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## **Delta Sigma Phi Fraternity**

### **Case Creation Date:**

- June 4, 2020

### **Incident Summary:**

- *On May 20, 2020, Delta Sigma Phi Fraternity hosted an event with alcohol. 26 brothers and guests (including other members of the Greek community) were in attendance. It was shared that there were individuals on the roof and two fights occurred at this event. The event was reported to Student Involvement by you, the President of the organization.*

### **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 complies 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.
- (7) Endangerment.
  - Reckless or intentional acts that endanger the welfare of group members or others as well as compromising the security measures of the campus.
- (8) Failure to Comply including
  - (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.

- (12) Guests.
  - Student organizations are responsible for informing their guest(s) of University policies and procedures and will be held accountable for the behavior of their guest(s).
- (18) Risk Management of Events.
- (23) Violation of Student Organization Conduct Procedures and Sanctions including
  - (G) Failure to comply with the sanction(s) imposed under a student organization discipline proceeding which may result in further disciplinary action and/or additional sanction(s).

#### **Sanctions:**

- **(1) Extended Organization Disciplinary Probation through May 20, 2022.** Disciplinary Probation is a period in which the privileges of continuing as an RSO are conditioned upon future behavior. Conditions may include the potential loss of specified privileges to which an 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.
- **(2) Extended Organization Event Restriction – Social Event Restriction effective through May 20, 2021.** 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, fundraising, and brotherhood events are permitted. All service, alumni, fundraising, and brotherhood events must be approved by Student Involvement. 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.
- **(3) Extended Organization Event Restriction – Substance-free event restriction effective through May 20, 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.

- **(4) Development and review of Membership Expectations and Accountability Plan.** Upon completion of the Organizational Membership Expectations and Accountability Plan, review with the Director of Student Involvement, or person's designee. Student Involvement and Delta Sigma Phi Fraternity will alert Student Conduct and Ethical Development to the completion of this sanction.
- **(5) Continuation of bi-weekly meetings** 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 30-minute check-in meetings every other week with the Director of Student Involvement, or the person's designee, to discuss organization activities and provide updates on progress made toward goals outlined in the current Chapter Advancement Plan.
- **(6) Educational Discussion.** An educational discussion is an informative conversation aimed at clarifying the institutional expectations of an organization and its members. Specifically, this discussion addressed university expectations for events. Note: This educational discussion was satisfied by the June 29th, 2020 SCED conference meeting.