



University of Windsor
Senate Secretariat

JA – Form 7d

Bylaw 31: Student Affairs and Integrity
FORM FOR THE JUDICIAL PANEL/DISCIPLINE APPEAL COMMITTEE
Order adopting Minutes of Settlement

Name of student: [REDACTED]

Student ID number: [REDACTED]

Misconduct alleged: Vandalism in Alumni Hall

Date of the alleged act of misconduct: 12/10/2014

Date of the [Panel/Committee] meeting to review/approve the Minutes of Settlement (or sent for e-approval):
15/10/2016

Judicial Panel Members:

Prof. J. Berryman, Mrs. A. Samson, Mr. R. Manwar

Discipline Appeal Committee Members:

N/A

For Judicial Panel: Attached hereto is a copy of JA Form 5, along with five copies of the Minutes of Settlement, for review and approval.

For Discipline Appeal Committee: Attached hereto is a copy of JA Form 8a, along with five copies of the Minutes of Settlement, for review and approval.

☐ The Judicial Panel or Discipline Appeal Committee, as the case may be, has reviewed the Minutes of Settlement and hereby approves the attached.

☒ The Judicial Panel or Discipline Appeal Committee, as the case may be, has reviewed and amended the Minutes of Settlement and hereby approves the attached as its Order.

☐ Having reviewed the Minutes of Settlement, the Judicial Panel or Discipline Appeal Committee, as the case may be, has agreed that the matter should be brought to a formal hearing.

Signature of the Chair of the Judicial Panel or Discipline Appeal Committee, on behalf of the Judicial Panel or Discipline Appeal Committee

Name (Print): Prof. J. Berryman

Date: 15/10/2016

FOR JUDICIAL PANEL ONLY:

An appeal of this decision

☐ will operate as a stay of the decision of the Judicial Panel

☐ will not operate as a stay of the decision of the Judicial Panel. Please provide reasons. [Click here to enter text](#)

[3.3.3.2.4 An appeal to the Discipline Appeal Committee shall operate as a stay of the execution of the decision of a Judicial Panel, except where a Judicial Panel or the Discipline Appeal Committee otherwise orders.]

MINUTES OF SETTLEMENT

IN THE MATTER OF a formal charge of non-academic misconduct filed by Danieli Arbex, Academic Integrity Officer ("the Complainant"), against [REDACTED] ("the Respondent") under the provisions of University of Windsor Senate Bylaw 31: Student Affairs & Integrity.

WHEREAS THE PARTIES AGREE TO THE FOLLOWING FACTS:

1. The Complaint alleges that the Respondent committed various acts of vandalism at the Alumni Hall residence building ("Alumni Hall") on October 12, 2014. The Complainant has agreed to dismiss the complaint of vandalism and accept a plea of guilty to one count of disorderly person.
2. The Respondent was formerly a resident at Alumni Hall during Fall 2014 semester. On October 12, 2014, the Respondent and a friend (also resident at Alumni Hall) caused damage in multiple rooms at the Alumni Hall.
3. The Respondent was in his third semester of study in BA[G] Liberal Arts and Professional Studies at the time of the Complaint.
4. The Respondent met with the Academic Integrity Officer ("AIO") on December, 2014 to respond to the allegation and the Respondent did not accept responsibility for his actions.
5. On March 23, 2015, following a full investigation, the Complainant referred this matter to a Judicial Panel. On June 5, 2015, at the first appearance, the Respondent pled not guilty to the charge and a hearing date was set for September 18 and 21, 2015.
6. The Respondent acknowledges that his conduct falls below the level of integrity expected of all students at the University of Windsor.
7. The Respondent was advised by the Academic Integrity Officer that he could seek legal advice or review this document with someone he trusted before entering into this settlement. He voluntarily elected to waive that right.
8. The Parties wish to resolve the Complaint by way of joint submission as indicated. The Parties acknowledge that by entering into this agreement at this time they are waiving their right to make representations before the Judicial Panel at a formal hearing, unless called upon by the Judicial Panel to do so.

9. IT IS HEREBY AGREED THAT:

- (a) The Respondent accepts the facts as described in paragraph 2 above.
- (b) The Respondent shall perform fifteen hours of unpaid Community Service to be approved by the University Secretariat.
- (c) The Respondent shall receive a letter of censure for two years starting from the date the Minutes of Settlement are approved by this Panel. The Respondent understands that there will be a transcript notation associated with the censure, which shall be removed when the period of censure expires.
- (d) The Respondent will write a letter of reflection regarding the matter, which shall be filed with the University Secretariat by a date to be set by the Judicial Panel, for Oct 16, 2017 onward forwarding to [REDACTED] Department Head, Residence Services.
- (e) The Respondent will not be allowed in Residence indefinitely.
- (f) The Parties shall make a joint submission to the Judicial Panel recommending the within settlement after having considered all the circumstances of this case. The Parties recognize that the final decision in this matter lies with the Judicial Panel.

[REDACTED]
[REDACTED]
Respondent

October 15, 2015

Danieli Arbex
Danieli Arbex, J.S.D.
Academic Integrity Officer
Complainant

October 15, 2015