

Cornell University
University Assembly

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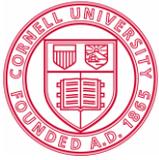
Agenda

Codes and Judicial Committee
University Assembly
November 7th, 2017
4:30pm - 5:45pm
305 Day Hall

- I. Call to Order (Chair)**
 - i. Call to Order (1 minutes)
- II. Approval of Minutes (Chair)**
 - i. September 6, 2017 (1 minute)
 - ii. November 1, 2017 (1 minute)
- III. Business of the Day**
 - i. Hate Speech Working Group Presentation and Open Discussion (C. Hodges) (30 minutes)
 - ii. Remainder of Semester Outlook (Chair) (6 minutes)
 - iii. For Discussion: University Hearing and Review Boards Recruitment Questions and Process (10 minutes) ^[1]
 - iv. For Discussion: Concerning the Holistic Approach to Addressing the Campus Code (20 minutes)
 - v. For Discussion: Discussing recent Department of Education Policy Shifts, our Quantum of Proof, and Policy 6.4 (5 minutes)
- IV. Adjournment (Chair)**
 - i. Adjournment (1 minute)

Attachments

1. UHRB 2017 Questions



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UHRB Application Questions - 2017 Cycle:

1. For Students, please provide the expected semester and year of your graduation.
2. There are only a few hearings each year, but when they occur they often happen at night and can go late or span across multiple dates. Are you able to commit to complete a hearing once you start?
3. If selected to be a member of the University Hearing and Review Boards, you would be expected to undergo a couple of hours of training at the start of the academic year. Can you commit to undergo that training?
4. Please describe in your own words what the University Hearing and Review Boards are and the role they play in Cornell's judicial system.
5. Hearing panels must occasionally convene in the summer months. Although you are not expected to be available in the summer it is helpful for us to know. Do you anticipate being available in the summer months?
6. How often do you check email and how long does it take you to respond on average?
7. If you were subject to discipline either at Cornell or elsewhere, please explain how this experience will serve to make you a more conscientious board member. We expect you to share all instances of discipline, but having been disciplined does not automatically exclude you from service on the boards. Such disclosures will be treated confidentially.

8. For this question, assume the Code requires the Judicial Administrator's office (JAO) to provide notice of a hearing to the accused individual at least one week before a hearing. Further, at least three days before a hearing, the JAO must provide a list of witnesses and exhibits that will be presented at the hearing.

Suppose you are on a panel hearing a case in which you believe the accused individual violated the Code. However, the JAO provided notice to the accused five days prior to the hearing, and the list of witnesses one day in advance. The advisor representing the accused individual has not raised these procedural flaws as problematic. What would you do?

9. Assume that you are asked to serve on a hearing panel concerning a provision of the Code with which you personally disagree. How would you respond? Would you recuse yourself from the hearing panel, potentially penalize an individual for a violation of the Code with which you disagree, or take a different course of action? Please explain your reasoning.
10. Discuss which violations of the Campus Code of Conduct, if any, you believe to potentially warrant suspension, expulsion, and/or transcript annotation as penalties. Please explain your reasoning.
11. How do you believe the Campus Code of Conduct should be applied when an ambiguity arises?
12. As a member of the University Hearing and Review Boards, you would be expected to recuse yourself from a particular panel if you doubt your ability to assess the case fairly. If asked to serve on a hearing panel, under which potential cases, if any, would you recuse yourself and why?
 - a. a case involving an alleged Code infraction that you had witnessed?
 - b. a case involving an acquaintance of yours?
 - c. a case which you had read or heard a fair amount?