



# THE STATE OF GEORGIA

## EXECUTIVE ORDER

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BY THE GOVERNOR:

- WHEREAS:** The Governor of the State of Georgia has been informed by officials of the Private Colleges and Universities Authority that the Private Colleges and Universities Authority on February 28, 2007, approved the application of Emory University, a Georgia nonprofit corporation (the "University") with respect to a plan of financing through the use of commercial paper notes to be issued by the Private Colleges and Universities Authority in an amount not to exceed \$500,000,000, to finance the facilities described in the Application and more particularly described as various capital improvements and new facilities for the University (the "Project"); and
- WHEREAS:** The aforementioned commercial paper notes will be issued by the Private Colleges and Universities Authority, an instrumentality of the State of Georgia, and the Project will be owned and operated by the University which is located entirely within the boundaries of the State of Georgia; and
- WHEREAS:** The Governor is the chief elected executive officer of the State of Georgia; and
- WHEREAS:** This executive order is intended to constitute the approval required by Section 147(f) of the Internal Revenue Code of 1986, as amended; and
- WHEREAS:** A hearing which was open to the public relating to the proposed issuance of the aforementioned commercial paper notes, was held on February 26, 2007, for which due and reasonable public notice was given in accordance with the provisions of law and the procedures established therefor; and
- WHEREAS:** The Private Colleges and Universities Authority, following such hearing, has recommended that the issuance of the aforementioned commercial paper notes be approved; and
- WHEREAS:** The Governor has made a determination to approve the issuance of the aforementioned commercial paper notes solely for the purpose of satisfying the requirement for such approval under Section 147(f) of the

Internal Revenue Code of 1986, as amended, as recommended by the Private Colleges and Universities Authority.

**NOW, THEREFORE, PURSUANT TO THE AUTHORITY VESTED IN ME AS GOVERNOR OF THE STATE OF GEORGIA, PARTICULARLY BY VIRTUE OF THE PROVISIONS OF THE INTERNAL REVENUE CODE, IT IS HEREBY**

**ORDERED:** The issuance of the aforementioned commercial paper notes by the Private Colleges and Universities Authority on behalf of the State of Georgia is hereby approved solely for the purpose of satisfying the requirements for such approval under Section 147(f) of the Internal Revenue Code of 1986, as amended.

This 23 day of March, 2007.

  
GOVERNOR

Attest:

  
Executive Counsel