



Cornell University
University Assembly

**The Codes and Judicial Committee
of the University Assembly**

Minutes of the April 17th, 2020 Meeting

9:00 AM – 10:30 AM

Held via Zoom

- I. Call to Order
 - a. J. Anderson called the meeting to order at 9:05am.
 - b. *Members Present:* C. Huang, R. Lieberwitz, J. Michael, A. Llahos-Vinas, M. Adeghe, J. Hong, L. Taylor, B. Corrigan.
 - c. *Members Absent:* G. Martin, U. Chukwukere.
 - d. *Also Present:* B. Krause, C. Liang, G. Kanter, V. Ciampolillo (OJA), G. Giambattista, J. Pinchak (JCC).
- II. Approval of the Minutes
 - a. J. Anderson discussed the path forward. They could endorse G. Kanter and R. Lieberwitz's version in general, and then have a supplement document where people make comments and can sign opinions about it that will go to the UA.
 - b. There was discussion of this path forward.
 - c. Approval of the Minutes from 4/10 was not discussed.
- III. Procedures draft
 - a. Section 1.2 Respondent
 - i. B. Krause: overall objective is to make the process less cumbersome and legalistic for students.
 - ii. R. Lieberwitz called the question.
 1. Vote on incorporating OJA comments: 6-1 in favor of leaving it as originally proposed.
 - b. Section 1.4 JCCs
 - i. The Committee will be voting on who can serve in the office of JCC. Should it be limited to law students?
 - ii. B. Krause: OJA doesn't believe it should be limited to law students.
 - iii. G. Kanter: JCC office does not have time to train people for a couple months. If opened it up, other students could do it, but don't believe they would be able to jump in as quickly as law students. Very similar to clinics law students have already done. There are fundamentals to the job we just don't have time to teach.



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- w. G. Kanter: there are two different questions: who can be an advisor versus who can be a JCC. Anyone can be an advisor under the code, but JCC is different.
- v. Called the question on should only law students serve as JCCs?
 - 1. Vote of 4-3, recommend that only law students serve as JCCs.
- c. Section 2.1 -- Making it clear Code applies to study abroad (regardless of length).
 - i. Moved on-- this was addressed in substantive violations.
- d. Section 2.2 -- Limitations period
 - i. B. Krause: students should be subject to code for actions when they are students.
 - ii. J. Anderson: do you agree with the current language as stated or should the university not be required to wait until legal matters are resolved to proceed?
 - iii. R. Lieberwitz recommended looking at the Limitations stuff tomorrow, because she needs more time to compare with other parts.
 - iv. Discussion delayed until tomorrow's (4/18) meeting.
- e. Section 2.4 -- Use of secure email and Seven day limit
 - i. B. Corrigan: concerned emails slip by, having notifications in writing in addition to email is good.
 - ii. G. Kanter: with secure email, the office can see if a student opens it or not.
 - iii. Vote on whether to keep the part about notifying respondents in writing or removing the in writing part.
 - 1. By a vote of 4-2, in writing notification will stay in procedures.
 - iv. Discussion of 7 calendar day limit, discussed changing to "promptly, ordinarily with 7 calendar days", there were no objections.
- f. Section 2.5.1 -- Review of Decisions regarding interim measures.
 - i. B. Krause introduced the OJA comment.
- g. J. Anderson: to prepare for tomorrow, please put your remaining comments on the document by 3 PM today. J. Anderson will then take all of these questions and put each of them on the Agenda. Then people can prepare tonight and tomorrow. Understands that this is a time crunch and not the best of circumstances, but it is what we have to do.

The meeting was adjourned at 10:31 AM.

Respectfully Submitted,
Matthew Ferraro
Clerk of the Committee