

IPV Interim Policy Process

Prepared by the Office of the Dean of Students

Report Generation

An Interpersonal Violence Report is Filed

EOP reviews policy and reaches out to impacted party to determine next steps which could be:

1. No university involvement
2. Informal resolution through mediation
3. Formal resolution through live hearing

Campus partners are contacted to determine supportive measures and resources including:

referrals to Sexual Assault and Violence Intervention & Prevention (SAVIP), Counseling, or Law Enforcement; issuance of campus restrictions and/or safety measures

Informal Resolution

Informal resolution **cannot** be used for complaints involving a student and faculty/staff incident. The informal resolution process requires confidentiality, neutrality and voluntary participation. The Office of Student Conduct manages mediation for students. The goal is to address the harm that has occurred to at least one of the individuals involved and attempt to help all individuals move forward.

Within the mediation process, there is some choice. You, along with the other individual, will be able to:

- Choose to see the other student or not.
- Choose to bring someone as a support person.
- Choose what you propose as the outcome of the mediation.
- Choose, at any point, to stop participation.

Role of Advisors During Mediation

While advisors cannot speak on a student's behalf, they can provide support during the process. Advisors can include campus partners, parents/guardians, friends/peers, legal representation, etc.

Investigation Procedures for Formal Resolution

Provide, Inspect, and Review Evidence for Formal Resolution

During the investigation, students are able to be accompanied by an advisor of their choice.

Evidence collection will also happen during the investigation process. Each party will be provided an equal opportunity to inspect and review any information.

Equal Opportunity Programs (EOP) will provide notice of receipt of a formal complaint to both parties within **5** calendar days of receipt of formal complaint.

The respondent will have **10** calendar days to provide a written response to the complainant's statement. Both parties may request supportive measures. If respondent files counter complaints, the complainant will have **10** calendar days to provide a written response to the counter complaint.

Each party (complainant or respondent if counter complaint is filed) will have **5** university business days to provide written responses to the other parties' written response.

At conclusion of investigation, evidence is provided to parties and the advisors. Both parties have **10** calendar days to provide a written response.

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Live Hearing

If a student does not have an advisor who can complete cross examination, the university will provide an advisor.

A live hearing will occur after both parties are provided copies of the investigative report and evidence. The hearing cannot occur earlier than **10** calendar days after parties are provided evidence.

A live hearing with cross examination performed by advisors is conducted. Preponderance of evidence standard will apply.

Hearing officer's decision must be issued no later than **10** calendar days following the conclusion of live hearing. Transcription (audio or video) will be sent to both parties with the decision.

Sanctions & Appeals

Potential Sanctions

- no contact directive
- campus restriction
- conduct probation
- assessment with counseling
- responsible relationships course
- removal from university housing
- suspension
- expulsion
- HR action for faculty/staff

End of process unless appeal

Findings

Responsible

Not Responsible

Appeals

Parties will have **10** calendar days to file an appeal of the hearing decision based on new evidence that was not available at the hearing, belief that a procedural error occurred, or a concern about bias during the hearing process.

Parties have **10** calendar days to respond to an appeal. The appellate committee issues a decision within **10** calendar days

CONTACT INFORMATION

Equal Opportunity Programs: 803-777-3854

Office of Student Conduct: 803-777-4333

Sexual Assault and Violence Intervention & Prevention:
803-777-8248

Office of the Dean of Students : 803-576-8326

USC PD: 803-777-4215

Student Title IX and Interpersonal Violence
Respondent Resource Committee:
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