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San Marcos
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Delta Upsilon Fraternity

Case Creation Date:

- March 18, 2019

Incident Summary:

- *On March 14th, 2019, Delta Upsilon co-hosted a substance-free social event with Alpha Omicron Pi in which alcohol was allegedly provided and organization members purportedly pressured members of AOP to consume alcohol.*

Student Organization Code of Conduct Violations:

- (02) 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, including providing alternatives to alcohol.
- (07) Endangerment
Reckless or intentional acts which endanger the welfare of group members or others as well as compromising the security measures of the campus.

Sanctions:

- **Disciplinary Probation at the University effective July 24, 2019 to May 31, 2021**

Disciplinary Probation is a period of time during which privileges of continuing in Student status are conditioned upon future behavior. Conditions may include the

potential loss of specified privileges to which a current Student would otherwise be entitled, or the probability of more severe disciplinary sanctions if the Student is found to violate the Student Conduct Code or any University policy during the probationary period. *Disciplinary Probation shall remain on the Student academic transcript temporarily, denoting the beginning and end date of the probationary period.*

- **Attend a University-sponsored accountability workshop by September 31st, 2019.** To facilitate improved knowledge and understanding concerning the importance of accountability to successful community living, organization members are required to complete an accountability workshop.
- **Organization Event Restriction – Social Event Restriction effective through December 31st, 2019.** The organization is restricted from hosting social events during the first semester. The Office of Student Conduct and Ethical Development defines a social event as any organized function that has a primary purpose of entertaining and/or socializing. Service, alumni and brotherhood events are permitted. While SJSU Office of Student Involvement procedures and expectations must be followed and adhered to when planning, registering, and hosting organizational events, unofficially-recognized gatherings of individuals may also be considered organizational events according to a reasonable person standard.
- **Organization Event Restriction – Substance-free event restriction effective through May 31st, 2021.** During the Organization Disciplinary Probation period, any event or activity that a reasonable person may label as an organization-affiliated or attended function must be substance free. SJSU defines a substance-free environment as a setting that prohibits and lacks the presence of drugs and alcohol, including any legal medicinal and/or recreational drugs recognized by California state law. While SJSU Office of Student Involvement procedures and expectations must be followed and adhered to when planning, registering, and hosting organizational events, unofficially-recognized gatherings of individuals may also be considered organizational events according to the reasonable person standard.
- **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 plan.