THE UNIVERSITY OF TENNESSEE KNOXVILLE

FUNDAMENTAL RIGHTS of the RESPONDENT

The following summarizes the rights granted to a Respondent in the student conduct process:

(1) Right to be assisted by an Advisor during all stages of the student conduct process, in accordance with Section 5.3 of the Student Code of Conduct.
(2) Right to an opportunity for an Educational Conference, in accordance with Section 6.6 of the Student Code of Conduct.
(3) Right to resolve allegations of misconduct and/or sanctions through a Formal Hearing, in accordance with Section 7.2 of the Student Code of Conduct.
(4) Right to receive notice of meetings and hearings at which the Respondent may be present and receive access to records used during those meetings and hearings, as provided in the Code.
(5) Right to the presumption of innocence (i.e., the Conduct Officer bears the burden of presenting information demonstrating that it is more likely than not that the Respondent violated a Standard of Conduct, as alleged in the Notice of Allegations).
(6) Right to not be directly questioned in a hearing by anyone other than the Student Life Hearing Officer or the Chairperson of the Student Conduct Board ("SCB").
(7) Right to challenge the fairness and/or impartiality of a Student Life Hearing Officer, a member of the SCB, or a member of the Appellate Board.
(8) Right to have a SCB Hearing conducted in accordance with Article VIII of the Student Code of Conduct including, without limitation, the right to present information to the SCB, the right to propose questions for the Chairperson to ask witnesses, the right to request that information be excluded from the SCB's consideration, and the right to make a closing statement.
(9) Right to refrain from presenting information and witnesses during a hearing before the Student Life Hearing Officer or the SCB, and the right to not have the Student Life Hearing Officer or SCB draw an inference adverse to the Respondent if the Respondent chooses not to present information or witnesses.
(10) Right to Notice of Decision of the SCB, in accordance with Section 8.5 of the Student Code of Conduct.
(11) Right to appeal the decisions of the SCB that are contained in the Notice of Decision, in accordance with Section 8.6.8 of the Student Code of Conduct.
(12) Right to receive a copy of a notice of an initial, interim, or final decision, or a change in such a decision, issued by the Vice Chancellor for Student Life, SCCS, a Student Life Hearing Officer, the SCB, and/or the Appellate Board (e.g., Notice of Allegations, Notice of Decision, Notice of Final Decision), simultaneously with the Complainant's receipt of a copy of the notice of the decision.
(13) Right to appeal a decision issued by SCCS, a Student Life Hearing Officer, and/or the SCB, and receive a notice containing information about the right to appeal simultaneously with the Complainant's receipt of a notice of such information, in accordance with Articles VII and VIII of the Student Code of Conduct.

I acknowledge that I have received *notice* of my fundamental rights.

_____ _____

Student Date SCCS Staff Date

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