

EXHIBIT 1

McFadyen, et al. v. Duke University, et al., No. 1:07-cv-953
Cause of Action By Duke University, Duke SANE, and Duke Police Defendants

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">1</p> <p>Search and Seizure in Violation of 42 U.S.C. § 1983 & Conspiracy</p>	<ul style="list-style-type: none"> • Duke University 	<ul style="list-style-type: none"> • DUHS • Arico • Levicy 		<p>Brief for Duke University Defendants at 8-15</p> <p>Brief for Duke SANE Defendants at 7-16</p>
<p style="text-align: center;">2</p> <p>Search and Seizure in Violation of 42 U.S.C. § 1983 & Conspiracy</p>	<ul style="list-style-type: none"> • Brodhead • Dawkins • Steel • Trask 	<ul style="list-style-type: none"> • Arico • Levicy 	<ul style="list-style-type: none"> • Best • Cooper • Dean • Fleming • Graves • Humphries • Smith • Stotsenberg 	<p>Brief for Duke University Defendants at 8-15</p> <p>Brief for Duke SANE Defendants at 7-16</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">3</p> <p style="text-align: center;">Abuse of Process and Conspiracy in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University • Dzau • Steel 	<ul style="list-style-type: none"> • DUHS • Arico • Levicy 		<p style="text-align: center;">Brief for Duke University Defendants at 8-15</p> <p style="text-align: center;">Brief for Duke SANE Defendants at 16-18</p>
<p style="text-align: center;">4</p> <p style="text-align: center;">Deprivation of Property in Violation of 42 U.S.C. § 1983</p>	<p>CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS</p>			
<p style="text-align: center;">5</p> <p style="text-align: center;">False Public Statements in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Brodhead • Burness • Steel 	<ul style="list-style-type: none"> • Arico 		<p style="text-align: center;">Brief for Duke University Defendants at 8-21</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">6</p> <p style="text-align: center;">Manufacture of False Inculpatory Evidence & Conspiracy in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 		<p style="text-align: center;">Brief for Duke University Defendants at 8-15</p> <p style="text-align: center;">Brief for Duke SANE Defendants at 18-20</p>
<p style="text-align: center;">7</p> <p style="text-align: center;">Concealment of Exculpatory Evidence & Conspiracy in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University • Steel 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 	<ul style="list-style-type: none"> • Best • Dean • Graves 	<p style="text-align: center;">Brief for Duke University Defendants at 15 n.8</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">8</p> <p>Interfering with Right [to] Engage in Political Processes in Violation of 42 U.S.C. § 1983 and Conspiracy</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Steel <p><u>Note:</u> This Cause of Action is also alleged against “Unknown Duke Employees, in Their Individual and Official Capacities”</p>			<p style="text-align: center;">Brief for Duke University Defendants at 8-15, 21-22</p>
<p style="text-align: center;">9</p> <p>Retaliation in Violation of 42 U.S.C. § 1983 and Conspiracy</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dawkins • Lange • Steel • Trask 	<ul style="list-style-type: none"> • DUHS • PDC 	<ul style="list-style-type: none"> • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab • Smith • Stotsenberg 	<p style="text-align: center;">Brief for Duke University Defendants at 8-15, 22-24</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">10</p> <p style="text-align: center;">Deprivation of the Privileges and Immunities of North Carolina Citizens in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Bryan • Burness • Dawkins • Drummond • Dzau • Haltom • Lange • Moneta • Steel • Trask • Wasiolek 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 	<ul style="list-style-type: none"> • Duke University Police Department • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab • Smith • Stotsenberg 	<p style="text-align: center;">Brief for Duke University Defendants at 8-15, 24-26</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">11</p> <p style="text-align: center;">Failure to Prevent Deprivation of Constitutional Rights in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dawkins • Dzau • Haltom • Lange • Moneta • Steel • Trask 		<ul style="list-style-type: none"> • Duke University Police Department • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab • Smith • Stotsenberg 	<p style="text-align: center;">Brief for Duke University Defendants at 8-15</p> <p style="text-align: center;">Brief for Duke Police Defendants at 31-34</p>
<p style="text-align: center;">12</p> <p style="text-align: center;">Monell Liability for Violations of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University 			<p style="text-align: center;">Brief for Duke University Defendants at 8-15, 26-31</p> <p style="text-align: center;">Brief for Duke Police Defendants at 32 n.22</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">13</p> <p>Supervisory Liability for Violations of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Bryan • Burness • Dawkins • Drummond • Dzau • Haltom • Lange • Moneta • Steel • Trask • Wasiolek 		<ul style="list-style-type: none"> • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab 	<p style="text-align: center;">Brief for Duke University Defendants at 8-15, 31-32</p>
<p style="text-align: center;">14</p> <p>Failure to Train in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University 			<p style="text-align: center;">Brief for Duke University Defendants at 15 n.8</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">15</p> <p style="text-align: center;">Conspiracy in Violation of 42 U.S.C. § 1983</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Bryan • Burness • Dawkins • Drummond • Dzau • Haltom • Lange • Moneta • Steel • Trask • Wasiolek 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 	<ul style="list-style-type: none"> • Duke University Police Department • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab • Smith • Stotsenberg 	<p style="text-align: center;">Brief for Duke University Defendants at 12 n.6 & 8-40</p> <p style="text-align: center;">Brief for Duke SANE Defendants at 8-20</p> <p style="text-align: center;">Brief for Duke Police Defendants at 31-34</p>
<p style="text-align: center;">16</p> <p style="text-align: center;">Conspiracy in Violation of 42 U.S.C. § 1985</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dawkins • Dzau • Haltom • Lange • Moneta • Steel • Trask 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 	<ul style="list-style-type: none"> • Graves • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab 	<p style="text-align: center;">Brief for Duke University Defendants at 32-39</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">17</p> <p style="text-align: center;">Failure to Intervene Conspiracy in Violation of 42 U.S.C. § 1986</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dawkins • Dzau • Haltom • Lange • Moneta • Steel • Trask 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 	<ul style="list-style-type: none"> • Duke University Police Department • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab • Smith • Stotsenberg 	<p style="text-align: center;">Brief for Duke University Defendants at 39-40</p>
<p style="text-align: center;">18</p> <p style="text-align: center;">Common Law Obstruction of Justice and Conspiracy</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dzau • Steel 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 		<p style="text-align: center;">Brief for Duke SANE Defendants at 40-45</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">19</p> <p>Common Law Abuse of Process and Conspiracy</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dzau • Haltom • Lange • Moneta • Steel • Trask 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 		<p style="text-align: center;">Brief for Duke SANE Defendants at 45-48</p>
<p style="text-align: center;">20</p> <p>Intentional Infliction of Emotional Distress and Conspiracy</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dzau • Steel 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 		<p style="text-align: center;">Brief for Duke SANE Defendants at 35-40</p>
<p style="text-align: center;">21</p> <p>Breach of Contract</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Bryan • Lange • Moneta • Steel 			<p style="text-align: center;">Brief for Duke University Defendants at 40-43</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">22</p> <p>Invasion of Privacy</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dawkins • Dzau • Haltom • Lange • Moneta • Steel • Trask 		<ul style="list-style-type: none"> • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab 	<p style="text-align: center;">Brief for Duke Police Defendants at 22-29</p>
<p style="text-align: center;">23</p> <p>Breach of Fiduciary Duty & Aiding and Abetting</p>	<ul style="list-style-type: none"> • Duke University • Bryan • Dawkins • Drummond • Moneta • Steel 			<p style="text-align: center;">Brief for Duke University Defendants at 43-46</p>
<p style="text-align: center;">24</p> <p>Fraud</p>	<ul style="list-style-type: none"> • Duke University • Drummond 		<ul style="list-style-type: none"> • Dean • Graves • Smith 	<p style="text-align: center;">Brief for Duke Police Defendants at 29-31</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">25</p> <p style="text-align: center;">Negligence (Durham Police)</p>	CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS			
<p style="text-align: center;">26</p> <p style="text-align: center;">Negligent Hiring, Retention, Supervision, Training, & Discipline (Durham Police)</p>	CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS			
<p style="text-align: center;">27</p> <p style="text-align: center;">Negligent Infliction of Emotional Distress (Durham PD)</p>	CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS			
<p style="text-align: center;">28</p> <p style="text-align: center;">Negligent Infliction of Emotional Distress</p>	CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS			
<p style="text-align: center;">29</p> <p style="text-align: center;">Negligence (Duke Police)</p>	<ul style="list-style-type: none"> • Duke University 		<ul style="list-style-type: none"> • Duke University Police Department 	<p style="text-align: center;">Brief for Duke Police Defendants at 7-13</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">30</p> <p style="text-align: center;">Negligence (Duke)</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Bryan • Burness • Dawkins • Drummond • Dzau • Haltom • Lange • Moneta • Steel • Trask • Wasiolek 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 	<ul style="list-style-type: none"> • Duke University Police Department • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab • Smith • Stotsenberg 	<p style="text-align: center;">Brief for Duke University Defendants at 47-50</p>
<p style="text-align: center;">31</p> <p style="text-align: center;">Negligence (SANE)</p>	<ul style="list-style-type: none"> • Duke University • Dzau 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 		<p style="text-align: center;">Brief for Duke SANE Defendants at 20-27, 31-34</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">32</p> <p style="text-align: center;">Negligent Hiring, Retention, Supervision, Training, & Discipline (SANE)</p>	<ul style="list-style-type: none"> • Duke University 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Manly 		<p style="text-align: center;">Brief for Duke SANE Defendants at 20-28, 31-34</p>
<p style="text-align: center;">33</p> <p style="text-align: center;">Negligent Infliction of Emotional Distress (SANE)</p>	<ul style="list-style-type: none"> • Duke University 	<ul style="list-style-type: none"> • DUHS • PDC • Arico • Levicy • Manly 		<p style="text-align: center;">Brief for Duke SANE Defendants at 20-34</p>
<p style="text-align: center;">34</p> <p style="text-align: center;">Negligence (DNASI)</p>	CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS			
<p style="text-align: center;">35</p> <p style="text-align: center;">Negligent Supervision, Hiring, Training, Discipline, and Retention (DNASI)</p>	CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS			

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">36</p> <p style="text-align: center;">Negligent Infliction of Emotional Distress (DNASI)</p>	<p>CAUSE OF ACTION ALLEGED AGAINST NON-DUKE DEFENDANTS</p>			
<p style="text-align: center;">37</p> <p style="text-align: center;">Negligence (Duke Police)</p>	<ul style="list-style-type: none"> • Duke University 		<ul style="list-style-type: none"> • Best • Smith • Stotsenberg <p><u>Note:</u> Duke Police Officers Mazurek, Day, Eason, and Falcon are named in the caption to this Cause of Action (p. 417) but are not named as Defendants in the Complaint</p>	<p style="text-align: center;">Brief for Duke Police Defendants at 7-10, 13-16</p>
<p style="text-align: center;">38</p> <p style="text-align: center;">Negligent Supervision (Duke Police)</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Dawkins • Trask 		<ul style="list-style-type: none"> • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab 	<p style="text-align: center;">Brief for Duke Police Defendants at 7-10, 16-18</p>

Cause of Action	Duke University Defendants	Duke SANE Defendants	Duke Police Defendants	Brief In Which Cause of Action is Addressed
<p style="text-align: center;">39</p> <p>Negligent Infliction of Emotional Distress (Duke Police)</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Burness • Dawkins • Dzau • Haltom • Lange • Moneta • Steel • Trask 		<ul style="list-style-type: none"> • Best • Cooper • Dean • Fleming • Graves • Humphries • Smith 	<p style="text-align: center;">Brief for Duke Police Defendants at 7-10, 18-20</p>
<p style="text-align: center;">40</p> <p>Negligent Entrustment (Duke Police)</p>	<ul style="list-style-type: none"> • Duke University • Brodhead • Dawkins • Trask 		<ul style="list-style-type: none"> • Duke University Police Department • Best • Cooper • Dean • Fleming • Garber • Graves • Humphries • Schwab 	<p style="text-align: center;">Brief for Duke Police Defendants at 7-10, 20-22</p>