STATEMENT OF THE RIGHTS OF THE RESPONDENT STUDENT

The following is a summary of the rights of the Respondent who is involved in a report of sexual misconduct. A complete statement of rights can be found in the University’s Sexual Misconduct Policy and the Standards of Student Conduct.

Confidentiality:

- You can discuss an incident of sexual misconduct, on a confidential basis, with any licensed health care professional in the University’s Counseling and Psychological Services (“CAPS”) or in the University’s Student Health Center or with the University’s ordained personnel in the Chaplaincy. Your name will not be reported to Title IX Coordinator or the University of Richmond Police Department without your consent.

- There are a number of off-campus, confidential resources as well, including the Richmond Regional Hotline, Safe Harbor, and the Virginia Anti-Violence Project. More information about off-campus, confidential resources can be found here.

Investigations:

- You have the right to a prompt, fair and impartial process from the initial investigation to the final outcome.

- The University has an obligation to treat both you and the complainant fairly.

- You have the right to decline to participate in the investigation or in any conduct proceeding, but know that the University may move forward with the investigation and proceedings.

- You have the right to receive periodic updates as the investigation progresses.

- You have a right to have an advisor of your choice present at any conduct / disciplinary hearing and any related meeting or proceeding. For more information on advisors and their role, see Article VI of the Standards of Student Conduct.

Interim and Long-Term Remedial Measures:

- You have the right to request and to receive appropriate interim and/or long-term remedial measures. The Title IX Coordinator will ensure that interim remedial measures are implemented in a prompt, fair, and equitable manner and do not disproportionately impact you.

- Examples of interim or long-term remedial measures include protective orders, no contact orders, changes in class assignments, changes in residence hall or apartment assignments, and changes in work schedules.

- The University’s Sexual Misconduct Policy provides detailed information on options for interim or long-term remedial measures.

Resources:

- The Title IX Coordinator will assist you in accessing resources both on and off campus, such as counseling or health care services.
• The University’s Sexual Misconduct Policy provides detailed information on the resources available to you both on and off campus.

Conduct / Disciplinary Process:

• You have a right to information regarding the University’s procedures for addressing violations of the Sexual Misconduct Policy. This information can be found in the University’s Sexual Misconduct Policy and in the Standards of Student Conduct.

• If a conduct charge is filed against you, you have certain rights during the conduct, hearing and appeal process, including:
  o The right to notice of the conduct charge, the outcome of a preliminary hearing, a student conduct board hearing, and an appeal;
  o The right to participate in the hearing, to testify, to present witnesses and other evidence, and to submit questions for all witnesses;
  o The right to know that if you do not attend without valid excuse or authorization from the Vice President for Student Development, the University Hearing Board may proceed in your absence;
  o The right to remain silent and to be advised that any statement you make may be used in evidence against you;
  o The right to a closed hearing;
  o The right to testify in person;
  o The right not to have irrelevant prior sexual history admitted as evidence in a University Hearing Board hearing;
  o The right to an advisor of your choice;
  o The right to review the complaint and the evidence to be offered at a hearing; and
  o The right to appeal the decision made by the hearing board on the grounds set forth in the Standards of Student Conduct.

• The University’s Standards of Student Conduct, including Article VI(B), describes in detail your rights during the conduct process.

Retaliation:

• The University prohibits retaliation against anyone who reports or witnesses an incident of possible sexual misconduct in good faith.

• The University will take reasonable action to prevent and to respond to all reports of retaliation.

• The University’s Sexual Misconduct Policy contains more information regarding retaliation and the University’s response to reports of retaliation.