



Dean of Students Office

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November 08, 2018

[REDACTED]

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[REDACTED]

I have completed my investigation into the alleged violations of the Student Code of Conduct by Alpha Kappa Lambda reported to the Dean of Students staff on or around September 24, 2018. The allegations pertain to behavior that reportedly occurred on or around August 21, 2018 at the Alpha Kappa Lambda house where a member was physically assaulted, creating an environment conducive to endangering university students, including the furnishing of alcohol and drugs.

On October 17, 2018, Alpha Kappa Lambda was issued notice that the organization was being placed on activities suspension to address the behavior, prohibiting hosting, attending, participating, and sponsoring any organizational activities until the final disposition of this case. Club business meetings are the only allowed activities during this suspension. The interim measures also precluded current members and alumni from having any contact with new members.

The Dean of Students Office initiated an investigation to address the following potential violations of the Student Code of Conduct:

Code of Conduct/2. Endangering / Threat / Cause Harm - Endangering, threatening, or causing physical harm to any member of the university community or to oneself, causing reasonable apprehension of such harm or engaging in conduct or communications that a reasonable person would interpret as a serious expression of intent to harm.

Code of Conduct/3. Sanction Violation - Violating the terms of any disciplinary sanction imposed for an earlier violation of the Student Code of Conduct or other Board or university rules.

Code of Conduct/15. Alcohol - Violation of Board or university rules or applicable laws governing alcohol, including consumption, distribution, unauthorized sale, or possession of alcoholic beverages.

Code of Conduct/16. Drug - Unauthorized use, sale, possession, or distribution of any controlled substance or illegal drug or possession of drug paraphernalia that would violate the law.

In the course of this investigation, DOS spoke with the complainant and reviewed documentation of the alleged behavior.

Per the Student Disciplinary Procedures (ABOR 5-403), Alpha Kappa Lambda was provided the opportunity to respond to the Student Code of Conduct charges.

In an administrative hearing on November 2, 2018, ██████████ stated that the complainant had not been a good fit for AKL due to the fact that he didn't get along with other members who lived in.

██████████ said that AKL members feel the complainant's behavior was the cause of the problems that occurred in the house, and that his arrogance and inappropriate language towards everyone was the boiling point.

When asked about the screen shots of a group chat involving the president, VP, risk manager, roommate, and other members discussing premeditation for assault, as well as derogatory language towards the complainant and his girlfriend, you responded that there was never any intent to follow through on the threats, and that the members were just venting. You also added that you were proud of the men for not following through on the threats as the complainant was difficult to live with, and that they really showed restraint on their part.

When asked about the pictures involving alcohol and drugs in the house that had been photographed, you said that the alcohol boxes are taped to a bar and as for the glass pipes and paraphernalia, that you couldn't confirm with certainty whether it belonged to members living in the house.

In making a determination in this matter, I considered all of the relevant information gathered by the Dean of Students Office, including

- Complainants account of threatening behavior and harassment
- Documented proof of screen shots of a group chat involving leadership of AKL to include President, VP, Risk Manager, roommate, and other members premeditating assault, as well as using derogator language about the complainant and his girlfriend
- Pictures taken of drug paraphernalia in the AKL house

Based on the totality of the information gathered in the investigation, the alleged behavior being verified through screen shots and photographic evidence, in addition to the complainants account of threats and intimidation, I find it more likely than not that Alpha Kappa Lambda violated the Prohibited Conduct Items Code of Conduct/2. Endangering / Threat / Cause Harm; Code of Conduct/16. Drug - Unauthorized use, sale, possession; Code of Conduct/3. Sanction Violation.

These findings and the serious and dangerous nature of the allegations along with Alpha Kappa Lambda's history of Student Code of Conduct violations, currently being on University Probation, and failing to complete any assigned sanctions from the most recent conduct case occurring in Spring of 2018, support the sanction of Loss of Recognition from The University of Arizona effective immediately through May 31, 2022.

Loss of recognition means the withdrawal of the fraternity (colony in the case of Alpha Kappa Lambda) as a recognized student organization on the university campus. An unrecognized student organization cannot participate in any University sponsored event and loses the use of University facilities and resources. Alpha Kappa Lambda may appeal the sanction of loss of recognition to the University Hearing Board by filing a written request for appeal with the Dean of Students Office no later than twenty (20) days following the delivery of this decision (see ABOR Student Disciplinary Procedures section 5-403.C.9 and 10).

A copy of the Student Code of Conduct and the Student Disciplinary Procedures can be found at the following:

Student Code of Conduct: <https://public.azregents.edu/Policy%20Manual/5-308-Student%20Code%20of%20Conduct.pdf>


Student Disciplinary

Procedures: <http://deanofstudents.arizona.edu/sites/deanofstudents.arizona.edu/files/5-403StudentDisciplinaryProcedures8-2008.pdf>

The Student Disciplinary Procedures provide for a formal appeal of this case to a University Hearing Board. To secure an appeal, go to <https://arizona-advocate.symplicity.com/u/loekPjug> or submit a written statement of appeal to the Dean of Students Office, no later than 20 days (December 10, 2018) . Please refer to the disciplinary procedures enclosed. Submit all correspondence to:

Hearing Board Technical Advisor
The University of Arizona
Dean of Students Office
Robert L. Nugent Building
P.O. Box 210040, Room 100
Tucson, AZ 85721-0040

Sincerely,

A handwritten signature in cursive script, appearing to read "Rosanna Curti".

Rosanna Curti
Assistant Dean, Student Assistance and Accountability