

(2) Because the Council determined that the School is not in full compliance with the Standards, the Council accepted the recommendation of the Accreditation Committee that it not grant full approval to Western State University College of Law. [See Standard 103(a).]

(3) The Council also concluded that the School had not established that its situation constituted an "extraordinary case" and that the School had not established that there was "good cause" sufficient to justify extending the School's provisional approval beyond the normal five-year period. [See Standard 102(b).] Therefore, the Council did not grant the request of Western State University College of Law that the School's provisional approval be extended beyond the normal five-year period.

The Council did not withdraw ABA approval from the School at this time. The Council directed that representatives of the School appear before the Accreditation Committee at its meeting of November 6-8, 2003, and before the Council at its meeting of December 5-6, 2003, to show cause why Western State University College of Law should not be removed from the list of law schools approved by the American Bar Association. Standard 102(b) provides that a school may have its approval withdrawn if more than five years has elapsed since the school was provisionally approved and the school has not qualified for full approval. Western State University School of Law was granted provisional approval in August 1998.

A decision of the Council to deny a School's application for full approval may be appealed to the ABA House of Delegates. Please refer to Standard 801(a) and Rule 10(b) of the *Standards and Rules of Procedure for Approval of Law Schools* for the applicable provisions. In addition, Rule 16 of the *Rules of Procedure* recites the applicable provisions pertaining to review by the House of Delegates of a Council decision to withdraw approval from a school.

My staff and I wish to be helpful to you in every appropriate way. I urge you to contact one of us if you have questions or need for clarification or guidance.

Sincerely yours,



John A. Sebert
Consultant on Legal Education
to the American Bar Association

JAS/cs

cc: Dean Kent Syverud