Student Conduct Hearing Administrator Training

Department of Student Conduct and Community Standards
Title IX Office
Human Resources
Ethics and Compliance
Office of the General Counsel
Victim Advocate Program
Evidentiary Standards
More likely than not...

• Upon a preponderance of the information, it is more likely than not that a violation occurred.

• 50+ percent rule.

• Burden rests on with the University to demonstrate that the burden has been met.

• All respondents are considered to not be responsible for the violation unless and until they are found to be responsible through a resolution or hearing.
Evaluating Information

• Consider circumstances such as ages, disability status, positions of authority, etc.

• Statements not subject to questioning may not be considered in determinations of R

• Information protected by privilege, medical records without authorization, or C’s prior sexual history may not be considered.
Evaluating Credibility

- Not solely on observing demeanor.
- Weigh specific details, inherent plausibility, internal consistency, corroborative information
- Consider stress, trauma, effects of drugs or alcohol, or fallibility of human memory
- Corroborating information a helpful tool, but not required.