

Executive Order 1095 Reported Incidents: Fiscal Year 2018-2019

Executive Order 1095 requires California State Universities to publish reports on incidents annually on October 1st, for the prior fiscal year (July 1 to June 30), without disclosing any information that would reveal the identities of the parties involved. This report attempts to summarize the activity occurring in response to reports of Sexual Misconduct, Dating and Domestic Violence, and Stalking, received by the Title IX Office at Fresno State during the 2018-2019 fiscal year.

It remains an uncommon occurrence for a student to report directly to the Title IX Coordinator. Most reports, understandably, start with someone who is more closely connected to the student. The most common type of report was received from a third party, typically someone affiliated with the University with whom a campus member shared they had been the victim of either Sexual Harassment, Sexual Misconduct, Dating or Domestic Violence, or Stalking. The third party in turn made a report to the Title IX office, sharing the information received.

The Title IX Coordinator and/or Deputy Coordinator responded to every report that was received. When such a report is received, our first task is to ensure that the community member is aware of the resources available, both on and off campus, and the various options they have for securing accommodations and/or pursuing the matter in various forums (criminal, civil, administrative). This includes inviting the community member to meet and further explore what, if anything, they feel ready to do. Not captured in this report are the numerous outreach and training activities offered through the Title IX Coordinator and campus partners.

The report focuses exclusively on the campus response to reports of specific instances of potential Title IX violations, and does not include reports of sexual harassment or other discrimination based on sex or gender. Clery statistics in the University's Annual Security and Fire Safety Report are reported for the 2018 calendar year as required by federal law. Reports to the Title IX Coordinator may be related to incidents which did not take place on Clery defined geography, therefore the statistics in this report may not coincide with Clery statistics in the Annual Security Report.

Sexual Misconduct, Dating and Domestic Violence, and Stalking Reports for FY 2018-2019

The number of Sexual Misconduct, Dating and Domestic Violence, and Stalking reports received in which a Student is the Respondent.	32
The number of Sexual Misconduct, Dating and Domestic Violence, and Stalking reports received in which an Employee is the Respondent.	1

The number of Sexual Misconduct, Dating and Domestic Violence, and Stalking reports investigated .	0
The number of Sexual Misconduct, Dating and Domestic Violence, and Stalking investigations in which the Respondent was held responsible, including a description of the final sanction* .	0
The number of Sexual Misconduct, Dating and Domestic Violence, and Stalking investigations in which the evidence was found insufficient to hold the Respondent responsible.	0

The number of Sexual Misconduct, Dating and Domestic Violence, and Stalking reports resolved without investigation, including a description of the resolution and/or reason for no investigation* .	
Investigations were not completed following reports where the complainant <u>did not wish to pursue an investigation</u> or did not respond to our attempts to communicate, and/or the use of interim remedies resolved the matter to the complainant's satisfaction. Interim remedies may include academic accommodations (such as change of class schedules, extensions of or alternative assignments, or retaking exams, etc.), housing relocation, referrals for campus resources (counseling, confidential advocacy, safety escorts, etc.), or referral to community resources (restraining orders, criminal reporting, emergency shelters, counseling, etc.).	72
Investigations were not completed when the matter was resolved through Early Resolution. Provisions of Early Resolution Agreements included:	7
Dating Violence- Respondent agreed to stay out of specific area of building/lab.	
Stalking- No Contact Order & Stay Away Order; 10 hours of Counseling; Education	
Sexual Assault- Disciplinary Probation; 10 hours of Counseling; Education; No Contact Order & Stay Away Order	
Stalking- No Contact Order & Stay Away Order	
Stalking- No Contact Order & Stay Away Order	

Sexual Misconduct-No Contact Order & Stay Away Order	
Sexual Assault- No Contact Order & Stay Away Order; 12 hours of Counseling; Education	

*46 additional reports were received which involved third parties not affiliated with Fresno State, or where the Respondent is unknown/name was not provided to the University.