



**West Virginia University
Office of Student Rights and Responsibilities
Agreed Resolution**

PERSONAL AND CONFIDENTIAL

This AGREED RESOLUTION ("Resolution") is made and entered into by Lambda Chi Alpha at West Virginia University ("LXA") and the West Virginia University Office of Student Conduct on this November 10, 2023 (collectively referred to hereinafter as the "Parties").

The Parties met on November 9, 2023 to discuss Lambda Chi Alpha's violation(s) of the Campus Student Code for the Main Campus of West Virginia University.

The violations alleged include the following:

WVU Main Campus Student Code 2020/6.2/c) Prohibited alcohol related conduct. / (6) failure of a student organization to take all necessary steps to ensure that no person under the legal drinking age is provided alcoholic beverages at a function it sponsors or within any property or transportation it owns, operates, or rents.

WVU Main Campus Student Code 2020/6.2/k) Endangerment. - "Endangerment" means engaging in conduct that endangers the health or safety of any person or causes a reasonable person to fear for his/her safety or the safety of another.

The Parties agreed on the facts that serve as the basis for Lambda Chi Alpha's violation(s) of Section 6 of the Campus Student Code. The Parties have identified and mutually agreed upon sanctions to be imposed upon Lambda Chi Alpha. This Agreed Resolution is designed to eliminate the misconduct, prevent its recurrence and remedy its effects while acknowledging the University's educational mission. Therefore, to implement and accomplish the above, the Parties agree to the following:

Agreed upon Facts

Lambda Chi Alpha accepts and agrees that the following facts are true:

On October 20-21, 2023 Lambda Chi Alpha hosted a social event at its 670 North High Street, Morgantown WV house during which a 16-year-old minor became overly-intoxicated due to alcohol consumption. When brothers of Lambda Chi Alpha became aware of this over-intoxication, they followed WVU's Medical Amnesty policy to get help for the minor.

In preparation for the social event, Lambda Chi Alpha did properly submit a registration form with the Center for Fraternal Values and Leadership along with a guest list. However, Lambda Chi Alpha did not check for ID for guests entering the event (neither for age nor invited guest status), did not thoroughly screen to prevent guests from bringing in alcohol with a higher than 15% ABV, and did not take measures

to ensure underage guests were unable to access alcohol during the event. As such, at least two non-student minors were in attendance, along with several other underage students.

Agreed upon Sanctions

LXA accepts and agrees to complete the following sanctions and conditions pursuant to section 16 of the student code:

1. e) Warning

Lambda Chi Alpha knowingly did not adhere to the Center for Fraternal Values and Leadership Social Event policies. This Agreed Resolution serves as a formal warning for their lapse in risk management.

2. i. Disciplinary Reprimand:

Lambda Chi Alpha is being found Responsible for the charge of Endangerment. As Lambda Chi Alpha followed the Medical Amnesty guidelines, they are not formally being held responsible for the alcohol-related charge. They are being held responsible formally for the Endangerment charge, as non-alcohol/drug charges are not covered by the Medical Amnesty policy.

3. vi. Social Probation:

The loss of privileges to hold, host, sponsor or co-sponsor an event that is social in nature where alcohol is present with non-members anywhere. An exception is granted for alumni events; alumni and family are able to attend events.

This Social Probation is in effect until Lambda Chi Alpha completes sanctions 4-7 and 9 as listed below: Mock Social, Meeting with Assistant Dean Carrie Showalter, completed the Social Host Liability training, and completed the Educational Review/Assessment meeting.

4. ii. Educational Sanction:

Complete by: Friday, December 15, 2023

Lambda Chi Alpha is required to complete a Mock Social event/training with Center for Fraternal Values and Leadership staff. Please contact Dr. Matthew Richardson to schedule.

Within one day of the training, Lambda Chi Alpha leadership must submit a written summary of the event to OSRR AD Marion Holmes (marion.mcclure@mail.wvu.edu), including:

A description of the event

Five key take-aways

Three action-steps

At least on question

5. ii. Educational Sanction:

Complete by: Friday, December 15, 2023

The Leadership of Lambda Chi Alpha (President, VP, Risk Manager) must meet with Assistant Dean of Students Carrie Showalter, as is typically required for all Medical Amnesty cases.

To schedule, please call 304-293-5611

If Dean Showalter requests an follow up actions or meetings, those steps must be completed as outlined.

6. ii. Educational Sanction:

Complete by: Friday, December 15, 2023

The Lambda Chi Alpha chapter must complete the "Social Host Liability" training offered by their national headquarters. Proof of completion must be submitted to OSRR AD Marion Holmes.

7. ii. Educational Sanction:

Complete by: Friday, December 15, 2023

Following the completion of all sanctions (except service on the Ad Hoc committee, as noted below in #8), Lambda Chi Alpha President and Risk Manager must meet with Marion Holmes to debrief the incident and their sanctions.

8. ii. Educational Sanction:

Complete by: Friday, May 17, 2024

Lambda Chi Alpha President and Risk Manager must serve on an Ad Hoc committee being created by Center for Fraternal Values and Leadership to address current social event policies.

9. ii. Educational Sanction:

Complete by: Friday, December 01, 2023

The Lambda Chi Alpha leadership (president, risk manager, others who are deemed appropriate) must have an initial meeting with OSRR AD Marion Holmes to debrief incident, review relevant findings from the investigation report, and address concerns noted by Student Life and UPD leadership. An assignment to complete prior to the Educational Review/Assessment meeting may be discussed at this initial meeting.

This incident will be considered closed at the conclusion of the Spring 2024 semester or whenever that Ad Hoc committee concludes its work, whichever comes first.

If you are a student who is receiving authorized accommodations through the Office of Accessibility Services (OAS) and think that these accommodations are relevant to the completion of your sanctions, please contact OSRR prior to the deadline so that we can work with OAS to ensure that you have accommodations in place. This will ensure that you receive equal access in the completion of your sanctions.

Next Steps

You now have three options:

Option 1: Resolve this matter in accordance with the sanctions and agreed upon facts stated above by signing this agreement below and returning it to the Office of Student Rights and Responsibilities within 3 calendar days.

Option 2: Reject this proposed Agreed Resolution and provide an alternative set of sanctions for discussion.

Option 3: Reject this proposed Agreed Resolution and proceed to a Student Conduct Hearing.

If you choose the first option, simply sign below and return this agreed resolution to me by **[DATE/TIME -3 CALENDAR DAYS AWAY]**. If you choose the second or third option, let the Office of Student Conduct know at your earliest convenience. If your response is not received by the time and date cited above, we will automatically proceed with Option 3.

This Agreed Resolution is subject to additional terms and conditions stated in Attachment A, which is incorporated herein by reference.

Signing the Agreed Resolution will lift Lambda Chi Alpha's Interim Suspension, effective next business day.

By signing below, I accept the agreed upon facts and sanctions outlined above and agreed to complete them in a manner consistent with this document.

DATE



OFFICE OF STUDENT RIGHTS AND RESPONSIBILITIES
660 North High Street Morgan House | PO Box 6430
Morgantown, WV 26506-6430
■ 304-293-8111 ■ 304-293-8017

WVU is an EEO/Affirmative Action Employer — Minority/Female/Disability/Veteran.