

UNIVERSITY HEARING BOARD PROCEDURES

Sexual assault survivors can choose to take action against an accused assailant through both the legal system (via UD Public Safety or other law enforcement jurisdiction), and/or the University judicial system. Once a determination has been made to pursue a charge(s) through the campus judicial system, the following procedures are followed:

- The survivor submits a written Statement of Complaint to the Office of Community Standards and Civility. (Forms available in #224 Gosiger Hall).
- The survivor meets with an administrator to discuss the complaint and be informed about the procedures involved in the complaint being heard and adjudicated by a Sexual Misconduct Hearing Board*.
- A notice of complaint is sent to the accused. The accused is required to meet with an administrator to discuss the circumstances surrounding the incident and be informed about the procedures involved in the complaint being heard and adjudicated by a Sexual Misconduct Hearing Board*.
- A Sexual Misconduct Hearing board is convened as soon as reasonably possible. The accused may have an advisor or support person of his/her choice present at the hearing. The support person may advise the student, but may not represent the student or present to the Board.
- A decision is made by the Sexual Misconduct Hearing board based on the original Statement of Complaint and information presented at the hearing.
- Cases heard originally by a Sexual Misconduct Hearing Board may be appealed to the Judicial Review Committee. A case can be brought for an appellate hearing only once.
- In all Sexual Misconduct cases the survivor has the right to be notified, in writing, of the final determination and any sanctions imposed as a result of the discipline process.

*Selected members of the University Hearing board constitute a Sexual Misconduct Hearing board. Sanctions available to a Sexual Misconduct Hearing Board are those available to a University Hearing Board.

**Any student may obtain a copy of the hearing procedures from the Office of Community Standards and Civility.