

## **Understanding Your Rights - RESPONDENT**

### **Respondent's Rights (Alleged)**

Students, whose alleged nonacademic misconduct is under review based on the *Student Discipline Code (Wisconsin Administrative Code Chapters 17 and 18)*, have the following rights:

- To review the Code and these Procedures.
- To have an opportunity to speak with an Assistant Dean, not involved in the investigation, in order to respond to any questions and explain the process and procedures.
- To have written notice of the charges will be provided to the student within thirty (30) days of the report of misconduct being made, unless extenuating circumstances require a longer time period.
- To be presumed not responsible until proven otherwise for violating the Code.
- To respond to the information presented and to question witnesses, through a hearing committee or hearing examiner. Respondents in disciplinary proceedings are expected to answer questions concerning their conduct. Disciplinary proceedings are investigatory in nature and the person or body reviewing the case needs to engage the respondent in discussion and dialogue in order to reach a result. If the respondent refuses to answer questions, a decision will be made based upon the information presented. Students whose alleged misconduct may subject them to criminal proceedings should consult with their own legal counsel regarding their rights prior to their hearing.
- To request a hearing to contest an adverse decision and/or sanctions, as described in the applicable sections of *Wisconsin Administrative Code Chapter 17*.
- To appeal to the Chancellor in cases of suspension or expulsion, as described in the applicable sections of *Wisconsin Administrative Code Chapter 17*.
- To reasonable access to the respondent's case file in the Dean of Students Office, which includes all information, to the extent permitted by confidentiality laws.
- To be accompanied or represented by an attorney (at the respondent's own expense) or other advocate, throughout the disciplinary process as described in the applicable sections of *Wisconsin Administrative Code Chapter 17*.
- To seek counseling services through the campus Counseling Center to the extent reasonable and appropriate pursuant to the Counseling Center's guidelines.