



SAN DIEGO STATE UNIVERSITY

Division of Student Affairs

Matthew H. Garcia, Assistant Director
Student Life & Leadership
Phone 619-594-5221

Conrad Prebys Aztec Student Union
5500 Campanile Drive, MC 7440
San Diego, CA 92182

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This is an official document.

PI KAPPA ALPHA FRATERNITY DECISION LETTER

Thank you for meeting with me on September 4, 2020. Allegations of policy violations of the Student Organization Code of Conduct that reportedly occurred in August 2020 were discussed in the Informal Conference.

Overview of Reports

The Office of Student Life & Leadership and the Center for Student Rights & Responsibilities received reports regarding alleged misconduct by Pi Kappa Alpha fraternity in August 2020. During the Informal Conference, we reviewed the reports received.

The alleged activities took place while Pi Kappa Alpha was assigned the sanction of Probation for prior violations of the Student Organization Code of Conduct.

Overview of Investigation

The Office of Student Life & Leadership facilitated investigation interviews to review the alleged organizational misconduct. During the individual investigative meetings and within the reports, it was revealed that Pi Kappa Alpha members and non-members gathered at the Pi Kappa Alpha fraternity house during two separate occasions on August 21, 2020 and August 22, 2020.

Findings

During the investigative interviews with the Office of Student Life & Leadership, it was found that two social gatherings with alcohol, where members and non-members were present, occurred at the chapter facility in August 2020. Based on the preponderance of the evidence gathered during the investigation, including incident reports and meetings with the Office of Student Life & Leadership, I have found Pi Kappa Alpha to be in violation of the following Student Organization Code of Conduct policies: Aiding and Abetting, Alcohol, Failure to Comply, Health and Safety, Violation of Policies, and Violations of Student Organization Conduct Procedures.

b(1) Aiding and Abetting. *Aiding, abetting, encouraging, permitting or assisting a student or student organization to do any act that would violate a University policy or applicable law; or that could subject the student or student organization to discipline.*

b(2) Alcohol. *Violation of applicable law or University policy regarding the use, possession, manufacture, or distribution of alcoholic beverages while on or off campus.*

b(16) Failure to Comply. *Failure to comply with directions or interference with any University official or any public safety officer while acting in the performance of their duties.*

b(21) Health and Safety. *Conduct that threatens or endangers the health or safety of any person within or related to the University community, including physical abuse, threats, intimidation, harassment, sexual misconduct, throwing bottles or objects that could result in personal injury, or where three or more members of a student organization engage in group violence or taunt others to engage in violence.*



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b(36)-4 Violation of Policies. *Violation of any other published University policy, rule, regulation or presidential order.*

b(38)-6 Violation of the Student Organization Conduct Procedures. *Failure to comply with the sanction(s) imposed under a student organization disciplinary proceeding.*

As a result of the Aiding and Abetting, Alcohol, Failure to Comply, Health and Safety, Violation of Policies, and Violations of Student Organization Conduct Procedures policy violations, and considering that Pi Kappa Alpha had been previously sanctioned to Probation with Stipulations through February 14, 2021, Pi Kappa Alpha is sanctioned to **Suspension in Abeyance** through May 31, 2021.

Any further violations of University policy during the term of the Suspension in Abeyance may result in an immediate Suspension of the fraternity and could result in the removal of campus recognition. In addition to the Suspension in Abeyance, Pi Kappa Alpha must uphold all previously assigned stipulations and complete the additional stipulation below.

Judicial Board Training

Pi Kappa Alpha must host a training for the fraternity's judicial board by January 31, 2020. The training must focus on student development, accountability, and behavioral intervention opportunities. The training must be facilitated by University staff from the Office of Student Life & Leadership and the Center for Student Rights & Responsibilities.

While not a stipulation of the Suspension in Abeyance, it is strongly recommended that Pi Kappa Alpha fraternity facilitate a membership review to address behaviors exhibited by individual members that may not align with the fraternity's values and bylaws.

Thank you again for taking the time to meet with me in the informal conference. We hope that the outcome of the incidents and the imposed sanctions will contribute to the success of Pi Kappa Alpha at San Diego State University.

Respectfully,

Matthew H. Garcia

Assistant Director, Student Life & Leadership for Fraternity & Sorority Life

cc:

Dr. Randy Timm, Assistant Vice President for Campus Life and Dean of Students

Caryl Montero-Adams, Director, Student Life & Leadership

Mark Nicholson, Faculty/Staff Advisor, Pi Kappa Alpha Fraternity

Jack Sword, Alumnus Advisor, Pi Kappa Alpha Fraternity

Lance Horner, Chief Operating Officer, Pi Kappa Alpha Fraternity

Nate Hills, Director of Services-West, Pi Kappa Alpha Fraternity

Dr. Kara Bauer, Executive Director, Residential Education Office

Dr. Lee Mintz, Director, Center for Student Rights & Responsibilities

Lee Abed, President, Interfraternity Council

Mattia dal Santo, Vice President for Judicial Affairs, Interfraternity Council