



SAN DIEGO STATE UNIVERSITY

Student Life & Leadership
Division of Student Affairs and Campus Diversity

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This is an official document.

DELTA UPSILON FRATERNITY DECISION LETTER

Thank you for meeting with me on December 10, 2020 to discuss the alleged policy violations of Failure to Comply, Hazing or Conspiracy to Haze, and Health & Safety that reportedly took place on March 8, 2020 at the former chapter facility owned and operated by the fraternity, and was reported in November 2020. During the meeting, I outlined the process and findings of Delta Upsilon Fraternity's investigation.

Throughout the investigation, which included interviews with members of the organization and witnesses, it was found:

- The chapter hosted in-person new member meetings at the chapter's former residence of 5545 Hardy Avenue during the Spring 2020 semester up until the transition to the virtual space due to the COVID-19 pandemic.
- Spring 2021 new member meetings took place immediately following the chapter's general meeting every Sunday evening in the chapter room within the chapter facility. The meetings were closed to only the new member educators and the new members. After each meeting, at least one new member educator would stay behind until all new members left the chapter facility to ensure that no inappropriate activities occurred following the meeting.
- Members were aware of the Presidential Task Force for Student Activities & Safety's expectations to host new member activities within the 9am to 9pm time frame and that an advisor(s) needed to be present throughout the duration of any activities that new members were invited to attend. All members interviewed were not able to confidently express that an advisor was present each of the Spring 2021 new member meetings. Further, the new member education schedule submitted by the chapter on April 14, 2020, after all in-person new member meetings were transitioned to the virtual space, included inaccurate information of the advisor(s) present at the scheduled new member meetings.

During the interview process, the San Diego State University and Delta Upsilon Fraternity's COVID-19 policies were discussed as well as new member education operations and expectations. Further, hazing policies from both the university and the international fraternity office were discussed as well as the process of addressing acts of hazing within the chapter.

Decision

Based on the information presented during the course of the investigation, including reports, investigative interviews, and discussion during the Informal Conference, I have found that the preponderance of the evidence establishes Delta Upsilon Fraternity responsible for violations of the following Student Organization Code of Conduct policies:
Failure to Comply



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b(16) Failure to Comply. *Failure to comply with directions or interference with any University official or any public safety officer while acting in the performance of their duties.*

As a result of the policy violation, Delta Upsilon Fraternity is sanctioned to a **Formal Warning with Stipulations**. The stipulations provided to the chapter are as follows:

Chapter New Member Educator Team schedules a meeting with the Fraternity & Sorority Life Advisory Team prior to the start of the chapter's Spring 2021 new member education process. At this meeting, the chapter will clarify the topics and new member expectations as a part of the chapter's new member education process. This includes reviewing the guidelines outlined by the Presidential Task Force for Student Activities & Safety regarding Interfraternity Council chapter operations and procedures. Further, the chapter must collaborate with the chapter's alumni advisory board to determine which advisor(s) will be present at each scheduled new member activities including, but not limited to, new member meetings, general chapter meetings, and any other chapter event in which new members are invited to attend.

Any further violations of University policy, or failure to complete the outlined stipulations, may result in another investigation and/or immediate Interim Suspension.

Lastly, the decision letter outlines the expectations for Delta Upsilon Fraternity. As a reminder, the university's COVID-19 policies remain in effect. With that said, the chapter is expected to uphold the guidelines set by the university regarding the COVID-19 pandemic.

Thank you again for taking the time to meet with me in the Informal Conference. We hope that the outcome of the incident will contribute to the success of Delta Upsilon Fraternity at San Diego State University.

Respectfully,

Matthew H Garcia

Assistant Director, Student Life & Leadership for Fraternity & Sorority Life



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CC:

Dr. Randy Timm, Assistant Vice President for Campus Life and Dean of Students

Caryl Montero-Adams, Director, Student Life & Leadership

Michael Rapp, Faculty/Staff Advisor, Delta Upsilon Fraternity

Nicole Belinsky Leppard, Director of Chapter Development and Conduct, Delta Upsilon International Fraternity

John Little, Alumnus Advisor, Delta Upsilon Fraternity

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Richard Jaramillo, Alumnus Advisor, Delta Upsilon Fraternity

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Lee Abed, President, Interfraternity Council

Mattia Dal Santo, Vice President for Judicial Affairs, Interfraternity Council