

NON-ACADEMIC DISCIPLINARY PROCEEDINGS

July 2006 through June 2007

This report highlights the resolution of allegations of violations of the Standards of Student Conduct from the 2006-2007 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 a University Disciplinary Council (UDC), or a hearing before the University Administrative Hearing Officer (AH).

The report is presented in two six-month periods: July 2006 through December 2006, and January 2007 through June 2007, for a total of 863 cases for the academic year.

	July 2006 – December 2006	January 2007 – June 2007	Total Cases
Non-disciplinary dispositions:			
Mediations:	0	0	0
Warnings:	319	242	561
Dean's Conferences:	7	0	7
Investigations (No Action):	6	0	6
Investigations (Ongoing)	0	3	3
Sub-Total	332	245	577
Disciplinary dispositions:			
Peer Community Standards Board Hearings:	0	0	0
Dean's Hearings:	115	153	268
Student Organization Hearings (closed):	1	0	1
Student Organization Hearings (ongoing):	0	0	0
Administrative Hearings:	11	6	17
University Disciplinary Council Hearings:	0	0	0
Sub-Total	127	159	286
Total	459	404	863

A few comments about details presented in this report may be helpful. By providing some detail in University Disciplinary Council (UDC) 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: students, faculty, deans, directors, and advisors, who serve on the UDC and on the PCSB; the Deans who serve as Administrative Hearing officers.

PEER COMMUNITY STANDARD BOARD HEARINGS (PCSB)

Alleged minor and first violations of University policies and procedures involving false fire alarm incidents, theft, and noise complaints by students, are usually resolved through Peer Community Standard Board Hearings. During the academic year 2006 -2007, these types of incidents were referred to a non-disciplinary resolution (e.g., a warning, a dean's conference).

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/director who hears a case determines that a violation of the Standards of Student Conduct occurred, the dean/director imposes a sanction. In determining an appropriate sanction, the dean/director 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 2006– December 2006	January 2007 June 2007	Total
No finding of a violation:	25	21	49
Reprimand:	59	69	118
Limited Probation:	0	0	0
Probation:	16	26	42
No Action Taken:	3	1	8
Open cases:	6	25	34
Deferred Suspension:	5	6	11
Warning:	1	5	6
Charges Withdrawn	0	0	0
Total	115	153	268

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 the 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, (defenestration) 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 Hearing resulted in the following sanction:

	July 2006 – December 2006	January 2007 June 2007	Total
No finding of a violation:	0	0	0
Social Probation:	1	0	1
Probation:	0	0	0
Reprimand:	0	0	0
Ongoing:	0	0	0
No Action:	0	0	0

This incident involved damage to University property.

In addition to the forms of sanctions listed above for Student Organization Hearing, some cases may result 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.

Fall 2006

	Allegations	Charges	Findings	Sanction
1	<i>Being in possession of a BB gun, and shooting pellets in the hallway.</i>	<i>Offense II.a., II.b., VIII, and IX</i>	<i>Responsible for offenses II.b., VIII, and IX</i>	<i>Probation through 12/21/07, and a letter of apology to the two students who witnessed the incident. Not responsible for Offense II.a.</i>
1a	<i>Being in possession of a BB gun, and shooting pellets in the hallway.</i>	<i>Offense II.a., II.b., VIII, and IX</i>	<i>Responsible for offenses II.b., VIII, and IX</i>	<i>Probation through 12/21/07. Not responsible for Offense II.a.</i>
2	<i>Threatening to harm a police officer on another University's campus.</i>	<i>Offenses II.a., IV, and V.a.</i>	<i>Responsible for offenses IV and V.a.</i>	<i>Suspension for the fall semester 2007, alcohol counseling, and meeting with an appropriate dean to seek counseling, and meeting with advisor upon return to Brown. Not responsible for offense II.a.</i>
3	<i>Assaulting a Brown student while under the influence of alcohol and under the legal drinking age.</i>	<i>Offenses II.a, and V.a.</i>	<i>Responsible for offenses II.a., and V.a</i>	<i>Suspension throughout spring 2008, transcript entry, treatment requirement by a licensed professional by 11/1/2007, no contact order remains until 1/1/08.</i>
4	<i>Engaging in non-consensual physical contact of a sexual nature.</i>	<i>Offense III</i>	<i>Responsible for offense III</i>	<i>Probation throughout the remainder of undergraduate enrollment, no contact order remains in place, new housing assignment required.</i>
5	<i>Providing alcohol to prospective students who were under age, being under age and under the influence of alcohol at the time of the incident.</i>	<i>Offenses II.a., V.a., V.b., and IX</i>	<i>Responsible for offenses II.a., V.a., V.b., and IX</i>	<i>Deferred suspension until March 8, 2008, a one-page reflection paper, and a policy manual (5-page maximum) for first-years hosting high school students.</i>
5a	<i>Providing alcohol to prospective students who were under age, being under age and under the influence of alcohol at the time of the incident.</i>	<i>Offenses II.a., V.a., V.b., and IX</i>	<i>Responsible for offenses II.a., V.a., V.b., and IX</i>	<i>Probation until March 8, 2007, write a one-page reflection, and craft a policy manual (5-page maximum) for first-years hosting high school students.</i>
5b	<i>Providing alcohol to prospective students who were under age, being under age and under the influence of alcohol at the time of the incident.</i>	<i>Offenses II.a., V.a., V.b., and IX</i>	<i>Responsible for offenses II.a., V.b., and IX</i>	<i>Reprimand, write a one-page reflection about this incident, a craft a policy manual (5-page maximum) for first-years hosting high school student.</i>
6	<i>Stalking and harassing a Brown student, and punching the wall of the Residence hall.</i>	<i>Offenses I, II.a., II.c., III, IV, and VII</i>	<i>No Action</i>	<i>Student withdrew from University</i>

7	<i>Chasing another Brown student, while threatening him/her with a cork screw with knife attached, screaming obscenities, being in possession and under the influence of alcohol while under the legal drinking age, and violating operational rules of the Office of Residential Life.</i>	<i>Offenses II.a., IV, V.a., VII, VIII, and IX</i>	<i>Responsible for Offenses II.a., IV, V.a., and VII</i>	<i>Deferred Suspension until graduation date, meeting with appropriate dean, meeting with AA, proof of attendance to be sent to discipline dean, parental notification, University's file entry. Not responsible for Offenses VII and IX.</i>
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Spring 2007

	Allegations	Charges	Findings	Sanction
1	<i>Entering into a Brown student's apartment and hiding in the closet, refusing to leave when asked to do so, and punching the light fixture of the apartment.</i>	<i>Offense II.a., II.b., II.c., IV, and XI</i>	<i>Responsible for Offenses II.b., II.c., and XI</i>	<i>Deferred Suspension for duration of undergraduate term; appointment with appropriate dean; and reflective paper.</i>
2	<i>Using another person's account, and attempting to capture another user's passwords.</i>	<i>Offense VI, and IX</i>	<i>Responsible for offense IX</i>	<i>Community services, and meeting with appropriate dean. Not responsible for offense VI.</i>
3	<i>Smoking marijuana in residence hall room, providing marijuana to another Brown student, being in possession of a bong, disrupting other students with the smell of marijuana emanating from room, while being on deferred suspension at the time of the incident.</i>	<i>Offense II.b., V.a., V.b., IX, and XI</i>	<i>Responsible for offenses IX and XI</i>	<i>Deferred Suspension until the end of second semester '07-'08, HE, reflective essay, and parental notification. Not responsible for Offenses II.b., V.a., and V.b.</i>
4	<i>Entering the room of another student and making threats, having an open container of alcohol on University sidewalks and public ways, pushing students in a crowd and spitting on a student, and being uncooperative with Department of Public Safety Police Officer.</i>	<i>Offense II.a., II.b., IV, VII, and IX</i>	<i>Responsible for offenses II.b., IV, VII, and IX</i>	<i>Deferred Suspension until graduation date, monthly meetings with appropriate dean. Not responsible for Offense II.a.</i>
5	<i>Having non-consensual physical contact of a sexual nature with a Brown student, and being under the influence of alcohol while under the legal drinking age.</i>	<i>Offense III, and V.a.</i>	<i>Responsible for Offense V.a.</i>	<i>Probation by the end of fall '07, meeting with HE, apology letter, reflective essay, and the no contact order remains until graduation from Brown. Not responsible for offense III.</i>
6	<i>Being in possession of a gun in a Brown University Department, making false statements to a Department of Public Safety officer and Brown University administrators.</i>	<i>Offense II.a., VIII, IX, and X.a.</i>	<i>Responsible for offenses VIII and IX</i>	<i>Suspended for reminder of summer '07, probation until 5/31/08, upon return to the University, transcript entry, and monthly meetings with a dean of Student Life. Not Responsible for offenses II.a. and X.a.</i>

¹ **OFFENSES AGAINST THE STANDARDS OF STUDENT CONDUCT, 2006 – 2007**

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.

