

## SAINT SUPPORT SHEET

# Sexual Harassment & Misconduct

### What You Need to Know: Obtaining Information, Support and Assistance, and Filing a Complaint

Upon receipt of notice of any allegation of sexual misconduct, the institution will advise complainants of their right to notify law enforcement; right to decline to do so; or be assisted in notifying law enforcement.

### EMERGENCY RESPONSE

**Buffalo Police Department | 911 & (716) 851-4444**

**D'Youville Campus Safety | (716) 829-7777**

**Erie County Medical Center | (716) 898-3000**

### CONFIDENTIAL RESOURCES & SUPPORT

**D'Youville Counseling Center | (716) 829-7815**

**Campus Ministry | (716) 829-8106**

**SaintsCare:**



**Reach Out App:**



### REPORTING OPTIONS | ON CAMPUS

**Title IX Coordinator | (716) 829-8337**

**D'Youville Student Affairs | (716) 829-7812**

**D'Youville Athletics | (716) 829-8304**

**D'Youville Campus Safety | (716) 829-7777**

**D'Youville Human Resources | (716) 829-8222**

### REPORTING OPTIONS | OFF CAMPUS

**Buffalo Police Department | (716) 851-4444**

**Erie County Medical Center | (716) 898-3000**

**Buffalo Crisis Services | (716) 834-3131**

**Pride Center of Western New York | (716) 829-7550**  
Monday - Friday, 9:00 a.m - 5:00 p.m.

### INTERIM MEASURES

Upon receipt of notice of any allegation of sexual misconduct, the institution will advise complainants of their right to notify law enforcement; right to decline to do so; or be assisted in notifying law enforcement.

### INVESTIGATION

D'Youville will support complainants and respondents in navigating the complaint resolution procedures. There are several options available to resolve a report of prohibited conduct. These options include both informal and formal processes and will vary slightly based upon whether the respondent is a student or an employee. Upon receipt of a report, the institution will conduct an initial Title IX assessment and, if a formal complaint is filed by the complainant or Title IX Coordinator, commence an investigation. The institution may pursue informal conflict resolution, with the parties' consent, or proceed with formal resolution. The formal resolution process will include a live Title IX Hearing.

### AMNESTY

The health and safety of every student at the Institution is of utmost importance. The Institution recognizes that students who have been drinking and/or using drugs (whether such use is voluntary or involuntary) at the time that violence (including but not limited to domestic violence, dating violence, stalking, or sexual assault) occurs may be hesitant to report such incidents due to fear of potential consequences for their own conduct. The Institution strongly encourages students to report domestic violence, dating violence, stalking, or sexual assault to Institution officials. A student who is a bystander acting in good faith or a reporting individual acting in good faith that discloses any incident of domestic violence, dating violence, stalking, or sexual assault to the Institution's officials or law enforcement will not be subject to disciplinary action by the Institution for violations of alcohol and/or drug use policies occurring at or near the time of the commission of the domestic violence, dating violence, stalking, or sexual assault.

# DYOUVILLE

## **TITLE IX HEARING**

The Title IX Coordinator or designee will select three members from a pool of trained hearing officers for a hearing panel. At least 10 days prior to the hearing, the parties will receive a copy of the investigative report for their review and written response. At least one week prior to the hearing, the parties will receive a description of the alleged violations and applicable procedures. The panel will deliberate in closed session to determine under a preponderance of the evidence standard whether the respondent is responsible or not responsible for the violations in question. The written decision of the hearing panel will be communicated to both parties via email and letter concurrently within 5 business days after the hearing has concluded.

## **APPEAL PROCESS FOR STUDENT-RESPONDENTS**

All requests for a final appeal must be submitted in writing to the Title IX Coordinator or designee within 5 business days of the delivery of the written finding of the hearing panel. Dissatisfaction with the hearing panel's decision is not grounds for appeal. All sanctions imposed by the hearing panel will be in effect during the appeal. The Title IX Appeal Panel will issue a written decision via email and letter to all parties within 5 business days of receipt of the appeal from the Title IX Coordinator. The decision of the Title IX Appeal Panel is final and may not be appealed.

## **RESOURCES**

### **Campus Sexual Assault Victim's Bill of Rights**



### **Sexual Misconduct & Harassment Information (Title IX)**



## **TITLE IX STRUCTURE**

**Danielle Nesselbush**  
Executive Director for Student Affairs  
& Title IX Coordinator

**Rebecca Capinera**  
Associate Athletic Director  
for Internal Affairs  
& Deputy Title IX  
Coordinator

**Mark Martinez**  
Director of Veterans Affairs  
& Deputy Title IX  
Coordinator

**Garrison Kingston**  
Coordinator for Student  
Engagement & Housing  
& Deputy Title IX  
Coordinator

**Tammy Maston**  
Senior Human Resources  
Manager  
& Deputy Title IX  
Coordinator

**Benjamin Grant**  
Chief Student Affairs Officer  
& Appellate Officer