

The California State University:  
Chancellor's Office  
Bakersfield  
Channel Islands  
Chico  
Dominguez Hills  
East Bay  
Fresno  
Fullerton  
Humboldt  
Long Beach  
Los Angeles  
Maritime Academy  
Monterey Bay  
Northridge  
Pomona  
Sacramento  
San Bernardino  
San Diego  
San Francisco  
San José  
San Luis Obispo  
San Marcos  
Sonoma  
Stanislaus

### **Alpha Phi Fraternity**

#### **Case Creation Date:**

- February 3, 2021

#### **Incident Summary:**

- *On February 3, 2021, SJSU became aware of potential in person activities via post on the chapter instagram account. Through investigation it was determined that there were in person activities in Fall 2020 with an on-campus Founders Day Event. The weekend prior to Halloween numerous new members visited the chapter facility. Additionally there were reports on Halloween activities at a fraternity. The university's expectation was that all Student Organization Events must be virtual and campus was open for essential business only. While on Cease & Desist, the university received numerous social media posts of active members, in two groups, ending up at one location, celebrating a birthdays with underage alcohol consumption.*

#### **Student Organization Code of Conduct Violations:**

- (2) Alcohol
  - A copy of the University's Alcohol Policy shall be provided to each student organization president and must be followed. The University's Alcohol Policy is in compliance with California Law, which prohibits the sale or giving of any alcoholic beverage to any person under the age of 21. Student organizations are in violation of University policy if any individuals under the age of 21 are in possession of alcoholic beverages at an activity sponsored/hosted by the student organization and/or if intoxicated individuals consume alcohol. All student organization presidents must sign an agreement to abide by and uphold the University's Alcohol Policy as well as present an alcohol awareness program to their organizations (should be pre-approved by the Prevention Education Program Center) or arrange for an alcohol awareness program approved by the Prevention Education Program Center. Student organizations sponsoring events are responsible for following the appropriate procedures to prevent underage drinking, [sjsu.edu/communications](https://sjsu.edu/communications) including providing alternatives to alcohol.
- (8) Failure to Comply

- (A) Failure to comply with the directions of University officials acting in the performance of their official duties.
- (C) Failure to follow all policies and procedures established by the University pertaining to student organizations, including fraternities and sororities, as outlined in the Student Organizations Handbook.
- (24) Violations of Civil or Criminal Law
  - Student organizations in violation of local, state or federal law are in violation of the University Code of Conduct. University sanctions for such violations may be imposed independent of and prior to the disposition of any legal proceeding in a civil or criminal justice case.

#### **Sanctions:**

- **Organization Disciplinary Probation/Deferred Suspension until December 31, 2022.**
  - Disciplinary Probation is a period of time in which the privileges of continuing as a RSO are conditioned upon future behavior. Conditions may include the potential loss of specified privileges to which a RSO would otherwise be entitled, and/or the probability of more severe disciplinary sanction if the organization is found to violate the Student Organization Code of Conduct or any University policy during the probationary period. Any Conduct-related sanctions related to a violation of Organization Disciplinary Probation shall be determined by the Director of Student Conduct and Ethical Development, or the person's designee, in accordance with University policy governing the student organization Conduct process.
- **COVID Guidelines Presentation by September 1, 2021 -**
  - Chapter leadership will research best practices for education around University COVID-19 expectations for the Fall 2021 semester. An interactive presentation will be created and approved by the Director of Student Involvement, or the person's designee. Approval should be requested 2 weeks prior to presenting. Upon approval the leadership will present to the chapter. 90% of the chapter should be present. Presentation must be open to the campus community and neighbors. Presentation should be a minimum of 25 minutes.
- **Elimination of all in person activities for the remainder of the 2020-2021 Academic Year.**
  - This is in adherence with Student Involvement guidelines already articulated to all Student Organizations.
- **Complete the Beta Psi Probation Terms from the International Women's Fraternity.**
  - Work with Student Involvement to ensure compliance and completion of the Chapter Probation Terms. Student Involvement and Alpha Phi International Women's Fraternity will alert Student Conduct and Ethical Development to

the completion of this sanction. Document enclosed.

- **Monthly Meeting with the Director of Student Involvement, or the person's designee, throughout the Fall and Spring academic terms while the organization is on Organization Disciplinary Probation.**
  - The president of the organization is required to attend a monthly check-in meeting with the Director of Student Involvement, or the person's designee, to discuss organization activities and to establish an organization redevelopment plan (see attached document for reference).
- **COVID-19 Expectation Agreements signed by all members through Fall 2021.**
  - 100% of the chapter membership (active & new members) must sign COVID-19 Expectation Agreements prior to any recruitment activities each semester. Agreements will be provided to chapter leadership by Student Conduct & Ethical Development via DocuSign. Chapter leadership is responsible for ensuring completion. The agreements must be submitted to Student Conduct & Ethical Development prior to the start of any recruitment activities.
- **Continued Cease and Desist Order until the end of the Student Conduct appeal process or accepting of the proposed sanctions.**
  - A Cease and Desist Order stipulates that the organization is restricted from conducting and/or participating in organized or community activities. This includes, but is not limited to, participating in or hosting social events, philanthropy, fundraisers, service activities, and/or meetings of any kind. While active, a Cease and Desist Order requires that any organization-related communication involving active members and pledges/new members must be limited to the distribution and clarification of conduct-related sanctions. Communication includes, but is not limited to, in-person meetings, email, SMS messages, and social media. A violation of a cease and desist directive may lead to more severe university sanctions that could, among other sanctions, include the organization's permanent withdrawal of recognition from the institution.