

----- Original Message -----

Subject: OFFICIAL UNIVERSITY COMMUNICATION: Notice of Allegation

Date: 2014/06/13 08:42

From: nerilus@uoregon.edu

To: [REDACTED]

NOTICE OF ALLEGATION LETTER-BREAK OPTION

June 13, 2014

[REDACTED]

ID number: [REDACTED]

UO email [REDACTED]

Regarding Case: [REDACTED]

Dear [REDACTED],

The Office of Student Conduct and Community Standards received a complaint(s) regarding your reported behavior on or around June 09, 2014 with the following incident description: Harassing comments yelled from [REDACTED] to fifth floor resident and girlfriend.

You may have violated the following parts of the Student Conduct Code, which are Oregon Administrative Rules (OARs):

1. UNIVERSITY HOUSING CONTRACT/NOISE, DISRUPTION/UNREASONABLE NOISE, COMMUNITY DISRUPTION : c. Any resident's behavior that results in unreasonable noise, that disrupts the community, or demonstrates an unwillingness to live in a group setting is prohibited. Courtesy for neighbors in the academic community prevails, and noise will be kept to a minimum at all times.

2. UNIVERSITY HOUSING CONTRACT/GUESTS : Rules and Regulations: 5.

Guests: a. University Housing policies apply to all guests. Residents are responsible and accountable for the conduct of their guests while on residence hall property or immediately adjacent areas, or at residence hall-sponsored or supervised activities. This is true when guests are there by the resident's explicit invitation and also when the guests are present with the resident's permission. b. Residents must accompany their guests at all times. c. The cost of repairing any damage to university property caused by guests of a resident will be charged to the hosting resident. d. Guests may only use the same-sex or gender-neutral bathroom facilities. e. Residents may have an overnight guest by obtaining, in advance, written roommate approval. Visits are limited to six nights per term. f. During Interim Breaks, guest privileges will be limited. g. University Housing reserves the right to deny access to any guest whose behavior is deemed inappropriate. h. Residents may not host anyone who is known to be unwelcome or unapproved to be in the residence halls.

3. HARASSMENT : Oregon Administrative Rule 571-021-0120(3)(f) Harassment, as defined in OAR 571-021-0105(17), because of another person's race, ethnicity, color, gender, gender identification, national origin, age, religion, marital status, disability, veteran status, sexual orientation, or for other reasons, including but not limited to harassment prohibited by University Policy. OAR 571-021-0105(17) "Harassment" means (a) Intentionally subjecting a person to offensive physical contact; (b) Unreasonable insults, gestures, or abusive words, in the immediate presence, and directed to, another person that may reasonably cause emotional distress or provoke a violent response (including but not limited to electronic mail, conventional mail and telephone) except to the extent such insults, gestures or abusive words are protected expression; or (c) Other types of prohibited discrimination, discriminatory harassment, and sexual harassment as defined by law.

4. DISRUPTING UNIVERSITY : Oregon Administrative Rule 571-021-0120(2)(a) Engaging in behavior that could reasonably be foreseen to cause disruption of, obstruction of, or interference with the process of instruction, research, administration, student discipline, or any other service or activity provided or sponsored by the University.

5. DISORDERLY CONDUCT : Oregon Administrative Rule 571-021-0120(2)(d) Disorderly conduct (including that resulting from the use of alcohol), unreasonable noise, or conduct that results in unreasonable annoyance.

You have the opportunity to meet with me for the purpose of discussing the options for disposition of the case. Please call to schedule an appointment to meet with me by October 13, 2014, which is 14 calendar days from the date of this letter (excluding breaks between terms or when you are not registered). If you fail to arrange a time to meet with me by this date, your case will be heard in default (without your consultation or agreement), or will be referred to the Student Conduct and Community Standards Hearings Panel.

Students have the right to assistance at any stage of the student conduct process. Assistance can come from anyone, including but not limited to, (A) the Office of Student Advocacy [1], [541-346-3722](tel:541-346-3722), (B) another student, (C) a member of the faculty or administration, and (D) a member of the Oregon Bar.

At the initial meeting with me, you will have the choice between two types of hearings:

1. Administrative Conference: This option is a hearing with an administrator. If you select this option, the hearing can take place immediately afterward. In this type of hearing, suspension, expulsion, and negative notation on the transcript are not possible. All decisions made are final; you cannot appeal. Also, during this type of hearing,

the administrator may refer you to the Restorative Justice program or Conflict Resolution Services in addition to or in substitution of sanctions. Please contact me to learn more about the types of Administrative Conferences available to you.

2. Student Conduct and Community Standards Panel Hearing: This option is a hearing with a panel made up of a mixture of four to five students, staff, and faculty. If you select this option, a hearing time will be set 21-30 days later (or longer depending on term breaks and the discretion of the Director of SCCS). In this type of hearing, all University sanctions are possible, including suspension, expulsion, and negative notation on the transcript. You or the complainant may appeal the Panel's decision on the limited bases allowed by the Student Conduct Code.

In both types of hearings, the administrator or the panel will determine whether you are responsible for the alleged violation(s) based on what "more likely than not" occurred. If you are found responsible for any violation, the decision-maker may impose sanctions, and your student account will be billed an administrative fee, which covers the cost of administering the program and maintaining your records. If you are found not responsible for all violations, no sanctions will be imposed and no administrative fee will be applied.

*** BREAK OPTION ***

Although you have until October 13, 2014 to schedule an appointment, there is an option to meet with a hearings officer during the break. If you want a meeting during the break, please call to schedule an in-person or telephone appointment. For phone appointments, it is your responsibility to call my office at the time of our appointment.

The University encourages students to make decisions that conform to the University's community standards by using educational sanctions. Possible sanctions include, but are not limited to, conduct reprimand, loss of privileges, substance abuse education classes, clinical interviews, reflection paper, educational activities, community service, eviction from the residence halls, disciplinary probation, and grade penalty (for academic misconduct cases only).

Cases going through the University's conduct system are separate from the criminal justice system. If applicable, please make sure to address criminal allegations with the appropriate authorities.

For more information about the Student Conduct Code and procedures, please visit <http://conduct.uoregon.edu> [2], or e-mail nerilus@uoregon.edu with questions.

Thank you for your prompt attention to this matter.

Sincerely,

Nedzer Erilus, Assistant Residence Life Coordinator

Links:

[1] <http://uoregon.edu/~asuoosa/contact.htm>

[2] <http://conduct.uoregon.edu>