

Case No: [REDACTED]

Organization Name: Alpha Tau Omega

Hearing Date: March 29, 2021

- Incident report/complaint
- Notice of investigation/meeting request
- Outcome letter

**The Ohio State University
Buckeye Pledge/COVID-related Health Order Reports**

Submitted on February 22, 2021 at 1:16:43 pm EST

Nature: **Event or gathering >10**
Urgency: **.**
Incident Date and Time: **2021-02-20**
Incident Location: **Columbus Off Campus - Please list specific street address under**

Reported by

Name:
Title:
Email:
Phone:
Address:

[UNAUTHENTICATED]

Involved persons, organizations or addresses -- REQUIRED

Date party for Delta tau delta and ATO (ATO and Delta tau delta)

Organization

Report Description

Please describe what you observed (e.g. Student was not wearing her mask in class, large gathering off campus with no face masks or social distancing; Student not complying with quarantine or isolation order)

It appears that the grays Delta Tau Delta and ATO had date parties with many girls in Alpha Xi delta attending. Considering how many events we've heard of them doing this semester and last this is no longer safe.

If you are reporting COVID/Pledge related conduct that occurred during a class, please identify the course name and number, classroom location, instructor name and instructor email.

If you are reporting a large gathering, provide the number of individuals you observed in attendance.

Over 100

If you are reporting a large gathering, what else did you observe?

No observable use of face masks, No observable physical distancing, Presence of alcohol

While we have been told that Columbus Police have not approached (nor do they intend to approach) near-campus residences as they are not policing other residences throughout the city in relation to public health issues, you may nonetheless want to report what you observed to their non-emergency line at 614-645-4545. You could also consider reporting to Columbus Public Health using the city's 311 System.

Have you reported this to any other agency or university department?

No, I have not reported it elsewhere

Please provide details about where else you reported this information to.

If you are reporting a student for not following a quarantine or isolation order, please provide additional information, such as the start or end dates of the order.

Please share additional information here.


Three of these photos are of ATO's date party with a clear sign of no distancing. The only other one is of the girls saying they're taking on delts party. There were a lot of Snapchat stories of it but those could not be screenshot.

Attachments

e9cb0713af9f42d188d90b41ecc8cf9b.png
3019fb7597544934b1ce0244a1548e39.png
51c9fec1669842cc9fc9c9cf64329f19.png
ecb3c4b372d747bfbec2c7aee692e4cd.png

Pending IR #00038701

Submitted from 24.192.125.66 and routed to Krystal Reeb (Associate Director). Processed by routing rule #690.

Copies to: reeb.47@osu.edu, smith.4941@osu.edu, cama.1@osu.edu, demooy.2@osu.edu 

The Ohio State University



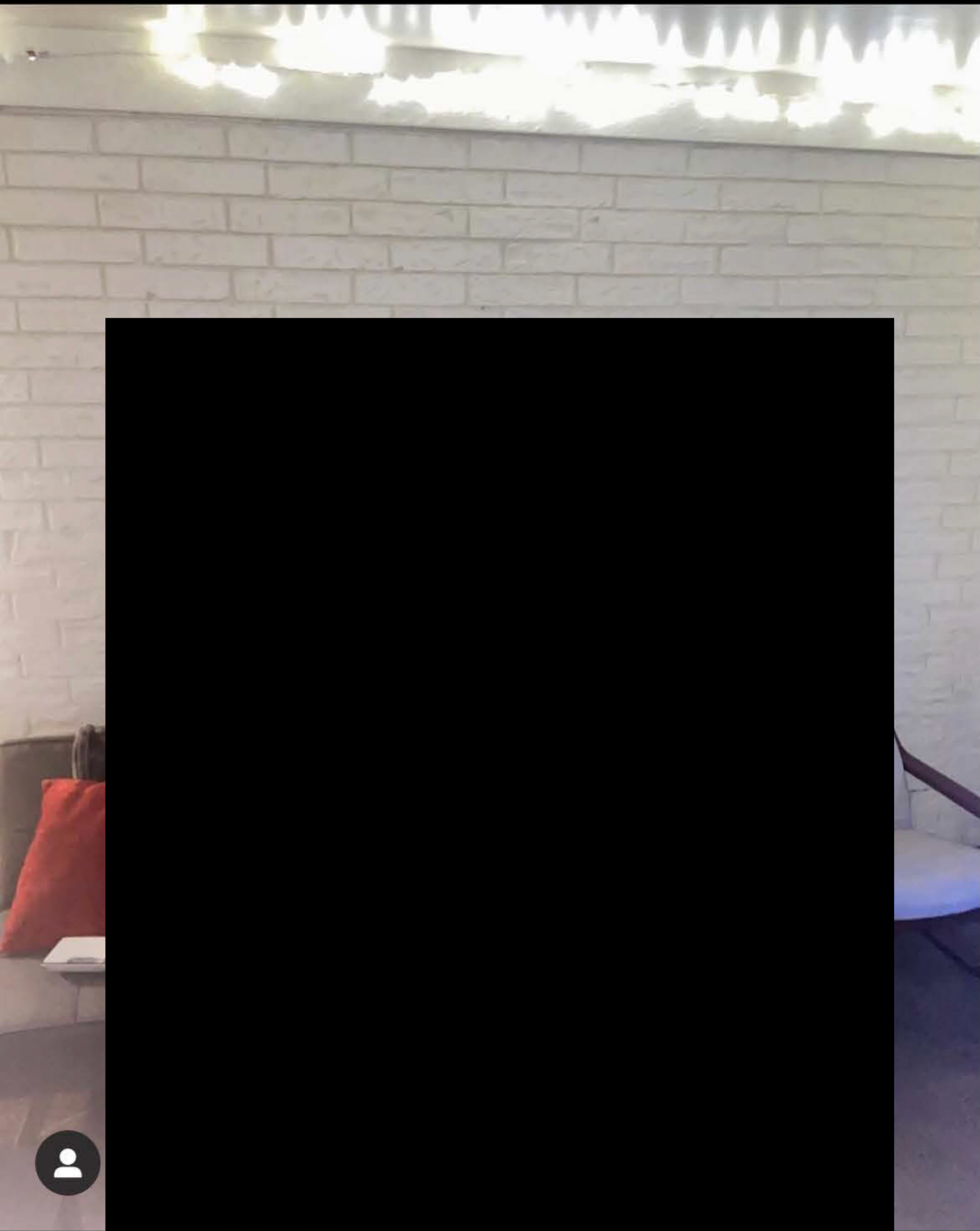
Liked by [redacted] and 2,066 others

[redacted] 207 takes on delt

View all 45 comments



[Redacted name]



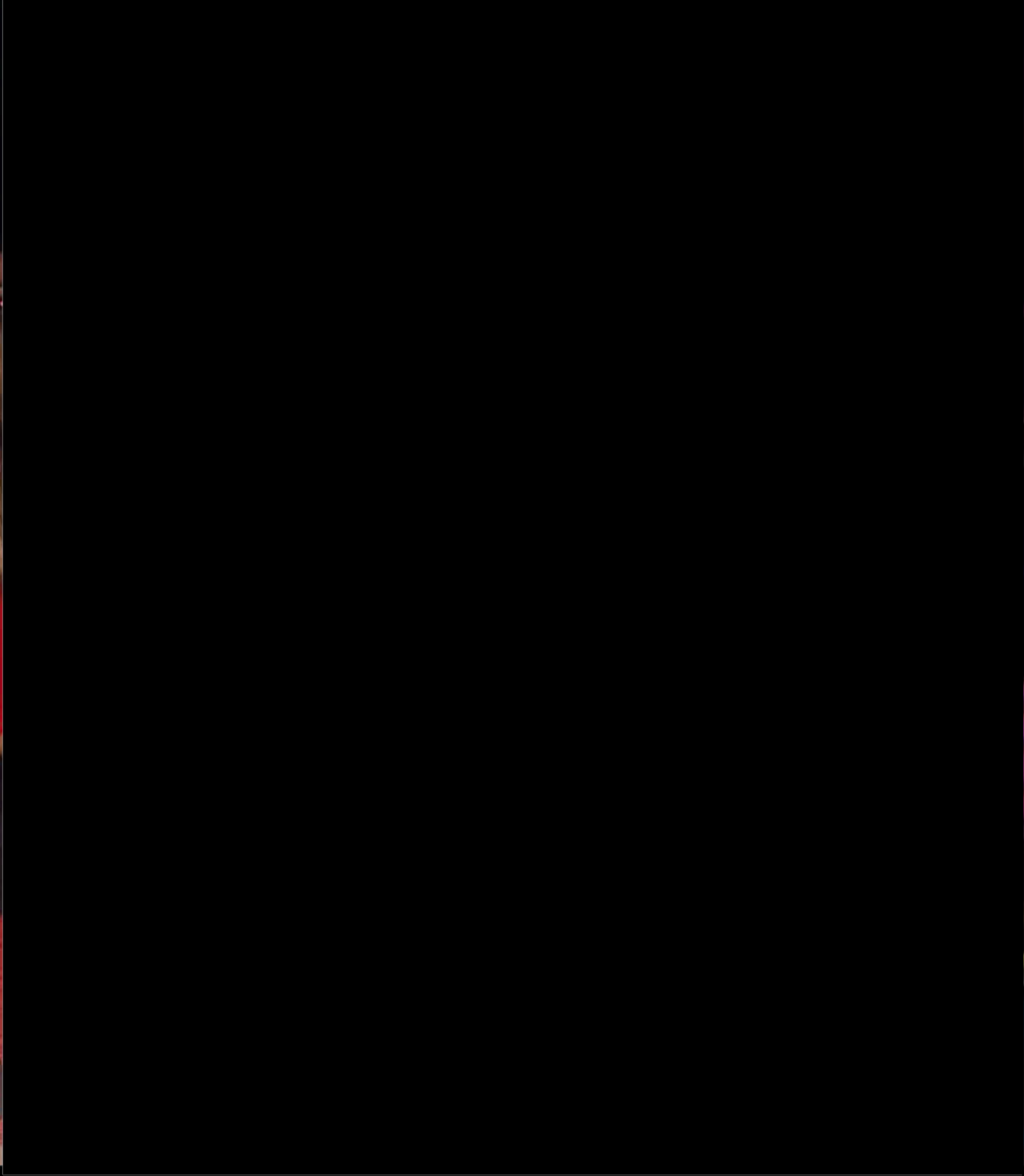
2 likes

[Redacted comment]

comment what u think me and



[Redacted name]



2 likes

Bullwinkles



252 likes

[redacted] a blurry pic of my friends and i, enjoy 🙌



February 26, 2021

Beta Omega chapter of Alpha Tau Omega
Sent electronically to [REDACTED]

PERSONAL AND CONFIDENTIAL

Regarding Case Number: [REDACTED]

To [REDACTED] and the members of the Beta Omega chapter of Alpha Tau Omega:

Student Conduct has received several new reports that describe conduct by the Beta Omega chapter of Alpha Tau Omega. If true, this conduct may have violated the following sections of the university's Code of Student Conduct:

- 3335-23-04 (G) Failure to Comply with University or Civil Authority. Failure to comply with legitimate directives of authorized university officials, law enforcement or emergency personnel, identified as such, in the performance of their duties, including failure to identify oneself when so requested; or violation of the terms of a disciplinary sanction.
- 3335-23-04 (N) Violation of university rules or federal, state, and local laws. Violation of other published university rules, policies, standards, and/or guidelines, or violations of behavior that could violate federal, state, or local law. These university rules, policies, standards, or guidelines include, but are not limited to, those which prohibit the misuse of computing resources, rules for student groups or organizations, and residence hall rules and regulations.
- 3335-23-04 (M1) Student conduct system abuse - Failure to obey summons or directives. Failure to obey the summons or directives of a student conduct body or university official.
- 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 (H) Drugs. Use, being under the influence of, production, distribution, sale, or possession of drugs and/or drug paraphernalia in a manner prohibited under law or applicable university policy or facility policy. This includes, but is not limited to, the misuse of prescription drugs.

I am sharing the following allegations with you in hopes to empower your chapter to self-govern,

self-investigate, and self-disclose behavior and work collaboratively with the university on appropriate outcomes. The allegations are as follows:

Case # [REDACTED]

Incident Date: February 7, 2021

Allegation: Over Super Bowl weekend, the ATO house hosted a large gathering with alcohol and drugs where social distancing and mask use was not maintained.

Case # [REDACTED]

Incident Date: February 11, 2021

Allegation: Large gathering of 300 people with underage drinking.

Case # [REDACTED]

Incident Date: February 20, 2021

Allegation: ATO had a date party with members of Alpha Xi Delta in attendance. Three photos are included showing a large event with more than ten guests who are not wearing masks or practicing physical distancing. One photo has the location of the photo as Bullwinkles.

As a leader of the organization, you must contact Student Conduct at 614-292-0748 **as soon as possible**, and no later than March 3, 2021, to schedule a preliminary conference with me. The purpose of this conference is twofold. At this meeting, I will explain our process for determining whether charges for violations are warranted, and will answer any questions you may have about the conduct process. We will talk about what happened, and you will be able to identify any other individuals who may have information about the alleged incident. If you have any relevant materials, for example, a report from an internal investigation, your own written statement, text messages, photos, emails, etc., please email them to me at volkman.9@osu.edu before our meeting.

Prior to our meeting, your chapter must provide a complete roster of **all** members to your chapter (i.e., new members/pledges and active members). A complete roster includes each member's:

- first and last name
- OSU email address
- cell phone number
- LOCAL address
- status (include all inactive members, "early alumni," and members that have resigned or been suspended or expelled within the last 12 months)

As a leader of the organization, you are required to notify the entire membership of this matter. Please send one email with this letter as an attachment to all members of your organization and copy me on the email.

Should any individuals wish to provide information to me regarding this investigation they are

encouraged to email me at volkman.9@osu.edu.

As a reminder, your chapter was placed on interim suspension on January 22, 2021. Based on these allegations, I am copying Associate Dean of Student, Ryan Lovell, on this notice in the event it is necessary to reconsider any modifications which were made to your interim suspension.

All members of the organization are advised that should they violate the interim suspension that they will be charged as an individual student with the following policy:

- 3335-23-04(G) Failure to Comply with University or Civil Authority – Failure to comply with legitimate directives of authorized university officials, law enforcement or emergency personnel, identified as such, in the performance of their duties, including failure to identify oneself when so requested; or violation of the terms of a disciplinary sanction.

You may bring one advisor, one inter/national 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. Student Life's Advocacy Center (<http://advocacy.osu.edu>) is unable to serve as an advisor, but upon request, they are able to provide information and assistance about the conduct 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 Responsibilities to this letter.

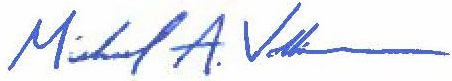
Students are responsible for requesting accommodations when they feel they are needed. Should you need an accommodation based on the impact of a disability during the Student Conduct process, please contact the university's ADA Coordinator's office at 614-292-6207 (voice), 614-688-8605 (TTY), ada-osu@osu.edu, 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, or a representative from your organization, fail to contact our office by March 3, 2021 to schedule your preliminary conference meeting, I may continue this investigation without your input. This could result in charges, which may lead to a hearing and sanctions if found in violation.

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.

I look forward to speaking with you.

Sincerely,



Michael Volkman
Senior Conduct Case Manager

CC: Director of Sorority and Fraternity Life - Kim Monteaux De Freitas, EdD


Director of Health & Safety, Alpha Tau Omega - Bryan Murray

Associate Director of Student Conduct - Krystal Reeb

Interim Dean of Students & AVP - Ryan Lovell

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.

- 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 23, 2021

Beta Omega chapter of Alpha Tau Omega
Sent electronically to [REDACTED]

PERSONAL AND CONFIDENTIAL

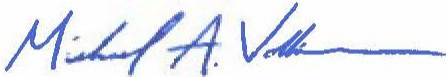
Regarding Case Number [REDACTED]

Dear [REDACTED] and the members of the Beta Omega chapter of Alpha Tau Omega:

I am writing to update you on the status of the chapter's previous student conduct cases. Based on the information available to me at this time regarding the several reports as referenced in the attached meeting request letter, I am not issuing charges in the organization's student conduct case; however, I reserve the right to reopen the case if additional information is provided in the future. I appreciate you and your organization's cooperation with the Student Conduct process, and wish you well for the remainder of the semester.

If you have any questions, please do not hesitate to contact me at 614-292-0748 between 8:00am and 5:00pm Monday through Friday.

Sincerely,



Michael Volkman
Senior Conduct Case Manager

CC: Director of Health & Safety, Alpha Tau Omega - Bryan Murray

February 26, 2021

Beta Omega chapter of Alpha Tau Omega
Sent electronically to [REDACTED]

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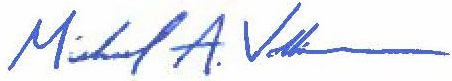
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CC: Director of Sorority and Fraternity Life - Kim Monteaux De Freitas, EdD


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