

THE PATH OF A REPORT OF PROHIBITED TITLE IX STUDENT CONDUCT

Upon receiving a Formal Complaint of Prohibited Conduct, the University will:

INITIAL ASSESSMENT OF REPORT

1 **PROVIDE SUPPORT** and assistance in obtaining University and community resources to the parties.

2 **PROVIDE INFORMATION** about preserving evidence, obtaining medical treatment, contacting police, and the Title IX process.

THREAT & JURISDICTIONAL ASSESSMENT OF REPORT

3 CONDUCT THREAT & JURISDICTIONAL ASSESSMENT

A **EVALUATE SAFETY.**
Evaluate safety of individuals and the University community and provide interim supportive measures.

B **EVALUATE REPORTING DUTIES.**
Evaluate if State law requires reporting to law enforcement or other state agency.

C **EVALUATE JURISDICTION.** Evaluate whether the Complaint meets Title IX or BOG Policy GA-1 Jurisdiction. Mandatory or discretionary dismissals will be made in writing and are subject to appeal by Complainant.
If a matter is dismissed by the Title IX Coordinator, it may be referred to Student Conduct for further action.

ASSESS COMPLAINANT'S PREFERENCE

4 ASCERTAIN THE COMPLAINANT'S PREFERENCES

A Complainant may request that **no further University action** be taken.
Due Process requires that the Identity of the Complainant be shared with all parties. If the Complainant does not wish to participate, the University will seek to honor this request if it is possible to do so while also protecting the health and safety of individuals and the University community.

B Complainant may request one of two forms of **University Grievance Procedures**:

- Formal Resolution**, which involves an investigation, and hearing/sanction (if applicable).
- Alternative Resolution**, which (if available) includes a variety of informal options for resolving reports.

DETERMINE UNIVERSITY ACTION

5 ASCERTAIN UNIVERSITY ACTION

If Complainant requested:

- University Resolution:** Grant request and issue Notice of Investigation for the appropriate Grievance Resolution process.
- Anonymity/No Action:** Balance request with health and safety risk factors to determine whether request can be honored.

CONCLUDE OR BEGIN TITLE IX GRIEVANCE PROCESS

Process either concludes or moves on to formal or alternative resolution process



The University also offers access to confidential resources for students who are unsure about whether to report Prohibited Conduct, or any student seeking counseling or other emotional support throughout this process.

A Report To Law Enforcement May Be Made At Any Point Throughout This Process

Resources And Support Are Available Throughout This Process

FORMAL UNIVERSITY TITLE IX GRIEVANCE PROCEDURES FOR STUDENTS

INVESTIGATION

A Report To Law Enforcement May Be Made At Any Point Throughout This Process

Resources And Support Are Available Throughout This Process

At the beginning of the resolution process:

- 1 WRITTEN NOTICE OF INVESTIGATION** will be provided by the Title IX Coordinator to the Complainant and Respondent with details of the complaint.
- 2 TRAINED INVESTIGATOR** will conduct a prompt, thorough, fair, and impartial investigation. Both parties will have an equal opportunity to be heard, to submit evidence, to identify witnesses, and to submit questions they believe should be directed by the investigator to each other or to any witness.
- 3 ADVISOR OF CHOICE*** may accompany, support, and advise each party throughout the investigation and resolution process.
*A University Advisor will be assigned for each party unless the party selects an alternate Advisor

At the conclusion of the investigation:

- ACCESS TO THE INVESTIGATION FILE.**
The Investigator will provide each party the right to inspect, review, and respond* to all evidence obtained as part of the investigation that is directly related to the allegations of the formal complaint.
*The parties have 10 business days to respond.
- INVESTIGATION REPORT.**
Fairly summarizes and analyzes *relevant* information and evidence which includes recommendations as to whether there is sufficient evidence, by a Preponderance of the Evidence, to support a finding of responsibility for Prohibited Conduct.

DISTRIBUTION OF THE INVESTIGATION REPORT

- A** At the conclusion of the Investigation Report, the Title IX Coordinator will distribute the Investigation Report to each party and each party's advisor for review and response*.
*The parties will have 10 business days to respond to the Investigation Report.
- B** Upon review of the Investigation Report and the party's responses, the Title IX Coordinator will:
1. Determine, in writing, whether facts permit or require a dismissal of the complaint (Dismissals are subject to appeal) OR
2. Send a Notice of Referral for Live Hearing to the parties and the Review Panel Hearing Officer.

REVIEW PANEL HEARING, APPEALS, AND FINAL OUTCOME

LIVE HEARINGS and Potential Sanctioning:

- REVIEW PANEL HEARING:** Trained panelists will conduct a Live Hearing* and will issue a Final Outcome Letter determining: (1) whether there is substantial doubt about the thoroughness, fairness, and/or impartiality of the investigation; and, if not, (2) whether there is sufficient evidence to support the Investigator's recommended findings(s) by a Preponderance of the Evidence.
*The Panel may allow the parties to appear virtually; however, Live Hearings require that all participants are able to be seen and heard by all.
- SANCTION:** If recommended findings of responsibility are made, the Review Panel will determine, by majority vote, the appropriate sanction(s) to be contained within its Final Outcome Letter.

APPEALS: The Decisions of the Title IX Coordinator or Review Panel may be appealed to an **Appeal Officer**, who will review timely filed appeals. The Appeal Officer's written decision is **FINAL**.

Typically, the period from the issuance of a Notice of Investigation through Investigation Report will not exceed 60 calendar days. This time frame may be extended for good cause. Please see the Student Disciplinary Procedures, Student-03, Appendix B, Section 1, for the entire Title IX Grievance Procedures for Students.