

# NON-ACADEMIC DISCIPLINARY PROCEEDINGS

July 2005 through June 2006

This report highlights the resolution of allegations of violations of the Standards of Student Conduct from the first semester of the 2005-2006 academic year. The non-academic disciplinary procedures involve either the referral of a case to a non-disciplinary resolution (e.g., mediation, a warning, a dean's conference), a hearing before the Peer Community Standards Board (PCSB), a hearing with a dean in the Office of Student Life, a hearing before the University Disciplinary Council (UDC), or a hearing before the University Administrative Hearing Officer (AH).

The report is presented in two six-month period: July 2005 through June 2006 for a total of 596 cases for the year.

	July 2005 – December 2005	January 2006 – June 2006	Total Cases
Non-disciplinary dispositions:			
Mediations:	0	0	0
Warnings:	77	116	191
Dean's Conferences:	13	25	38
Investigations (ongoing):	0	3	3
Investigations (closed):	0	3	3
<b>Total</b>	<b>90</b>	<b>147</b>	<b>237</b>
Disciplinary dispositions:			
Peer Community Standards Board Hearings:	3	14	17
Dean's Hearings:	182	151	333
Student Organization Hearings (closed):	1	1	2
Student Organization Hearings (ongoing):	0	1	1
Administrative Hearings:	1	5	6
University Disciplinary Council Hearings:	0	0	0
<b>Total</b>	<b>187</b>	<b>172</b>	<b>359</b>

**A few comments about details presented in this report may be helpful. By providing some detail in University Disciplinary Council and Administrative Hearings level cases, we hope to educate the Brown community regarding the outcomes of behavior that negatively impacts the University or its members. In order to maintain the confidentiality of the accused student, however, some details of the case are not provided. Finally the work represented in these hearings is both time-consuming and complex. Much appreciation is extended to the following campus members who provide this invaluable service to Brown: the deans in Campus Life who hear and manage discipline cases; the faculty, deans, advisors, and students who serve on the UDC and on the PCSB; the Administrative Hearing offices administrators and the administrative staff in the Office of Student Life who supports this effort.**

## PEER COMMUNITY STANDARD BOARD HEARINGS (PCSB)

Alleged minor and first violations of University policies and procedures by students are resolved through Peer Community Standard Board Hearings.

These incidents involved false fire alarm incidents, theft, noise complaints, violations of the social function policy, fire safety violations, and conducting unauthorized social functions.

**Peer Community Standard Board Hearings resulted in the following sanctions:**

	July 2005 – December 2005	January 2006 June 2006	Total
<b>No finding of a violation:</b>	0	1	1
<b>Reprimand:</b>	2	12	14
<b>Probation:</b>	1	1	2
<b>Charge Withdrawn:</b>	0	0	0

**In addition to the forms of sanctions listed above for Peer Community Standard Board Hearing, some cases resulted in fines, restitution, alcohol and other education/counseling, community restitution, reflective writing assignments.**

**DEAN’S HEARINGS**

Matters that do not warrant separation from the University and/or a permanent record notation are resolved through Dean’s Hearings. If the dean who hears a case determines that a violation of the Standards of Student Conduct occurred, the dean imposes a sanction. In determining an appropriate sanction, the dean considers the nature of the offense, the evidence and testimony available, and the student’s prior disciplinary record, if any. Because a student’s prior record is considered in determining an appropriate sanction, often similar violations result in different outcomes.

**Dean’s Hearings resulting in the following sanctions:**

	July 2005– December 2005	January 2006 June 2006	Total
<b>No finding of a violation:</b>	48	30	78
<b>Reprimand:</b>	88	57	145
<b>Limited Probation:</b>	0	0	0
<b>Probation:</b>	39	38	77
<b>No Action Taken:</b>	0	0	0
<b>Open cases:</b>	0	18	18
<b>Deferred Suspension:</b>	5	3	8
<b>Warning:</b>	2	1	3
<b>Charges Withdrawn</b>	0	4	4

**Typical incidents include possession and/or consumption of alcohol while under the legal drinking age, theft, harassment, entering the room of another student without authorization,**

vandalism, disruptive off-campus parties, being responsible for the behavior of a guest, provision and/or sale of alcohol to others under the legal drinking age, alcohol -related behavior, disruption in the residence halls, lying to a DPS officer, possession and/or use of marijuana and drug paraphernalia, fire safety violations, possession of a keg in a residence hall, smoking in a residence hall, damaging University and personal property, pet policy violations, being on a roof of a University building, failing to comply with the proper directives of a DPS officer and other administrators, possessing and/or burning a candle in a residence hall, entering/leaving a University building through a window, sexual misconduct (inappropriate touching), parking police violations, pushing another student, using fireworks, entering university facilities without authorization, throwing objects out of a window, violating the terms of probation, and second minor violations (e.g., computing policy, quiet hours, etc...)

### STUDENT ORGANIZATION HEARINGS

Alleged violations of University policies and procedures by student organizations are resolved through Student Organization Hearings.

**Student Organization Hearings resulted in the following sanctions:**

	July 2005 – December 2005	January 2006 June 2006	Total
<b>No finding of a violation:</b>	0	0	0
<b>Social Probation:</b>	0	0	0
<b>Probation:</b>	1	0	1
<b>Reprimand:</b>	0	1	1
<b>Ongoing:</b>	0	1	1
<b>No Action:</b>	0	0	0

These incidents involved damage to University property.

**In addition to the forms of sanctions listed above for Student Organization Hearing, some cases resulted in fines, restitution, alcohol and other education/counseling, community restitution, reflective writing assignments.**

### UNIVERSITY ADMINISTRATIVE HEARINGS

Matters that may warrant separation from the University and/or a permanent record notation are resolved through University Administrative (AH) Hearings. If the Administrative hearing officer determines that a violation of the Standards of Student Conduct occurred, the Administrative officer recommends an appropriate sanction to the Associate Vice President for Campus Life/Dean for Student Life. When determining an appropriate sanction, the Administrative officer considers the nature of the offense, the evidence and testimony available, and whether or not the student has a prior disciplinary record.

Case	Allegations	Charges	Findings	Sanction
Fall Semester <b>1</b> <b>UAH</b>	<b>1</b> Having non-consensual physical contact of a sexual nature, and subjecting another person to abusive, threatening actions.	Offense III, and IV	Responsible	Suspended from the University for one semester, and transcript entry.
Spring Semester <b>5</b> <b>U</b>	<b>1</b> Being involved in a physical altercation, harassing another Brown student, and being uncooperative with DPS.	Offenses IIa., IV, and VII.	Responsible for offenses IIa, and IV.	Probation throughout the 2006 academic year. Not responsible for offense VII.
<b>A</b>	<b>2</b> Being disruptive to the BU community by offending other groups based on their sexual orientation, destroying personal property of another Brown student, being under the influence of alcohol while under the legal drinking age, and committing other malicious damage to another student's property during another incident of a past suspension.	Offenses I, IIb, IIc, IV, Va., and IX.	Responsible for offenses IIb., IIc, Va., and IX.	Probation for the remainder of the spring semester 2005 and throughout the 2006 academic year, required to meet with: a chemical dependency dean, and other administrator of the University, payment of \$150.00 to replace a chair, an apology letter to the students affected. Not responsible for offense IV.
<b>H</b>	<b>3</b> Being in possession of a weapon and other related items, and being in possession of alcohol while under the legal drinking age.	Offenses Va, VIII and IX.	Responsible	Deferred Suspension throughout fall 2006, apology letter, regular meetings with the discipline dean through-out fall semester '07, and parental notification.
<b>C</b>	<b>4 &amp; 5</b> ( two students involved in this incident) Shooting plastic pellets out of a window, hitting another Brown student in the back as he was walking by.	Offenses IIa, IIb, VIII, and IX.	Responsible	Deferred Suspension throughout 2006 academic year, apology letter to student affected, meeting with discipline dean throughout the fall semester '06-'07, and parental notification.
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<b>S</b>				

Margaret M. Klawunn  
Associate Vice President for Campus  
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August, 2006

<sup>1</sup> OFFENSES AGAINST THE STANDARDS OF STUDENT CONDUCT, 2005 - 2006

**Offense I:** Behavior that disrupts or materially interferes with the basic rights of others and the educational functions of the University.

**Offense II.a.:** Actions that result in or can be reasonably expected to result in physical harm to a person or persons.

**Offense II.b.:** Actions that are unreasonably disruptive of the University community and/or its neighborhoods.

**Offense II.c.:** Actions that result in or can be reasonably expected to result in damage to property.

**Offense III:** Sexual Misconduct: non-consensual physical contact of a sexual nature.

**Offense IV:** Subjecting another person or group to abusive, threatening, intimidating, or harassing actions, including, but not limited to, those based on race, religion, gender, disability, age, economic status, ethnicity, national origin, sexual orientation, gender identity, or gender expression.

**Offense V.a.:** Illegal possession or use of drugs and/or alcohol and/or drug paraphernalia.

**Offense V.b.:** The illegal provision, sale, or possession with intent to sell/provide drugs and/or alcohol and/or drug paraphernalia.

**Offense VI:** Theft or attempted theft of property and/or possession of stolen property.

**Offense VII:** Failing to comply with the proper directive(s) of a University official, including refusing to identify oneself or refusing to present University identification to a University staff member, including members of the Department of Public Safety.

**Offense VIII:** Possession, use, or distribution of firearms, ammunition, explosives, or other weapons.

**Offense IX:** Violation of operational rules governing various offices, departments and facilities of the University (e.g., Residential Life, Student Activities Office, Food Services, Computing and Information Services, the Libraries, etc.).

**Offense X.a.:** Misrepresentation: Lying or materially misrepresenting information to an official University body or officer, including a member of the Department of Public Safety.

**Offense X.b.:** Misrepresentation: Lying in the course of a non-academic disciplinary hearing constitutes an offense that is immediately actionable.

**Offense XI:** Violation of the terms of any non-academic disciplinary sanction.

**Offense XII:** Failing to appear as a witness during a non-academic disciplinary hearing.