

DISCUSSION WITH RSC Title IX Decision-Maker

Key Policy Requirement – policy requires live decision-maker role only

RSC's standard of proof is *preponderance of the evidence*

More likely than not something occurred one way rather than the other
50/50 plus a feather; if no feather, then no-finding

Live Hearing Role

Accept referral of the complaint from the Title IX Coordinator

Opening statements from parties

Parties' witnesses and evidence

Cross examination from opposing party

Allow or Deny Cross Examination Questions

Rape Shield

Relevance

Payment for Services

Parties are not charged

College seeking best way to compensate for your services

Can you use this as annual pro-bono requirements if College provides justification?

Is that preferred?

Adjunct rates with PTEC are \$50 hr teaching and \$30 hr prep

Most hearings should be no more than an hour

May be several hours for your deliberation

Professional Svs Option – W2 and a 1099 – no taxes

Other Useful Information

Complaint Form

Dismissals – mandatory and discretionary – can be appealed to TIXC

Supportive Measures – party may try to cite as appeal justification

Cannot favor either party during reporting and investigative phases

Can favor prevailing party after responsibility is determined

Informal Resolutions – party's decision is made before matter is referred for hearing

Can abort informal and return to formal process – gets messy

Informal not an option if respondent is an employee

Investigative Templates

Create a Response Template – preference?