

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

Chalmers Eugene Troutman, III,

Plaintiff,

vs.

Leon J. Hendrix, Jr., J.J. Britton, M.D., Bill
L. Amick, Thomas C. Lynch, Jr., Louis B.
Lynn, Patricia H. McAbee, Leslie G.
McCraw, E. Smyth McKissick, III, Thomas
B. McTeer Jr., Robert L. Peeler, William C.
Smith, Jr., Joseph D. Swann, all in their
individual capacities and in their official
capacities, the Clemson University Board of
Trustees, James F. Barker, Doris R. Helms
and Clayton D. Steadman, all in their
individual capacities and in their official
capacities,

Defendants.

CIVIL ACTION NUMBER: 3:08-cv-449-MJP

**AFFIDAVIT OF CHALMERS EUGENE
TROUTMAN, III**

PERSONALLY APPEARED BEFORE ME, CHALMERS EUGENE TROUTMAN, III,

who upon being duly sworn deposes and states as follows:

1. I am the Plaintiff in the above-referenced lawsuit. I am offering this Affidavit for consideration by the Court with regard to a motion which has been filed by the Defendants seeking an Order transferring venue in this case from the United States District Court, Columbia Division, to either the Anderson Division or the Greenville Division.

2. I am advised the Court will consider the convenience of the parties, the convenience of witnesses, where the organization (the Clemson University Board of Trustees) does business and the ends of justice in considering Defendants' Motion. I also understand the Court may be interested in learning whether a substantial part of the events or omissions giving

rise to my claim occurred in the Columbia Division. I am personally aware that the Clemson University Board of Trustees conducts a substantial amount of its business in Columbia, South Carolina. The Board of Trustees routinely meet quarterly, and one of those quarterly meetings is in Columbia. It is my strong preference that this case be retained in the Columbia Division. The lawyers representing me, Joel W. Collins, Jr. and Robert F. Goings of the firm of Collins & Lacy, P.C. and D. Reece Williams, III and Nekki Shutt of the firm of Callison Tighe & Robinson, LLC, all live in Columbia. I would much prefer to come to Columbia for trial and any other proceedings than to have my lawyers incur the time and expense of coming to either Greenville or Anderson, South Carolina for these proceedings. My wife and I are both currently unemployed. Coming to Columbia from time to time as may be required would not be inconvenient for us. We would like to spare the expense of paying our attorneys to travel.

3. The most recent meeting of the Clemson University Board of Trustees was its Winter Quarterly Meeting held at the Marriott Hotel in downtown Columbia on the weekend of February 6 through 8, 2008. One of the important meetings referenced in my Complaint was the meeting in Columbia, South Carolina on February 7 and 8, 2007. It was at this meeting that Chairman Hendrix instructed all those in attendance to keep the Huron Report and the information about Clemson's substantial Unrestricted Cash Reserves confidential. The fact that the Trustees meet routinely and frequently is an indication of the convenience of Columbia for the Trustees and the members of the Administration, including the members of the Administrative Council, who routinely attend the meetings of the Board of Trustees.

4. Clemson University Board of Trustees also has substantial relationships with commissions and State Government agencies in Columbia. For example, the State Crop Pest Commission (see Title 46-9-10, Code of Law for South Carolina, 1976, as amended) and the

State Livestock-Poultry Health Commission (see Title 47-4-10 of the Code of Laws of South Carolina, 1976, as amended) are commissions established by South Carolina law. Their members are exclusively members of the University Board of Trustees. The Agricultural and Natural Resources Committee of the Clemson Board of Trustees consists of Defendant Thomas McTeer, Chairman; Defendant Robert Peeler, Vice Chairman and Defendant Louis Lynn.

5. Having this case remain in the Columbia Division would be more convenient for several of the Defendants. The Defendant who will have the most important role in the case for the Defendants, given his strong and dominant role as Chairman of the Board of Trustees, is Leon J. "Bill" Hendrix, Jr. He resides on Kiawah Island in Charleston County. He routinely travels by automobile. Having this case go forward in Columbia would obviously be more convenient for him.

6. Defendant J. J. Britton is a medical doctor in Sumter County, South Carolina. As Sumter is only 44 miles from Columbia and 145 miles from Greenville, Columbia would obviously be more convenient for him.

7. Both Defendants Bill L. Amick and Robert L. Peeler reside in Lexington County, South Carolina, which is adjacent to Richland County. Columbia is in Richland County. The Columbia Division would therefore be more convenient for them.

8. Three of the Defendants, Louis B. Lynn, Thomas B. McTeer, Jr. and William C. Smith live in Richland County. The Columbia Division would obviously be more convenient for them.

9. Seven of the twelve individually-named Trustees reside either in Columbia or much closer to Columbia than to Greenville or Anderson, South Carolina.

10. Other Richland County residents who are likely to be called as witnesses are former Executive Secretary to the Board of Trustees Thornton Kirby and current Executive Secretary to the Board of Trustees Angie Leidinger, both of whom live in Columbia. As my replacement, Ms. Leidinger will be the first Executive Secretary to reside outside the Clemson area. The fact that she will remain a resident of Columbia while she serves as Executive Secretary to the Board of Trustees is an indication of the convenience of Columbia for the Defendants.

11. Representatives of Clemson University, including the Trustees, as well as the Defendants James F. Barker, Dorothy R. Helms and Clayton D. Steadman, on information and belief, routinely travel to Columbia frequently. Clemson University has its own airplane. The pilot of this airplane, Heyward Douglas, has stated that he flies the President and others in his party to Columbia an average of at least two times per week. He advised that sometimes he flies to Columbia and back four times a week. Flight logs for the airplane would be available from the University and flight plans for the airplane would also be available from the Federal Aviation Administration will confirm the frequency of these flights to Columbia.

12. On information and belief, the flying time from Clemson to Columbia would not greatly exceed the driving time from Clemson to Greenville or Anderson.

13. Former Clemson Chief Financial Officer (CFO), Scott Ludlow is an important witness in this case. Mr. Ludlow advised me that while he served as Clemson's CFO, it was his business to keep track of trips to Columbia. He said that on any given day, between 20 and 30 Clemson employees are in Columbia meeting with the Representatives, Senators, agency administrators and others in State Government. Mr. Ludlow advised me some of these trips were taken in privately-owned automobiles and others were taken in University-owned automobiles

dispatched by the University motor pool. Records of the motor pool could confirm, in part, the number of trips made daily by Clemson employees to Columbia.

14. Clemson University maintains a substantial office in the Affinity Building at the corner of Gervais and Assembly Streets in Columbia. During the period covered by the Complaint, Trustee Bill Smith maintained an office in the Affinity Building. The Complaint contains allegations regarding meetings which occurred in his office which gave rise to my primary cause of action. Clemson's office in the Affinity Building is sometimes referred to as the University's Governmental Affairs Office. To the best of my knowledge, there are seven employees in this office. Based on information and belief, Clemson University is the only State-supported school not based in Columbia which has a full-time office and staff of employees in Columbia.

15. Clemson University also maintains other facilities in Richland County, to include the Clemson Extension Service offices, the Sandhill Experiment Station and other facilities. Clemson conducts programs also at the South Carolina Department of Juvenile Justice located on Broad River Road in Columbia. I have heard President Barker say, "Clemson's campus is the entire State of South Carolina."

16. The fact that the Trustees meet frequently in Columbia is an indication of the convenience of Columbia for these Trustees.

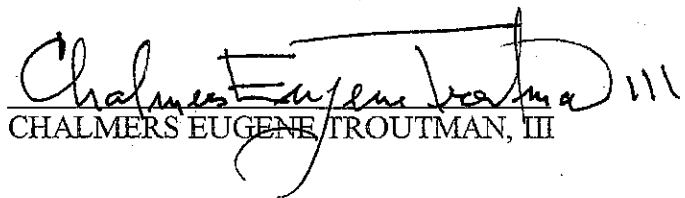
17. As alleged in the Complaint, committees of the Board of Trustees routinely meet in Columbia. See Complaint, paragraph 35 and 53.

18. Although we have not completed our witness list, my attorneys and I believe we will be calling as witnesses a number of individuals who live in or near Columbia. Those witnesses are likely to include representatives of the State Treasurer's Office in Columbia.

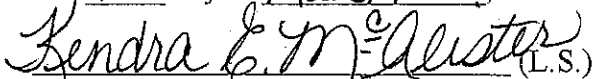
Records of the State Treasurer's Office will be offered in evidence to prove some of the allegations of the Complaint, including the allegations of paragraph 30, which relate to Clemson University's Unrestricted Cash Balance held in the State Treasurer's Office. One of our most important witnesses, Scott Ludlow, the former Chief Financial Officer of Clemson, works Monday through Friday in the offices of the State Technical Colleges located in the Koger Office Park in Columbia. We also plan to call as witnesses various State office holders to prove the allegation of paragraphs 30(c) and (e). In those paragraphs, I allege misrepresentations to the General Assembly. I anticipate calling representatives of the South Carolina Educational Lottery to prove the allegations of paragraph 30(f).

19. Representatives of the Commission on Higher Education (CHE) including its auditor, will be called as witnesses to prove the truth of the allegations set forth in paragraph 47 of the Complaint. To the best of my knowledge, the CHE members and their auditors routinely conduct their business in Columbia.

FURTHER, YOUR AFFIANT SAYETH NAUGHT.


CHALMERS EUGENE TROUTMAN, III

SWORN to and SUBSCRIBED before me
this 4th day of March, 2008


(L.S.)

NOTARY PUBLIC for South Carolina

My Commission Expires

My Commission Expires: August 20, 2013