Upon receipt of notice of any allegation of sexual misconduct, the College will advise Complainants of their right to notify law enforcement; right to decline to do so; or be assisted in notifying law enforcement.

**EMERGENCY RESPONSE**

- Buffalo Police Department | 911 & 716-851-4444
- D’Youville Campus Safety | 716-829-7777
- Erie County Medical Center | 716-898-3000

**REPORTING OPTIONS | ON CAMPUS**

- Title IX Coordinator | 716-829-8337
- D’Youville Student Affairs | 716-829-7812
- D’Youville Athletics | 716-829-8304
- D’Youville Campus Safety | 716-829-7550
- D’Youville Human Resources | 716-829-8222

**REPORTING OPTIONS | OFF CAMPUS**

- Buffalo Police Department | 716-851-4444
- Erie County Medical Center | 716-898-3000
- Buffalo Crisis Services | 716-834-3131
- Pride Center of Western New York | 716-852-7743 (M – F; 9 a.m. – 5 p.m.)

**INTERIM MEASURES**

D’Youville will take appropriate interim measures designed to protect the parties involved, regardless of a Complainant’s course of action. These may include academic or employment accommodations, housing accommodations, the imposition of a No-Contact Agreement, counseling & other support services as needed. Both Parties shall be afforded a prompt review of the need for & terms of any such interim measure.

**INVESTIGATION**

D’Youville will support Complainants & Respondents in navigating the Complaint Resolution Procedures. There are several options available to resolve a report of prohibited conduct. These options include both informal & formal processes & will vary slightly based upon whether the Respondent is a student or an employee. Upon receipt of a report, the College will conduct an initial Title IX assessment and, if a formal complaint is filed by the complainant or Title IX Coordinator, commence an investigation. The College may pursue informal conflict resolution, with the parties’ consent, or proceed with formal resolution. The formal resolution process will include a Live Title IX Hearing.
**TITLE IX HEARING**

The Title IX Coordinator or designee will select three members from a pool of trained hearing officers for a Hearing Panel. At least 10 days prior to the Hearing, the parties will receive a copy of the investigative report for their review & written response. At least one week prior to the Hearing, the parties will receive a description of the alleged violations & applicable procedures. The Panel will deliberate in closed session to determine under a preponderance of the evidence standard whether the Respondent is responsible or not responsible for the violations in question. The written decision of the Hearing Panel will be communicated to both parties via email & letter concurrently within 5 business days after the Hearing has concluded.

**APPEAL PROCESS FOR STUDENT-RESPONDENTS**

All requests for a final appeal must be submitted in writing to the Title IX Coordinator or designee within 5 business days of the delivery of the written finding of the Hearing Panel. Dissatisfaction with the Hearing Panel’s decision is not grounds for appeal. All sanctions imposed by the Hearing Panel will be in effect during the appeal. The Title IX Appeal Panel will issue a written decision via email & letter to all parties within 5 business days of receipt of the appeal from the Title IX Coordinator. The decision of the Title IX Appeal Panel is final & may not be appealed.

**RESOURCES**

- Campus Sexual Assault Victim’s Bill of Rights
- Sexual Misconduct & Harassment Information (Title IX)

**TITLE IX STRUCTURE**

- **Danielle Nesselbush**
  Executive Director for Student Affairs
  & Title IX Coordinator

- **Rebecca Capinera**
  Associate Athletic Director
  for Internal Affairs
  & Deputy Title IX Coordinator

- **Mark Martinez**
  Director of Veterans Affairs
  & Deputy Title IX Coordinator

- **Garrison Kingston**
  Coordinator for Student Engagement & Housing
  & Deputy Title IX Coordinator

- **Tammy Maston**
  Senior Human Resources Manager
  & Deputy Title IX Coordinator

- **Benjamin Grant**
  Chief Student Affairs Officer
  & Appellate Officer