



TO: WHOM IT MAY CONCERN

FROM: STEPHEN CAPALDO *SC*  
ASSOCIATE UNIVERSITY LEGAL COUNSEL  
AND SPECIAL ASSISTANT ATTORNEY GENERAL

RE: PUBLIC AGENCY STATUS OF VIRGINIA TECH

DATE: JULY 12, 2011

This office represents the interests of Virginia Polytechnic Institute and State University ("Virginia Tech") and is a unit of the Office of the Attorney General of Virginia. This memo is in response in request to clarify our status as a state agency and operation of a small unmanned aerial system (UAS) as described in CASE # [2011-ESA-54-COA].

Virginia Tech is an agency of the Commonwealth of Virginia. This recognition is codified in the Code of Virginia, §23-114. I have attached a copy of this code section to this memo.

Further, Virginia Tech controls two Micropilot Flight Systems (Virginia Tech property bar codes: VT000295791 and VT000295792). This property does not conduct commercial flights as contemplated by 49 U.S.C. §40125.

Please contact me if you have further questions.

§ 23-114. Board of visitors a corporation and under control of General Assembly.

The board of visitors shall be and remain a corporation under the name and style of the Virginia Polytechnic Institute and State University and shall at all times be under the control of the General Assembly. All acts and statutes relating to Virginia Polytechnic Institute, its predecessors by whatever name known, boards of visitors thereof, shall be construed as relating to the Virginia Polytechnic Institute and State University.

(Code 1919, § 860; 1944, p. 341; 1970, c. 98.)

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