Sims

Dane County Case Number 1996CM004164

Filing Date	Case Type	Case Status
11-20-1996	Criminal	Closed
Defendant Date of Birth	Address	
07-23-1961	5109 Terminal Dr, Mcfarland, WI 53558	
Branch Id	DA Case Number	
15		
Case(s) Cross-Referenced With This Case		
1996CM004163		

Charge(s)

Count No.	Statute	Description	Severity	Disposition
1	961.41(3g)(c)	Possession of Cocaine/Coca	Misd. U	Guilty / No Contest
2	961.573(1)	Possess Drug Paraphernalia	Misd. U	Dismissed on Prosecutor's Motion

Defendant Owes the Court: \$ 0.00

Responsible Official	Prosecuting Agency	Prosecuting Attorney	Defense Attorney
Schwartz, Stuart	District Attorney	Farmer, Kenneth M	Berz, Ellen K

Defendant

Defendant Name	Date of Birth	Sex	Race¹
Sims, Darryl L	07-23-1961	Male	African American
Address			Address Updated On
5109 Terminal Dr, Mcfarland, WI 53558			11-20-1996
JUSTIS ID	Finger Print ID		
Defendant Attorney(s)			
Attorney Name	Entered	Withdrawn	
Taylor, Svetlana	02-05-1997	02-07-1997	
Berz, Ellen K	02-07-1997		

Charge(s)/Sentence(s)



Charge Detail

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
1	961.41(3g)(c)	Possession of Cocaine/Coca	Misd. U	11-19-1996	No Contest on 02-05-1997

On 02-05-1997 there was a finding of:

Action	Court Official
Guilty / No Contest	Schwartz, Stuart

On 02-05-1997 the following was ordered:

Sentence	Time	Begin Date	Notes
Probation, sent withheld	2 Years		

Condition	Time Notes
Fine	
Employment / School	
Alcohol treatment	
Drug treatment	
Prohibitions	
Other	

DOT License Suspended 6 Months

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
2	961.573(1)	Possess Drug Paraphernalia	Misd. U	11-19-1996	

On 02-05-1997 there was a finding of:

Action	Court Official
Dismissed on Prosecutor's Motion	Schwartz, Stuart

Total Receivables

Court Assessments	Adjustments ³	Paid to the Court	Probation/Other Agency Amount ⁴	Balance Due to Court	Due Date ⁵
\$ 264.50	\$ 0.00	\$ 214.50	\$ 50.00	\$ 0.00	

¹ The designation listed in the Race field is subjective. It is provided to the court by the agency that filed the case.

² Non-Court activities do not require personal court appearances. For questions regarding which court type activities require court appearances, please contact the Clerk of Circuit Court in the county where the case originated.

Case Details for 1996CM004164 in Dane County

- 3 Includes collection agency fees; bankruptcy discharge of debt; Department of Revenue collection fees; and forgiven debts due to indigence, death, time served, or community service.
- 4 Some amounts assessed by the courts are collected by the Department of Corrections or other agencies. This column is rarely updated by the courts and may be less than the actual amount owed.
- 5 For cases with multiple assessments, the due date represents the assessment with the latest date.
- 6 Your payment may not be processed immediately.

Wisconsin Circuit Court Access (WCCA)

State vs Daryl L Sims

Dane County Case Number 1996CF002490

Filing Date	Case Type	Case Status
12-12-1996	Criminal	Closed
Defendant Date of Birth	Address	
07-23-1961	1900 Indian Point Road, Oshkosh, WI 54901	
Branch Id	DA Case Number	
11		

Charge(s)

Count No.	Statute	Description	Severity	Disposition
1	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	Guilty / No Contest
2	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	Guilty / No Contest
3	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	Guilty / No Contest
4	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	Guilty / No Contest
5	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	Guilty / No Contest
6	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	Dismissed-Read In-Pr
7	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	Other
8	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	Other

Defendant Owes the Court: \$ 0.00

Responsible Official	Prosecuting Agency	Prosecuting Attorney	Defense Attorney
Moeser, Daniel R	District Attorney	Sayles, Ann	Finlan, Patrick H

Defendant

Defendant Name	Date of Birth	Sex	Race¹
Sims, Darryl L	07-23-1961	Male	African American
Address			Address Updated On
1900 Indian Point Road, Oshkosh, WI 54901			12-12-1996
JUSTIS ID	Finger Print ID		
Defendant Attorney(s)			
Attorney Name	Entered	Withdrawn	



Berz, Ellen K	12-26-1996	12-20-1999
Finlan, Patrick H	01-24-2000	

Charge(s)/Sentence(s)

Charge Detail

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
1	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	08-20-1996	No Contest on 03-13-1997

On 03-13-1997 there was a finding of:

Action	Court Official
Guilty / No Contest	Moeser, Daniel R

On 05-08-1997 the following was ordered:

Sentence	Time	Begin Date	Notes
Probation, sent withheld	10 Years		

Condition	Time	Notes
Jail time	4 Months	
Community service	200 Hours	
Restitution		
Costs		
Alcohol treatment		
Drug treatment		
Prohibitions		
Other		

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
2	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	08-30-1996	No Contest on 03-13-1997

On 03-13-1997 there was a finding of:

Action	Court Official
Guilty / No Contest	Moeser, Daniel R

On 05-08-1997 the following was ordered:

Sentence	Time	Begin Date	Notes
Probation, sent withheld	10 Years		

Condition	Time	Notes
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Costs
Other

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
3	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	10-18-1996	No Contest on 03-13-1997

On 03-13-1997 there was a finding of:

Action	Court Official
Guilty / No Contest	Moeser, Daniel R

On 05-08-1997 the following was ordered:

Sentence	Time	Begin Date	Notes
Probation, sent withheld	10 Years		

Condition Time Notes
Costs
Other

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
4	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	11-01-1996	No Contest on 03-13-1997

On 03-13-1997 there was a finding of:

Action	Court Official
Guilty / No Contest	Moeser, Daniel R

On 05-08-1997 the following was ordered:

Sentence	Time	Begin Date	Notes
Probation, sent withheld	10 Years		

Condition Time Notes
Costs
Other

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
5	943.24(2)	Issue of Worthless Checks (>\$1000)	Felony E	11-16-1996	No Contest on 03-13-1997

On 03-13-1997 there was a finding of:

Action	Court Official
Guilty / No Contest	Moeser, Daniel R

On 05-08-1997 the following was ordered:

Sentence	Time	Begin Date	Notes
Probation, sent withheld	10 Years		

Condition Time Notes

Costs

Other

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
6	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	12-11-1996	

On 03-13-1997 there was a finding of:

Action	Court Official
Dismissed-Read In-Pr	Moeser, Daniel R

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
7	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	10-26-1996	

On 01-09-1997 there was a finding of:

Action	Court Official
Other	Moeser, Daniel R

The Defendant was charged with the following offense:

Count No.	Statute Cite	Description	Severity	Offense Date	Plea
8	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	10-27-1996	

On 01-09-1997 there was a finding of:

Action	Court Official
Other	Moeser, Daniel R

Total Receivables

Court Assessments	Adjustments ³	Paid to the Court	Probation/Other Agency Amount ⁴	Balance Due to Court	Due Date ⁵
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Case Details for 1996CF002490 in Dane County

\$ 19,108.47 \$ 0.00 \$ 1,723.50 \$ 17,384.97 \$ 0.00

- ¹ The designation listed in the Race field is subjective. It is provided to the court by the agency that filed the case.
- ² Non-Court activities do not require personal court appearances. For questions regarding which court type activities require court appearances, please contact the Clerk of Circuit Court in the county where the case originated.
- ³ Includes collection agency fees; bankruptcy discharge of debt; Department of Revenue collection fees; and forgiven debts due to indigence, death, time served, or community service.
- ⁴ Some amounts assessed by the courts are collected by the Department of Corrections or other agencies. This column is rarely updated by the courts and may be less than the actual amount owed.
- ⁵ For cases with multiple assessments, the due date represents the assessment with the latest date.
- ⁶ Your payment may not be processed immediately.

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State vs Darryl L. Sims[Printable Version \(PDF\)](#)**Jefferson County Case Number 1997CM000384**[What is RSS?](#) **16553**

Filing Date	Case Type	Case Status	Court Record Events
06-26-1997	Criminal	Closed	<input checked="" type="radio"/> Ascending Date Order <input type="radio"/> Descending Date Order
Defendant Date of Birth	Address		
07-23-1961	630 Kickbusch, Wausau, WI S4403		
Branch Id	DA Case Number		
2			

Charge(s)

Count No.	Statute	Description	Severity	Disposition
1	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	Guilty / No Contest
2	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	Guilty / No Contest
3	943.24(1)	Issue of Worthless Checks(<=\$1000)	Misd. A	Guilty / No Contest
4	943.20(1)(a)	Theft-Movable Property (<=\$1000)	Misd. A	Guilty / No Contest
5	943.20(1)(a)	Theft-Movable Property (<=\$1000)	Misd. A	Guilty / No Contest

[View history and details of Charge\(s\)/Sentence\(s\)](#)

Defendant Owes the Court: \$ 0.00

Responsible Official	Prosecuting Agency	Prosecuting Attorney	Defense Attorney
Hue, William F.	District Attorney	Wambach, David J	Monogue, Thomas J

Defendant

Defendant Name	Date of Birth	Sex	Race ¹
Sims, Darryl L.	07-23-1961	Male	African American
Address			Address Updated On
630 Kickbusch, Wausau, WI S4403			06-26-1997
JUSTIS ID	Finger Print ID		
Defendant Attorney(s)			
Attorney Name	Entered		
Monogue, Thomas J	07-07-1997		

Total Receivables

Court Assessments	Adjustments ³	Paid to the Court	Probation/Other Agency Amount ⁴	Balance Due to Court	Due Date ⁵
\$ 482.20	-\$ 20.00	\$ 412.20	\$ 50.00	\$ 0.00	

¹ The designation listed in the Race field is subjective. It is provided to the court by the agency that filed the case.

Court Assessments	Adjustments ³	Paid to the Court	Probation/Other Agency Amount ⁴	Balance Due to Court	Due Date ⁵
\$ 19,108.47	\$ 0.00	\$ 1,723.50	\$ 17,384.97	\$ 0.00	

¹ The designation listed in the Race field is subjective. It is provided to the court by the agency that filed the case.

² Non-Court activities do not require personal court appearances. For questions regarding which court type activities require court appearances, please contact the Clerk of Circuit Court in the county where the case originated.

³ Includes collection agency fees; bankruptcy discharge of debt; Department of Revenue collection fees; and forgiven debts due to indigence, death, time served, or community service.

⁴ Some amounts assessed by the courts are collected by the Department of Corrections or other agencies. This column is rarely updated by the courts and may be less than the actual amount owed.

⁵ For cases with multiple assessments, the due date represents the assessment with the latest date.

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Thursday, December 30, 2010

Ninety-Ninth Regular Session

STATE OF WISCONSIN

SENATE JOURNAL

The Chief Clerk makes the following entries under the above date.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Governor

December 30, 2010

The Honorable, The Legislature:

As required by Article V, Section 6 of the Wisconsin Constitution, I am submitting the annual Executive Clemency Report to the Legislature, covering those clemency cases upon which final dispositions were rendered for applicants during the 2010 calendar year. Below are the one hundred and seventy seven applicants who received a pardon in 2010:

Donald Blank (date of birth March 5, 1951), convicted on September 20, 1971, of two counts of Sale of Dangerous Drug (Marijuana), was sentenced to eighteen months in jail (stayed) and eighteen months of probation. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Mr. Ball was granted a pardon on February 11, 2010, based on his positive adjustment, extensive personal growth and development, lack of other criminal justice system contacts, the length of time since the crime, and the non-violent nature of the crime.

Angela Byrd (date of birth June 19, 1963), convicted on August 7, 1991, of Failure to Report Receipt of Income and Food Stamp Fraud, was sentenced to five years of probation, 100 hours of community service, and restitution. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Ms. Byrd was granted a pardon on February 11, 2010, based on her extensive personal growth and development, no previous or subsequent criminal justice system contacts, low risk of reoffending, the non-violent nature of the offenses, the length of time since the offenses, and her documented substantial need.

Bruce Conard (date of birth August 26, 1960), convicted on November 14, 1983, of Delivery of a Controlled Substance (THC), was sentenced to forty-five days in jail and two years of probation. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's

on February 11, 2010, based on her positive adjustment, valid job concerns, substantial need, and the non-violent nature of the crime.

Amanda Pennington (date of birth June 21, 1964), convicted on April 9, 1992, of Failure to Report Receipt of Income, Food Stamp Fraud, and Theft of Moveable Property, was sentenced six years in prison, six years of probation, and ordered to pay restitution. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Ms. Pennington was granted a pardon on February 11, 2010, based on her positive adjustment, extensive personal growth and development, lack of other criminal justice system contacts, and the non-violent nature of the crime.

Karen Potnek (date of birth November 17, 1969), convicted on April 23, 1993, of Theft by Fraud, was sentenced to two years of probation. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Ms. Potnek was granted a pardon on February 11, 2010, based on her positive adjustment, extensive personal growth and development, lack of prior and subsequent criminal justice system contacts, the non-violent nature of the crime, and a low risk of reoffending.

Jeffrey Schneider (date of birth December 31, 1972), convicted on October 28, 1992, of Conspire to Possess with Intent to Deliver THC, was sentenced to two months in jail with Huber privileges, thirty months of probation, and ordered to pay a fine. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Mr. Schneider was granted a pardon on February 11, 2010, based on his positive adjustment, extensive personal growth and development, valid job concerns, lack of other criminal justice system contacts, the length of time since the crime, and the non-violent nature of the crime.

Michael Schwalbach (date of birth March 18, 1954), convicted on December 6, 1973, of Armed and Masked Robbery (PTAC), was sentenced to ten years in prison. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Mr. Schwalbach was granted a pardon on February 11, 2010, based on his positive adjustment, extensive personal growth and development, lack of previous and subsequent criminal justice system contacts, then length of time since the crime, and community achievements.

Darryl Sims (date of birth July 23, 1961), convicted on May 8, 1997, of five counts of Issuing Worthless Checks (>\$1000), was sentenced to four months in jail with Huber privileges, ten years of probation, 200 hours of community service, and ordered to pay restitution. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Mr. Sims was granted a pardon on February 11, 2010, based on his positive adjustment, extensive personal growth and development, the non-violent nature of the crime, the recommendation of the judge, and community support.

George Vaughn (date of birth September 11, 1941), convicted on January 11, 1965, of Burglary, was sentenced to three years in prison (stayed), three years of probation, and restitution. The Governor's Pardon Advisory Board recommended granting a pardon by a vote of 6-0. Following the Board's recommendation, Mr. Vaughn was granted a pardon on February 11, 2010 based the length of time since the offense, his honesty with the Board, his young age at the time of the crime, his positive adjustment, and his extensive personal growth and development.

10-30643-mdm Darryl L Sims and Carla J Sims**Case type:** bk **Chapter:** 13 **Asset:** Yes **Vol:** v **Judge:** Margaret Dee McGarity
Date filed: 06/26/2010 **Date of last filing:** 06/04/2013 **Plan confirmed:** 04/15/2013

Creditors

Aurora Medical Group P.O. Box 976 Sheboygan, WI 53082	(6612384) (cr)
Aurora Medical Group P.O. Box 341457 Milwaukee, WI 53234	(6612385) (cr)
Bank of America N.A. Loss/Recovery 800 Market St. St. Louis, MO 63102-2728	(6647713) (cr)
CANDICA L.L.C. C O WEINSTEIN AND RILEY, PS 2001 WESTERN AVENUE, STE 400 SEATTLE, WA 98121	(6704557) (cr)
Capital 1 Bk PO Box 85520 Richmond, VA 23285	(6612386) (cr)
Capital Management Services 726 Exchange Street Suite 700 Buffalo, NY 14210	(6612387) (cr)



Capital One	(6612389)
PO Box 6492	(cr)
Carol Stream, IL 60197-6492	
Capital One	(6612388)
PO Box 30281	(cr)
Salt Lake City, UT 84130	
Capital One, N.a.	
C/O American Infosource	(6612390)
PO Box 54529	(cr)
Oklahoma City, OK 73154	
Citibank	(6612391)
701 E 60th St. North	(cr)
Sioux Falls, SD 57117	
Credit Systems of Fox Valley	(6612392)
1055 Winneconne Ave.	(cr)
Neenah, WI 54957	
Department Stores National Bank/Bloomington	
Bankruptcy Processing	(6626345)
PO Box 8053	(cr)
Mason, OH 45040	
Department Stores National Bank/Macy's	
Bankruptcy Processing	(6626346)
PO Box 8053	(cr)
Mason, OH 45040	
Discover	(6612393)
PO Box 30395	(cr)
Salt Lake City, UT 84130	
Discover Bank	(6617437)
Dfs Services LLC	(cr)

PO Box 3025
New Albany, OH 43054-3025

Discover Financial

Attention: Bankruptcy Department (6612394)
PO Box 3025 (cr)
New Albany, OH 43054

Dsnb Bloom

Bloomington's Bankruptcy (6612395)
PO Box 8053 (cr)
Mason, OH 45040

Encore Receivable Management

400 N Rogers Road (6612396)
Olathe, KS 66062-1212 (cr)

Finance System Of Green Bay

301 N Jackson (6612397)
Green Bay, WI 54305 (cr)

First Premier Bank

PO Box 5519 (6612399)
Sioux Falls, SD 57117-5519 (cr)

First Premier Bank

3820 N Louise Ave (6612398)
Sioux Falls, SD 57107 (cr)

GCG EXCALIBUR LLC

C O WEINSTEIN AND RILEY, PS (6704761)
2001 WESTERN AVENUE, STE 400 (cr)
SEATTLE, WA 98121

GE Money Bank

PO Box 981127 (6612400)
El Paso, TX 79998-1127 (cr)

Household Bank	(6612401)
PO Box 876	(cr)
Wood Dale, IL 60191-0876	
Hsbc Bank	
Attn: Bankruptcy	(6612402)
PO Box 5253	(cr)
Carol Stream, IL 60197	
HSBC Bank Nevada	
P.O. Box 703	(6612403)
Wood Dale, IL 60191	(cr)
Hsbc/neimn	
Hsbc Retail Svcs/ Attn: Bankruptcy	(6612404)
PO Box 5263	(cr)
Carol Stream, IL 60197	
Internal Revenue Service	
P.O. Box 21126	(6612405)
Stop N781	(cr)
Philadelphia, PA 19114	
Kohner, Mann & Kailas	
Washington Building	
Barnabas Business Center	(6612406)
4650 N Port Washington Road	(cr)
Milwaukee, WI 53212-1059	
Lowes	
1000 Lowes Blvd	(6612407)
Mooresville, NC 28117	(cr)
Lvnv Funding Llc	
PO Box 740281	(6612408)
Houston, TX 77274	(cr)

LVNV Funding LLC	(6792482)
Resurgent Capital Services	(cr)
PO Box 10587	
Greenville, SC 29603-0587	
Macys/fdsb	
Macy's Bankruptcy	(6612409)
PO Box 8053	(cr)
Mason, OH 45040	
Marathon County Treasurer	
500 Forest Street	(6612410)
Wausau, WI 54403	(cr)
Midland Credit Management	
PO Box 939019	(6612411)
San Diego, CA 92193	(cr)
Midland Credit Management, Inc.	
8875 Aero Drive, Suite 200	(6644733)
San Diego, CA 92123	(cr)
National Capital Management, LLC.	
8245 Tournament Drive	(6652917)
Suite 230	(cr)
Memphis, TN 38125	
USA	
Portfolio Recovery Associates, LLC	
POB 41067	(8261580)
Norfolk VA 23541	(cr)
PRA Receivables Management, LLC	
As Agent Of Portfolio Recovery Assocs.	(6649929)
POB 41067	(cr)
Norfolk VA 23541	

Premier BankCard/Charter	(6722817)
Post Office Box 2208	(cr)
Vacaville, CA 95696	
Saks Fifth Avenue	(6612412)
PO Box 17157	(cr)
Baltimore, MD 21297	
Sears/cbsd	(6612413)
PO Box 6189	(cr)
Sioux Falls, SD 57117	
Theda Clark Medical Center	(6612414)
130 2nd St	(cr)
Neenah, WI 54956	
U.S. Bank National Association	
c/o U.S. Bank Home Mortgage	(6827213)
4801 Frederica Street	(cr)
Owensboro, KY 42301	
Us Bank	
Attn: Bankruptcy Dept.	(6612416)
P.O. Box 5229	(cr)
Cincinnati, OH 45201	
Us Bank	(6612415)
425 Walnut Street	(cr)
Cincinnati, OH 45202	
US Bank	(6612417)
2537 W. Wisconsin Ave.	(cr)
Milwaukee, WI 53233-2922	
Us Bank Home Mortgage	(6612418)
Attn: Bankruptcy Dept	(cr)

PO Box 5229
Cincinnati, OH 42304

US Bank National Association

PO Box 7876 (6612419)
Madison, WI 53707 (cr)

UW Oshkosh Credit Union

90 Wisconsin Street (6612420)
Oshkosh, WI 54901 (cr)

Vanda, LLC

c/o Weinstein & Riley, P.S. (8226310)
2001 Western Ave., Ste. 400 (cr)
Seattle, WA 98121

Wausau Water Works

407 Grant Street (6612421)
Wausau, WI 54403 (cr)

Wells Fargo

PO Box 5943 (6612422)
Sioux Falls, SD 57117 (cr)

Wells Fargo

PO Box 98752 (6612423)
Las Vegas, NV 89193 (cr)

Wells Fargo Financial Bank

4143 121st St. (6679805)
Urbandale, IA 50323 (cr)

Wells Fargo Financial Bank

4143 121st St. (6662259)
Urbandale, IA 50323 (cr)

(6650879)
(cr)

PO Box 1597
Green Bay, WI 54305

Womens Sepcialty Care
1818 N Meade St.
Appleton, WI 54912

(6612427)
(cr)

PACER Service Center			
Transaction Receipt			
06/05/2013 19:33:49			
PACER Login:	dk4469	Client Code:	
Description:	Creditor List	Search Criteria:	10-30643-mdm Creditor Type: cr
Billable Pages:	2	Cost:	0.20

NTCAPR

**U.S. Bankruptcy Court
Eastern District of Wisconsin (Milwaukee)
Bankruptcy Petition #: 10-30643-mdm**

Date filed: 06/26/2010

Assigned to: Margaret Dee McGarity
Chapter 13
Voluntary
Asset

Debtor

Darryl L Sims
1567 Sheboygan Street
Oshkosh, WI 54904
WINNEBAGO-WI
SSN / ITIN: xxx-xx-5569

represented by **David Pietrek**

Debt Advisors, S.C.
1830 W. Mason St.
Suite #4
Green Bay, WI 54303
920-499-2234
Fax : 920-499-2235
Email: dnique29@gmail.com

Joint Debtor

Carla J Sims
1567 Sheboygan Street
Oshkosh, WI 54904
WINNEBAGO-WI
SSN / ITIN: xxx-xx-7322

represented by **David Pietrek**

(See above for address)

Trustee

Thomas J. King
P.O. Box 3170
Oshkosh, WI 54903-3170

represented by **Thomas J. King**

P.O. Box 3170
Oshkosh, WI 54903-3170
920-231-2150



MEMORANDUM

DATE: December 5, 2012

TO: Thomas Lechnir
Head, Baseball Coach

FROM: Pamela M. Lassiter, JD *P. M. Lassiter*
Director, Equity and Affirmative Action

Re: Complaint of Race Discrimination

On November 1st, 2012, the Office of Equity and Affirmative Action received a complaint from the parents of a student alleging racist and discriminatory comments were made to their student. On November 6th, 2012, an interview was conducted with the student, [REDACTED] in which he alleged you used racist comments in reference to his ethnicity (Native American) and abusive language in reference to his abilities as a prospective baseball player on the team.

On November 26th, 2012, you were informed of the complaint. On November 29th, 2012, we met to discuss the allegations. During that meeting, you described your interactions with [REDACTED]. You stated that he was not a dedicated student athlete who was undisciplined in his workouts and regimes. Also, you stated that this freshman student was academically struggling. You also denied any racist or discriminatory comments or statements were made to or about the student.

The allegations of this complaint are governed by UWO Faculty and Academic Staff Handbook, GEN 1.2.(4). Racist and Discriminatory Conduct. Although you deny the allegations, it is my determination that the student athlete presents a valid allegation. Since the decision of the final roster for the baseball team has not been made, the student places himself in jeopardy by coming forward with his allegations thus enhancing his credibility.

You are cautioned to be mindful of your interactions with students with regard to racist and discriminatory conduct as this conduct may violate University policy. In addition, you must be mindful to demonstrate no retaliation towards this student for raising his allegations. A copy of this document shall be placed in your Human Resources file and sent to your supervisor.

If you have any concerns feel free to contact me at (920) 424-0330.

Communications Express

Welcome Thomas Lechnir

Home

Log
Out

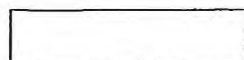
Help



Mail Calendar Address Book Options

Current Folder: Inbox

Compose Printable



Quota : 180% of 150MB

lechnir@uwosh.edu

- ☐ Inbox
- ☐ 2011 Recruits
- ☐ 2012 Recruits
- ☐ 2013 Recruits
- ☐ 2014 recruits
- ☐ 2015 recruits
- ☐ Drafts
- ☐ Journal
- ☐ Junk E-mail
- ☐ Notes
- ☐ Sent
- ☐ Spam
- ☐ Trash
- ☒ Manage Folders

Message 1 of 1743 | Next

Move message to folder: ▼

Subject Fwd: NCAA Division III Ejection/Incident Report

From sims <sims@uwosh.edu>

Date Monday, April 9, 2012 5:30 pm

To Tom Lechnir <lechnir@uwosh.edu>

Cc "Wells, Richard" <wellsr@uwosh.edu> , Petra Roter

Tom, here is a copy of the incident report.

>

> Following is your NCAA Division III Ejection/Incident Report. A copy of this report has been submitted via email to the coordinator you selected (and/or George Drouches) and to Gene McArfor, Tom Hiler and Jim Paronto.

>

> You submitted the following information:

>

> Select the type of report you are submitting: NCAA Ejection Report

> Date and Time of Game: April 5th, 2012 T.O.G. 3:40p.m.

> Location and Conference of Game: Whitewater, WI. Wisconsin Intercollegiate Athletic Conference

> Visiting team and number of runs they scored in the game: University of Wisconsin-Oshkosh 3 in 11 innings

> Home team and number of runs they scored in the game: University of Wisconsin-Whitewater 2 in 11 Innings

> Telephone Contact Information: 414-688-1759

> Reporting Umpire: Kevin Vincent

> Date and Time Report was Written: April 5th, 10:40p.m.

> Home Plate Umpire and Location at Time of Incident: Kevin Vincent, just in front of home plate on first base side

> First Base Umpire and Location: Steve Reinhart. first base

> Second Base Umpire and Location: none

> Third Base Umpire and Location: none

> Choose the aspect that best describes the cause of the incident or ejection(s): Other

> Names of Players/Coaches/Personnel EJECTED (Note: include full names, uniform numbers, and institutions): Tom Lechnir, Head Coach, University of Wisconsin-Oshkosh

> Names of Players/Coaches/Personnel SUSPENDED (Note: include full names, uniform numbers, and institutions):

> Give DETAILED and COMPLETE account of situation that led to the incident: Bottom of the sixth inning, one out, no baserunners. Oshkosh 1 Whitewater 0. The pitch was driven to left field. Being the home plate umpire, I followed the ball and positioned myself between 3rd base and pitchers mound. As the ball got to the fence, I saw the ball hit off the leftfielders glove and go over the fence. I immediately signaled home run. Upon returning to home plate, Oshkosh Head Coach Tom Lechnir approached me and said the ball bounced over. I told him I would confer with my partner but that I had it as a homerun. I conferred with my partner



with my partner but that I had it as a homerun. I conferred with my partner Steve Reinhart away from players and coaches. He could not give me any new information, so I had to stick with my original call. Upon informing Tom Lechnir that the decision would stand and I was returning to home plate, he stepped in front of me and made chest to chest contact (incidental in nature) and I ejected him for contact. Had there not been contact he would have been ejected for continuing an argument after my partner and I had conferred. ~~I do not believe the ejection should result in a suspension of Coach Lechnir.~~

- > Give DETAILED and COMPLETE account of what happened on the field after the ejection: Nothing, game resumed
- > Were the ejected/suspended personnel warned? No
- > If a warning was issued, state how each warning was issued and the reaction of anyone warned:
- > Was the game protested? No
- > Did all ejected and suspended personnel stay out of sight and sound after the incident? Yes
- > Explain personnel failing to stay out of sight and sound after incident:
- > In my opinion this offense was (check all that apply):
- > • Too Prolonged
- > Approximately how long did the ejection delay the game? 3 minutes
- > Provide name/role/team affiliation (if applicable) for anyone you notified of a suspension:
- > Ejection/Suspension During Postseason Play:
- > • This ejection/incident was not during postseason play.
- >
- >

Darryl Sims
 Director of Athletics
 University of Wisconsin Oshkosh
 800 Algoma Blvd
 Oshkosh, WI 54901
 (920) 424-1034 Wk
 (920) 424-1035 Fax
 sims@uwosh.edu E-mail



Communications Express

Welcome Thomas Lecnir

Home

Log
Out

Help



Mail Calendar Address Book Options

Current Folder: Inbox

Compose Printable



Quota : 180% of 150MB

lechnir@uwosh.edu

- ☒ Inbox
- ☐ 2011 Recruits
- ☐ 2012 Recruits
- ☐ 2013 Recruits
- ☐ 2014 recruits
- ☐ 2015 recruits
- ☒ Drafts
- ☐ Journal
- ☐ Junk E-mail
- ☐ Notes
- ☐ Sent
- ☐ Spam
- ☐ Trash
- ☒ Manage Folders

Previous | Message 5 of 1743 |

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Subject Coach Lecnir incident

From "Vodenlich, John D" <vodenlij@uwv.edu>

Date Monday, April 9, 2012 12:29 pm

To "sims@uwosh.edu" <sims@uwosh.edu>

Cc "Plinske, Paul" <plinskep@uwv.edu> , Tom Lecnir <lechnir@uwosh.edu>

Dear Mr. Simms:

I am writing this email as a follow-up to our phone conversation this past weekend regarding the umpire incident with Coach Tom Lecnir.

The purpose of this email is to give you my perspective (from the third-base coach's box) and not to dispute any prior testimonies or comments made by other individuals.

The first thing you should know is that Coach Lecnir had a legitimate right to argue the disputed call. However, the umpire, Kevin Vincent, didn't seem to want to have ANY discussion despite the fact he ruled a ground rule double as a homerun.

During the discussion, both Tom and Kevin walked in circles near the home plate area as they discussed the call. Tom trying to plead his case, but Kevin not wanting to listen to any of it

During that time, I did not see any bodily contact! If there was contact, it must have been subtle and inadvertent.

This was one of the most mild arguments that resulted in a ejection that I have ever seen in my 20 years of coaching. This whole situation might have been avoided if the umpire would have simply discussed the ruling on the field face to face.

Respectfully submitted,

John Vodenlich



5.

University of Wisconsin Oshkosh
Professional (non-instructional) Academic Staff Performance Evaluation

Name of person being evaluated:	Tom Lechnir	Department:	Athletics
Title of person being evaluated:	Head Baseball Coach	Date:	January 17, 2012
Name of evaluator:	Darryl Sims		

Instructions:

1. Supervisor and employee update position description if necessary; e-mail position description to Tim Danielson at Danielso@uwosh.edu.
2. Supervisor and employee each identify major accomplishments/achievements of the employee over the evaluation period.
3. Section A: Supervisor and employee identify and agree on key job responsibilities for the employee from the position description—four to six in number; discuss performance in each of these key areas; determine areas for growth and development.
4. Section B: Supervisor and employee review the UW Oshkosh core competencies and supervisor identifies any that are particularly vital to the employee's job; additional department/unit core competencies can be added or substituted, supervisor and employee determine those competencies that need improvement during the next review period.
5. Section C: Supervisor and employee develop a *Goal Setting Action Plan* for the next review period.
6. All appropriate parties sign in lower section of page 1 and return completed materials to the Human Resources Office.

By signing this Performance Appraisal the employee agrees he/she has reviewed and discussed it with the immediate supervisor. If not in concurrence with this document, the employee has the option of attaching a written response or completing page 4.

Employee Signature *Tom Lechnir* Date January 17, 2012

First Reviewing Level: Immediate Supervisor

Recommend for Renewal ☒ Not Recommended for Renewal ☐

Recommended Contract Length ~~three~~ one year remaining - 6/30/13

If recommending for Rolling Horizon Contract, please address all five criteria in ACS2.1(3)(d) in the UW Oshkosh Handbook for Faculty and Academic Staff in an attached memo.

Supervisor Signature *Darryl Sims* Date January 17, 2012

Second Reviewing Level: (Asst. Chancellor, Asst. Vice Chancellor or Deap)

Recommend for Renewal ☒ Not Recommended for Renewal ☐

Signature *PMR* Date *PMR* MAR 07 2012

Vice Chancellor

Recommend for Renewal ☒ Not Recommended for Renewal ☐

Signature *Pete 12/12* Date *3/6/12*

Renew ☒ Do Not Renew ☐

Signature *Michael* Date *3-15-12*

MAR 22 2012

UWO Human Resource

