

## Appeal Information Checklist for Sexual Misconduct Proceedings

Name: \_\_\_\_\_ UIN: \_\_\_\_\_

**The complete appeal procedures for cases involving allegations of sexual misconduct may be found in Appendix D of the Student Disciplinary Procedures:**

[http://www.conflictresolution.illinois.edu/student\\_discipline/appendix\\_d.asp](http://www.conflictresolution.illinois.edu/student_discipline/appendix_d.asp)

Appellants must submit a written Notice of Appeal based on at least one of the three grounds for appeal. This written statement should include the reasons in support of the grounds identified and the specific outcome requested by the appellant (e.g., remand of the case for a new Panel adjudication, change in sanctions, reversal of the Panel's decision). Appellants may ask to meet with an Office for Student Conflict Resolution ("OSCR") staff member to discuss the appeal process, but OSCR will not assist an appellant in preparing the Notice of Appeal. The appeal should be signed by the appellant and must be delivered to OSCR (see address below) before the appeal deadline specified in the Subcommittee on Sexual Misconduct Panel decision letter.

### Grounds for Appeal (check all that apply):

- The investigation and/or Panel adjudication was not conducted fairly or in conformity with prescribed university procedures. The appellant must show that any alleged bias or deviation from the Student Disciplinary Procedures, including Appendix D, is likely to have adversely affected the outcome of the original hearing.
- Any sanctions imposed by the Panel were not appropriate for the violation(s) for which the respondent was found responsible. (Appellants must establish that the sanctions are not suitable, given the Panel's findings. Appellants should understand that the Appeal Committee may either increase or decrease the sanctions imposed by the Panel.)
- New, substantive information, sufficient to alter the decision, exists and was clearly not available at the time of the original investigation and/or Panel adjudication. (Appellants must establish that significant and relevant information is now available, that the information could not have been considered at the prior Panel adjudication, and that the new information would likely have changed the outcome of the case. Information that was available during the investigation or adjudication process but that was not presented to the investigators does not constitute "new information" under this ground for appeal.)

### Appellants Have the Right To:

- Review all materials that will be presented to the Appeal Committee.
- Bring an advisor of her/his/their choosing to any meeting with OSCR staff or any review of materials.
- Receive written/email notice of the Appeal Committee's decision within five business days of that decision.

### Additional Information:

- Any sanctions imposed by the original Panel are held in abeyance until the appeal process is complete. This means that, if an appeal is submitted by any party, none of the sanctions take effect until the Appeal Committee issues its final decision. If no appeal is submitted by the deadline, all sanctions then take effect as of the original start date.
- If an appeal is submitted, OSCR will notify all other parties to the case (complainants and respondents) and provide each an opportunity to review the appeal materials and submit a written response.

*By signing this form, I acknowledge that I have read through the above information. I understand that I must submit a written Notice of Appeal, along with this form and any supporting documentation, by the appeal deadline in order for my appeal to be considered. I also understand that an appeal hearing is not a rehearing of my case, but a determination of whether sufficient information exists to support any of the three grounds for appeal.*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

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