



State of Arkansas
Bureau of
Legislative Research

Marty Garrity, Director
 Kevin Anderson, Assistant Director
 for Fiscal Services
 Tim Carlock, Assistant Director
 for Information Technology
 Matthew Miller, Assistant Director
 for Legal Services
 Richard Wilson, Assistant Director
 for Research Services

State Agency Litigation Notification Form

Dear Agency Director:

Arkansas Code § 10-3-312 requires that any agency or institution that is not represented by the Attorney General shall notify the Director of the Bureau of Legislative Research of pending litigation so that the appropriate legislative committee may “determine the action that may be deemed necessary to protect the interests of the General Assembly and the State of Arkansas in that matter.”

In order to submit a report regarding pending litigation pursuant to Arkansas Code § 10-3-312, please complete the following form for each pending lawsuit, along with a cover letter to the Director of the Bureau of Legislative Research, and submit to potratza@blr.arkansas.gov.

DATE REPORTING:			
Agency:	University of Arkansas System (UA Pine Bluff campus)	Phone:	501.686.2518
E-mail:	aschubert@uasys.edu	Contact:	Amber Schubert
1. STYLE OF THE CASE BEING LITIGATED			
Magian Hardy v. Board of Trustees of the University of Arkansas			
2. IDENTITY OF THE TRIBUNAL BEFORE WHICH THE MATTER HAS BEEN FILED (COURT)			
U.S. District Court Eastern District of Arkansas			
3. BRIEF DESCRIPTION OF THE ISSUES INVOLVED			
Magian Hardy is a former employee of the University of Arkansas Pine Bluff who alleges that her termination was the result of race and sex discrimination. The University denies the allegations.			
3A. OTHER DESCRIPTION INFORMATION			
Docket Number	4:25-CV-00135-LPR		
Date Filed	February 18, 2025		
Defendant	Board of Trustees of the University of Arkansas		
Defendant Attorney	Amber Schubert		
Plaintiff	Magian Hardy		
Plaintiff Attorney	Chris Burks, Elizabeth Rogers		
4. ANY OTHER RELEVANT INFORMATION			
4A. OTHER RELEVANT INFORMATION			
Case History	Motion to dismiss granted		
Relief Sought	Monetary Damages, injunctive relief		
Current Status	Dismissed		

A.C.A. § 10-3-312

Current through all laws of the 2017 Regular Session and 2017 First Extraordinary Session,
including changes and corrections by the Arkansas Code Revision Commission.

- **Arkansas Code Annotated**
- **Title 10 General Assembly**
- **Chapter 3 Committees**
- **Subchapter 3-- Legislative Council**

10-3-312. NOTIFICATION OF LAWSUITS AFFECTING STATE.

- (a) In order that the General Assembly may take whatever steps it deems necessary concerning lawsuits which may affect the State of Arkansas, its officials, or its financial resources:
 - (1) The Attorney General shall notify the Director of the Bureau of Legislative Research who is the Executive Secretary to the Legislative Council as soon as possible after the Attorney General becomes involved in such litigation;
 - (2) **When any state agency or any entity which receives an appropriation of funds from the General Assembly becomes involved in litigation without representation by the Attorney General, the director or administrative head of the agency shall notify the Director of the Bureau of Legislative Research as soon as possible.**
- (b) The notice given by the Attorney General or by the director or administrative head of a state agency to the Director of the Bureau of Legislative Research shall include the style of the case being litigated, the identity of the tribunal before which the matter has been filed, a brief description of the issues involved, and other information that will enable the Legislative Council or the Joint Budget Committee to determine the action that may be deemed necessary to protect the interests of the General Assembly and the State of Arkansas in that matter.
- (c) Upon receipt of the notice, the Director of the Bureau of Legislative Research shall during the interim between legislative sessions transmit a copy of the notice to the cochairs of the Legislative Council and to the cochairs of the Joint Budget Committee during legislative sessions in order that those committees may schedule that matter upon their respective agendas at the earliest possible date.
- (d) During the interim between legislative sessions, the Legislative Council shall determine, and during legislative sessions the Joint Budget Committee shall determine, whether the General Assembly has an interest in the litigation and, if so, take whatever action deemed necessary to protect the General Assembly's and the state's interest in that matter.

HISTORY

Acts 1987, No. 798, §§ 1, 2.

Arkansas Code of 1987 Annotated Official Edition
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A.C.A. § 10-3-312 (Lexis Advance through all laws of the 2017 Regular Session and 2017 First Extraordinary Session, including changes and corrections by the Arkansas Code Revision Commission)