

Case No: [REDACTED]

Organization Name: Pi Kappa Alpha

Charge Date:

Hearing Date: April 8, 2020

- Incident report/complaint
- Notice of investigation/meeting request
- Closing Letter - No Charges

Case P2020-00483

Printed on February 17, 2020

<b>Status</b>	Approved
<b>Report Type</b>	Patro
<b>Primary Officer</b>	T m Cooper
<b>Investigator</b>	None
<b>Reported At</b>	02/15/20 03:46
<b>Incident Date</b>	02/14/20 19:15 - 02/15/20 00:00
<b>Incident Code</b>	Adm n strat ve Informat on
<b>Location</b>	UNKNOWN, COLUMBUS, OH
<b>Zone</b>	Co umbus
<b>Beat</b>	Off Campus
<b>Disposition</b>	C osed
<b>Disposition Date/Time</b>	02/15/20 05:05
<b>Review for Gang Activity</b>	None
<b>Crime Log Location</b>	Unknown Locat on
<b>Crime Log Dispostion</b>	C osed

**Offense Information**

<b>Offense</b>	Non-Cr m na Offense
<b>Statute</b>	
<b>NIBRS Code</b>	
<b>Counts</b>	1
<b>Offense Details</b>	Not App cab e
<b>Include In NIBRS</b>	Yes
<b>Completed</b>	Yes
<b>Bias Motivation</b>	No Bas/Not App cab e
<b>Location</b>	Other Locat on
<b>Entry Forced</b>	No

**Dispatch Information**

<b>CFS #</b>	CFS20-04354						
<b>Location</b>	124 W WOODRUFF AVE, COLUMBUS, OH 43210						
<b>Incident Code</b>	CSA Report : CSA Report						
<b>Occurred Between</b>	02/15/20 03:46:22 and						
<b>Assigned</b>	03:51:17	<b>Enroute</b>	03:51:17	<b>On Scene</b>	04:00:19	<b>Completed</b>	04:25:26

**Complainant**

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Non-Cr m na Offense - Not App cab e

**JOHNSON, ALLYSA E P**

Female, DOB [REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

Non-Criminal Offense - Not Applicable

**JOHNSON, ALLYSA E P**

Female, DOB [REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]

Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]

Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]

Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]

Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]

**Other**

---

[REDACTED]  
[REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]

**JOHNSON, ALLYSA E P**

Female, DOB [REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

**JOHNSON, ALLYSA E P**

Female, DOB [REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

[REDACTED]  
[REDACTED]  
[REDACTED]

(C) Student: Non-Criminal Offense - Not Applicable

## Primary Narrative By Tim Cooper, 02/15/20 05:15

Female staff reports administrative information.

## Supplemental Narrative By Tim Cooper, 02/15/20 05:16

On 02-15-20 I was dispatched to the lobby of Nosker Hall to meet with dorm staff concerning a possible sexual assault that occurred off campus and the victim did not wish to speak to the police. When I arrived I met with the Nosker House Dorm Director Alysa Johnson and [REDACTED]

[REDACTED] stated that at about 0220 hours the victim's roommates [REDACTED] came down to the lobby and spoke with them about the roommate, [REDACTED]. They told the RAs that [REDACTED] had been picked up at around 1915 hours on 02-14-2020 by a male only known to them as [REDACTED] were going to a formal party put on by the Phi Kappa Alpha Fraternity. [REDACTED] went

to a house (unknown location off campus) for a pre-forma party. They then went to the formal dance which was held in a bar/ restaurant somewhere in downtown Columbus. After the formal [REDACTED] went to [REDACTED] house, unknown location off of campus possibly on [REDACTED]. At around 0000 hours on 02-15-2020, [REDACTED] came back to Nosker House by LYFT.

[REDACTED] told her roommates that she left Nosker House with her pants on but when she came back she did not have them any longer. [REDACTED] remembered that she only had two drinks. While drinking the second one [REDACTED] stated that she began spinning a lot. [REDACTED] remembers meeting a few people at the formal, those being [REDACTED] from the fraternity. Several of the females at the pre-party told [REDACTED] to be careful and watch her back around [REDACTED].

The roommates stated that [REDACTED] and in the "Pikes".

After speaking with the roommates, the RAs contacted Johnson. Johnson went up to [REDACTED] room, [REDACTED] at around 0250 hours. Johnson spoke to [REDACTED] in her room. Johnson stated that [REDACTED] appeared to be under the influence of some drug. [REDACTED] told her that her vision was blurred, her limbs felt numb and she had vaginal pain. [REDACTED] could not remember any details other than the ones stated above. [REDACTED] told Johnson that she did not want to be seen by medicals and she did not wish to speak to the police. Johnson stepped out of the room to make a phone call to notify her supervisor. After the phone call Johnson walked back into the room. At that time [REDACTED] told Johnson to get out of her room.

Johnson stated that this is [REDACTED] first semester at OSU. She [REDACTED] Johnson advised that the roommates told her that [REDACTED] had been sexually assaulted [REDACTED] and that [REDACTED] suffers from [REDACTED].

I left an OSU PD Sexual Assault Resource Packet with Johnson to give to [REDACTED] and advised Johnson that [REDACTED] wished to file a report [REDACTED] would have to contact the Columbus Police Department since the incident occurred off of campus.

February 19, 2020

Alpha Rho, Pi Kappa Alpha  
Sent electronically to [REDACTED]

**PERSONAL AND CONFIDENTIAL**

Regarding Case Number: [REDACTED]

To [REDACTED] the members of Alpha Rho chapter of Pi Kappa Alpha,

Student Conduct has received information that describes conduct by Pi Kappa Alpha on February 14, 2020. The report details concerns related to Pi Kappa Alpha hosting an unregistered event and unregistered pregame event where risk management policies were not followed and alcohol was provided leading to a student having adverse reactions. I am investigating whether this conduct may have occurred and violated the following sections of the university's Code of Student Conduct:

- 3335-23-04 (I) Alcohol. Use, underage intoxication, production, distribution, sale, or possession of alcohol in a manner prohibited under law or applicable university policy or facility policy.
- 3335-23-04 (B1) Endangering behavior. Taking or threatening action that endangers the safety, physical or mental health, or life of any person, or creates a reasonable fear of such action.
- 3335-23-04 (M8) Student conduct system abuse - Failure to comply with sanctions. Failure to comply with one or more sanctions imposed under the code of student conduct.

Based on the nature of the allegation, I am directing your chapter not to have any events where alcohol is present pending the outcome of this investigation.

As a leader of the organization, you must contact Student Conduct **as soon as possible**, and no later than February 24, 2020, to schedule a preliminary conference with me. The purpose of this conference is twofold. First, I will explain and answer your questions about the Student Conduct process. Second, you will have the opportunity to explain what happened, to provide materials, and to identify other individuals with information about the alleged incident. Please submit any relevant materials (including your own written statement, text messages, photos, emails, etc.) by email to me at [staten.88@osu.edu](mailto:staten.88@osu.edu) prior to our meeting.

**You must bring the following information with you to the meeting, or you may submit it prior:**

- Current member list
- Guest list for the registered event
- Copy of registered event form
- Name(s) of anyone who served alcohol at the event (i.e., bartender)
- Name(s) of those who live at the property where the event occurred
- Any other documents you'd like to provide that demonstrates risk management practices were followed
  - specifically any documentation and/or receipts for security and bartenders that were present at your event

You may bring one advisor and a registered co-leader (if applicable) to your preliminary conference. Your advisor can be any person who is not involved as a witness or other participant in the case. Upon request, Student Life's Student Advocacy Center (<http://advocacy.osu.edu>) is able to provide information and assistance in this process.

You will find the Code of Student Conduct and information about our process at <http://studentconduct.osu.edu>. Additionally, I have attached a Statement of Student Rights and a description of the university's Hearing Procedures to this letter.

Students are responsible for requesting accommodations when they feel they are needed. Should you need an accommodation based on the impact of a disability during the Student Conduct process, please contact the university's ADA Coordinator's office at (614) 292-6207 (voice), (614) 688-8605 (TTY), [ada-osu@osu.edu](mailto:ada-osu@osu.edu), or visit <https://ada.osu.edu/>. One week's notice will allow for seamless access. Should you need additional time in order to seek any appropriate accommodation, please contact me immediately.

If you do not contact our office by February 24, 2020 to set your preliminary conference appointment, I may place a disciplinary hold on your university account. This hold could prevent you from scheduling classes; viewing grades; or receiving transcripts, diplomas or refunds. Please note that if you do not participate in our process, I may continue this investigation without your input. This could result in charges, a hearing, and sanctions if a violation is found.

To schedule your preliminary conference, please call Student Conduct at (614) 292-0748 between 8:00 a.m. and 5:00 p.m. Monday through Friday. Thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Brittany Staten', with a long horizontal line extending to the right.

Brittany Staten

Case Manager

CC: Director of Sorority and Fraternity Life - Kim Monteaux De Freitas  
Interim Assistant Vice President for Student Life - Matt Couch, Ph.D.  
Chapter Advisor- Steven Jackson  
Director of Services: East- Jeff Farris



## Student Rights and Responsibilities

The Code of Student Conduct provides the procedures and definitions used to respond to complaints regarding students' behavior. Many of the rights and responsibilities found in the Code of Student Conduct are highlighted below. For a full review of all the rights and responsibilities given to students please refer to the Code of Student Conduct, which can be found at [www.studentconduct.osu.edu](http://www.studentconduct.osu.edu).

- Students shall receive written notice of university charges, through one of multiple methods of communication, including: in person; in a residence hall mailbox; by email to official university email address, which may then direct the student to view the notice in a secure website; by text message or other electronic communication; or by mail to a local or permanent address. **(3335-23-08-A)**
  
- Students are afforded the opportunity to meet with a university official following the notification of charges. **(3335-23-08-C)**
  - o University staff members authorized to investigate complaints usually request a meeting with students prior to issuing charges.
  - o Once charges are issued, students can request another meeting.
  - o Students are strongly encouraged to meet with a university official.
  
- Students may choose to bring an advisor (i.e., support person) for support throughout the disciplinary process. **(3335-23-12-C)**
  - o The advisor may be any person other than a witness.
  - o The advisor may only counsel the student and may not actively participate in the process.
  
- Students are offered options for the resolution of charges. **(3335-23-08-D)**
  - o Generally, students may choose between an administrative hearing or a hearing before the University Conduct Board to resolve charges other than those related to:
    - Academic Misconduct **(3335-23-04-A)**
    - Discrimination and harassment, including, but not limited to sexual misconduct, based on a protected class, prohibited by university policies 1.15 and 1.10, which can be found at <http://policies.osu.edu>. **(3335-23-02-C)**
  - o NOTE: If students fail to respond to the initiation of charges and there is enough information to support finding a violation, the hearing officer may issue an administrative decision, as long as the sanctions do not include suspension or dismissal. **(3335-23-09)**
  
- An administrative decision allows the student to admit, in writing, to the violation(s), and serves as a request to have appropriate sanctions made by the hearing officer, rather than having charges referred to a hearing body. **(3335-23-09)**

- In these cases, the student waives rights to a hearing and any procedural guarantees that come from taking part in a hearing.
- Students have the opportunity to request a separate hearing and choose either an administrative (with one university official) or board hearing, except under special circumstances. **(3335-23-10-C)**
  - Students will receive notice of the hearing at least 10 calendars prior to the hearing, including all charge(s), logistical information, and statement of student's rights. **(3335-23-11-C)**
    - The respondent may request to postpone the hearing for a reasonable cause, which must be made in writing and received by the person sending the hearing notification at least 2 business days in advance. Decisions on postponements are made at the discretion of the university. **(3335-23-11-D)**
  - Attendance at hearings, though not mandated is strongly encouraged, and also limited to, respondents and those directly involved or requested by the hearing body.
  - Students will be informed of witnesses invited to attend the hearing by the university, and will be able to invite relevant factual witnesses to attend. **(3335-23-12-D)**
    - The respondent will have the opportunity to ask questions of all witnesses.
  - A single record of the proceedings, consisting of written notes, audio recording, or another method determined by the hearing body will be made. This will remain the property of the university but will be made available to the respondent for review during the appeal period. **(3335-23-14)**
  - Students will only be found in violation if a preponderance of evidence supports the charges. **(3335-23-12-E)**
- Students found in violation of the code, or who accept responsibility for violating the code, will receive sanctions that should be commensurate with the violations found to have occurred. **(3335-23-17)**
  - A disciplinary sanction: a formal reprimand; disciplinary probation; suspension; or dismissal, will be given in addition to (in most cases) educational outcomes.
- Students found to have violated the code of student conduct have the right to appeal the original decision. **(3335-23-18)**
  - All appeals must be sent within five working days after the date on which notice of the decision was sent to the student, unless the deadline was extended in response to an extension request as described in 3335-23-18-A(2).
  - Students who accept responsibility through an administrative decision waive their right to appeal, except on the basis that the disciplinary sanction is grossly disproportionate to the violation(s) committed.

- Students are limited to one appeal of a decision, and the decision of the appeal officer is final.
- Information on how to submit an appeal, including grounds for appeal, will be included with communication following a decision from the appropriate hearing body.

April 8, 2020

Alpha Rho chapter of Pi Kappa Alpha Fraternity Incorporated  
Sent electronically to [REDACTED]

**PERSONAL AND CONFIDENTIAL**

Regarding Case Number: [REDACTED]

Dear [REDACTED] members of Pi Kappa Alpha Fraternity Incorporated:

I am writing to update you on the status of your conduct case. Based on the information available to me at this time I am not issuing charges; however, I reserve the right to reopen the case if additional information is provided in the future. The directive initially put in place removing your chapter's ability to have alcohol present at events is now removed.

During our conversation, we discussed your frustration that your chapter typically registers an official "pregame" event in order to ensure risk management practices are followed throughout the entire evening. However, this is one of the few times you chose to focus solely on the date party at a third party vendor. I encourage you to use this moment as an opportunity to talk to your members about the chapter's expectations related to pregame events and how these gatherings can impact the entire chapter. It is also important for members to understand the risk and liability they inherit when holding pregame events.

I appreciate your cooperation with the Student Conduct process, and I hope that you consider implementing the ideas shared to reduce the likelihood of harm. I wish you well for the remainder of your time at The Ohio State University. If you have any questions, please do not hesitate to contact me at 614-292-0748 between 8:00 a.m. and 5:00 p.m. Monday through Friday.

Sincerely,



Brittany Staten  
Case Manager

CC: Director of Sorority and Fraternity Life - Kim Monteaux De Freitas, Ed.D  
[REDACTED]  
Director of Services: East-David Locke