



Appeals

• Parties may appeal:

• Determination regarding responsibility and
• Dismissal of a formal complaint or an allegation thereof

Appeal grounds 1 Procedural irregularity that 3 The Title IX Coordinator, affected the outcome investigator, or decision-maker had a conflict of interest or bias for or 2 New evidence that was not against parties generally or reasonably available at the the individual party that time of determination affected the outcome of the regarding responsibility or dismissal was made, that would affect the outcome of the matter 4) Other bases determined by the school, provided offered to both parties

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Appeals: Section 106.45 (b)(8) Notify other party in writing when Provide parties a reasonable, equal an appeal is filed and implement opportunity to submit a written appeal procedures equally for the statement in support of, or challenging, the outcome. Decision-maker cannot be the Issue a written-decision describing same person as the decision-maker the result of the appeal and the at the hearing or the rationale for the result. decision-maker who dismissed matter, the investigator, or the Provide the written decision Title IX Coordinator simultaneously to both parties. Appeal officer must be trained and not have bias or conflicts

Process

• Follow policy
• Send letters to parties
• Pay attention to any timing requirements

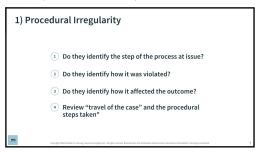
Read
Request
for Appeal

Know the
Process

Read
Parties'
Arguments

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Analysis

Procedural Irregularity
Did this happen?
If yes, then what was it?
If yes, then go to next step.

Affected the Outcome
Was the outcome affected by the irregularity?
What was affected? How?
What was affected? How?



determination regarding responsibility or

3 That would affect the outcome of the matter

What Happens if They Do not Provide the Information?

dismissal was made

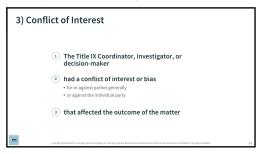


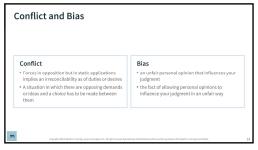


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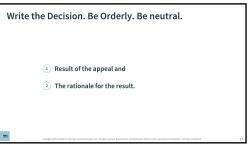






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