

## RULES FOR HEARING

The Library Board has determined that it will grant the request of Geoffrey Davidian to hear an appeal of the decisions of the Library Staff and of the Library Review Committee denying Mr. Davidian's request that the Shorewood Public Library place a link to his website on the Library's website. The hearing will be conducted by the Library Board at its scheduled meeting on June 13, 2005, at the Library or Village Center. The rules and procedures for this hearing are to be as follows:

1. The hearing will be conducted at the Shorewood Village Center or the Shorewood Public Library, 3920 North Murray Avenue, Shorewood, WI, room to be announced, on Monday, June 13, 2005, commencing at approximately 5:30 p.m.
2. The hearing will be open to the public except to the extent that a legal question arises and the Board seeks the advice of its legal counsel, in which event the Board reserves the right to vote to move into closed session pursuant to Section 19.85(l)(g), Wis. Stat.
3. The question to be decided is whether the Library personnel acted within the bounds of their discretionary authority in refusing Geoffrey Davidian's request that a link to his website, [www.shorewoodvillage.com](http://www.shorewoodvillage.com), be added to the Library's website.
4. The Library staff and Library Review Committee shall provide Mr. Davidian with notice by mail postmarked not later than Monday, May 16, 2005, of their respective reasons for their decisions. Copies of any written materials relied upon in making these decisions shall be supplied with the notice or may be made available for inspection and copying at the Shorewood Library on and after May 16. The Library staff and Library Review Committee may incorporate, in whole or in part, prior communications with Mr. Davidian and documents provided to Mr. Davidian as part or all of their statements of reasons.
5. Mr. Davidian may be represented by an attorney or other representative at the hearing. The same right shall be afforded to the Library staff and Library Review Committee.
6. The Library Board shall be entitled to have an attorney representing the Board present during the hearing.

7. Mr. Davidian and his representative may present oral and written statements to the Board in support of Mr. Davidian's position. Such written statements and accompanying written materials should be addressed to the President of the Library Board of Trustees c/o Shorewood Public Library, 3920 North Murray Avenue, Shorewood, WI 53211, and should be received at the Library by not later than Monday, June 6, 2005.
8. The Library staff and Library Review Committee shall be entitled to provide any oral or written rebuttal to the position presented by Mr. Davidian, with written materials to be delivered to the Library Board do the Library on or before Friday, June 9, 2005. A copy of such written rebuttal materials shall be sent to Mr. Davidian or his designated attorney or other representative by courier for delivery on June 9, 2005.
9. There shall be no cross examination of any persons who give statements to the Board at the hearing. Library Board members may ask questions of the presenters.
10. The President of the Library Board shall serve as chairperson for the hearing and may limit the length of presentations or impose other rules to maintain reasonable decorum and efficiency for the hearing.
11. The hearing will be recorded in its entirety by a tape recording. Either party may request that a typed transcript of the proceedings be made from the tape recording, with each party requesting such a transcript to bear the cost of that copy.
12. The Library Board shall not be bound by common law or statutory rules of evidence and may consider evidence having reasonable probative value but shall exclude irrelevant or unduly repetitious statements.
13. The Library Board will render a decision during the open hearing, which shall be confirmed in writing within ten (10) days after the hearing.
14. A decision by the majority of Board members present, if a quorum is present, shall constitute the decision of the Board.

15. The decision of the Library Board shall be final.