

UNIVERSITY OF CALIFORNIA, BERKELEY

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DA 2107

April 25, 2008

ASSISTANT VICE CHANCELLOR
RESEARCH ADMINISTRATION & COMPLIANCE

RE: Delegation of Authority 2107 – Approval of Waiver of Subrogation Rights, National Aeronautic and Space Administration

Effective immediately, and in accordance with President Atkinson's letter of February 24, 1999 to the UC Berkeley Chancellor, I am re delegating DA 2107 to the Assistant Vice Chancellor – Research Administration and Compliance. This re delegation authorizes the solicitation and acceptance or execution of any grants or contracts containing the NASA Waiver of Subrogation Rights (Clause Number 1852.228-75(d)), subject to the terms of the July 17, 1998 Regental authorization. A copy of this waiver is attached, along with the initial letter of delegation from President Atkinson.

This delegation of authority may not be further re delegated.

If you have any questions or concerns regarding this re delegation, please contact Cindy Major, Campus Delegations Coordinator, at 642-3115 or email cmajor@berkeley.edu .

Yours sincerely,



Robert J. Birgeneau

Attachments Atkinson's letter February 24, 1999
NASA Waiver of Subrogation Rights

cc: Coordinator – Universitywide Policies N. Capell
Vice Chancellor for Research B. Burnside
Assistant Vice Chancellor – IPIRA C. Mimura
Director – Sponsored Projects
Assistant Director, Federal Projects P. Gates
Audit & Advisory Services Director W. Riley
Campus Delegations Coordinator C. Major

DA 2107

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February 24, 1999

**CHANCELLORS
SENIOR VICE PRESIDENT--BUSINESS AND FINANCE****Delegation of Authority--Approval of Waiver of Subrogation Rights, National Aeronautic and Space Administration**

At the meeting on July 17, 1998, The Regents granted the President blanket authority to execute a National Aeronautic and Space Administration (NASA) clause which requires assumption by the University of third-party liability, action which is restricted to The Regents under Standing Order 100.4(dd)(9).

Effective immediately, you are authorized to solicit and accept or execute any grants or contracts containing the NASA Waiver of Subrogation Rights (Clause Number 1852.228-75(d)), subject to the terms of the July 17, 1998 Regental authorization, a copy of which is attached.

Campuses must attempt to reduce the University's potential risk for subcontractors' liability by negotiating appropriate contractual relationships and asking the subcontractors to (1) indemnify The Regents and the United States government against such liability, and (2) name The Regents and the United States government as additional insureds on their insurance policies.

Any redelegation of this authority shall be in writing, with copies to the Senior Vice President--Business and Finance, the Special Assistant--Coordination & Review, the General Counsel and Vice President for Legal Affairs, and the Secretary of The Regents.

Richard C. Atkinson
President

Attachment

cc: Members, President's Cabinet
Executive Director Feuerborn
Special Assistant Gardner
Principal Officers of The Regents

Approved

Approved as amended

Accepted

Notice served

Deferred

Withdrawn

Disapproved

COMMITTEE ON FINANCE

July 17, 1998

TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

F. *Approval of Waiver of Subrogation Rights, National Aeronautic and Space Administration, Office of the President*

The Committee recommends that the President be given blanket authorization to execute a National Aeronautic and Space Administration (NASA) clause which requires assumption by the University of third-party liability, action which is restricted to The Regents under Standing Order 100.4(dd)(9). The clause is required by NASA for all awards.