



January 19, 2010

MEMORANDUM

TO: District Board of Trustees
FROM: William D. Law, Jr., President
SUBJECT: Agreements with America's Software Corporation and Cynthia Leiseca

Item Description:

This item requests that the Board authorize the President to terminate its agreement with America's Software Corporation and with Cynthia Leiseca, retired dental hygiene faculty member.

Overview:

As a faculty member, Ms. Leiseca developed a software product that is now commercially available through America's Software Corporation. In accordance with Board Policy 03-29, TCC and Ms. Leiseca have shared responsibilities for development and maintenance and have split revenues 50-50. Ms. Leiseca retired in December and is no longer an employee. Given the current and expected expense/revenue ratios, TCC's interests can best be served by relinquishing the pending copyright and future revenues rather than developing a new contract with a non-employee and third part company.

Salient Facts

In the past three years, TCC's share of revenues has totaled approximately \$9,400, and expenses have been approximately \$20,260. The software may be due for a major upgrade which will add additional expense. A continued relationship would involve TCC in new expenses. The separation agreement includes a clause granting TCC rights to use of the software and all future upgrades, an annual value of approximately \$3,000.

Past Actions:

None.

Future Actions:

If approved, TCC will enter the agreement to assign its rights and interests to Ms. Leiseca, with the exception of free use of the current and future versions of the product.

Funding/Financial Matters:

Current expenses have totaled approximately \$20,260 over three years, and revenues, divided equally, have totaled \$18,800. This agreement will release TCC from any future expenses or benefits of revenues.

Staff Resource:

Barbara Sloan

Recommended Action:

That the Board authorize the President to terminate these agreements.