



# SAN DIEGO STATE UNIVERSITY

Student Life & Leadership  
Division of Student Affairs

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*This is a confidential document.*

## DELTA SIGMA PHI FRATERNITY DECISION LETTER

Dear .

Thank you for meeting with Student Life and Leadership staff on December 12, 2014 to discuss the alleged policy violations that took place during the fall 2014 term. During our meeting, we discussed the alleged Alcohol policy violations that occurred on October 25, 2014, alleged Alcohol and Hazing policy violations that occurred on October 31, 2014 and the alleged Harassment policy violation that occurred on November 21, 2014. Additionally, we discussed a Community Safety Alert that was issued on November 23, 2014. The Community Safety Alert described a sexual assault that occurred on the 5500 block of Hardy Avenue.

When discussing the alleged Alcohol policy violations, you admitted that Delta Sigma Phi had parties on October 25 and October 31, 2014. You described that individuals came to the party with alcohol (varying types, including liquor) and that there was no control over who consumed what. You also stated that Delta Sigma Phi's risk management procedures did not include differentiating between members and guests who were 21 and those who were not; based on your account, anyone who attended may have consumed alcohol. When discussing the alleged Hazing incident that occurred, you informed us that you were unaware of any behavior of members that may have required new members to drink in excess.

During our discussion of the alleged Harassment incident, you admitted that a member (along with two other individuals who were in the library connected to the balcony) waved a dildo at the Take Back the Night marchers on November 21, 2014. In addition to the information discussed in the Informal Conference, Student Life and Leadership received a Standards Board Report (from the colony) that detailed the incident.

The final incident that was discussed was the Community Safety Alert describing a sexual assault. During this conversation, you confirmed that Delta Sigma Phi hosted a "Hustler" party where the company Hustler was a sponsor. You also stated that the risk management procedure of the party was similar to those on October 25 and October 31. We then discussed the impact of themed parties, especially those that are sexualized and may perpetuate a cycle of violence.

Based on the information gathered during the investigation, including your admission, we have found Delta Sigma Phi to be in violation of the Alcohol, Hazing and Harassment policies. Based on the preponderance of evidence, it is my belief that it is more likely than not that during the party on October 31 that a group of new members were required to drink in excess.

As a result of the Alcohol, Hazing and Harassment policy violations, San Diego State University and Delta Sigma Phi Fraternity have worked in concert to address conduct concerns. As a result, Delta Sigma Phi Fraternity has

closed the Gamma Alpha Chapter. Delta Sigma Phi and San Diego State University have agreed that the earliest date for recolonization would be Fall 2016. The return date is subject to review, pending any additional acts of incivility and inappropriate behavior.

When the national organization negotiates the return of the colony, the organization must agree not to utilize housing for the organization until the colony reaches full charter status. Upon their return to housing, the chapter must agree to maintain an alcohol and drug free environment both in the chapter house and individually-leased spaces (bedrooms, apartments, etc). The chapter is to employ a full-time house manager to address behavioral issues and advise the chapter. The organization will also create an advising panel that will provide individual advising for each chapter officer.

Lastly, individuals involved in the Harassment policy violation will be referred to the San Diego State University Title IX Coordinator, Jessica Rentto. Individual members may also be referred to the Center for Student Rights and Responsibilities. Additional information regarding the incidents will also be sent to the Center for Student Rights and Responsibilities to address inconsistencies from the outgoing executive board during their individual judicial meetings addressing the October 31, 2014 incident.

To appeal this decision, please contact Associate Vice President for Student Affairs Christy Samarkos (csamarko@mail.sdsu.edu) **and** Director of Student Life and Leadership Randy Timm (rtimm@mail.sdsu.edu) within ten (10) business days. The appeal request must contain which part(s) of the decision the colony is appealing and the colony's justification for the appeal. A meeting will then be scheduled to further discuss the incident.

Thank you again for taking the time to meet with us in Delta Sigma Phi's informal conference. We hope that the imposed sanctions will contribute to the future success of Delta Sigma Phi at San Diego State University.

Respectfully,

Randy Timm, Director for Student Life and Leadership  
Caryl Montero-Adams, Assistant Director for Student Life and Leadership, Greek Life

CC:

Eric Rivera, Vice President, Student Affairs  
Christy Samarkos, Associate Vice President, Student Affairs-Campus Life  
Jordan Lewton, Student Life Advisor, Fraternity and Sorority Life  
Cameron Blair Warner, Director of Risk Management and House, Delta Sigma Phi Fraternity  
Art Mitchell, Advisor, Delta Sigma Phi Fraternity  
Corey Manchester, Faculty/Staff Advisor, Delta Sigma Phi Fraternity  
Marc Hess, President, Interfraternity Council President  
Marshall Conrad, Interfraternity Council Judicial Director