

Student Conduct and Conflict Resolution Florida International University

Appeal Form

Instructions for Appeal Form:

1. Appeal form and any additional pages must be typed (please attach the additional pages to this form)
2. Appeal form must be signed and dated
3. Reason(s) for appeal must be selected on this form
4. Appeal form must be submitted to appropriate office.
 - a. If appealing a decision made by Student Conduct and Conflict Resolution, IFC or Pan-Hellenic judicial boards, appeal to GC 219, Vice President of Student Affairs office, and address appeal to Dr. Helen Ellison, Associate Vice President for Student Affairs.
 - b. If appealing a decision made by a Residential Life staff member, appeal to PH126 Residence Life Office, and address appeal to Joe Mattachione, Director for Residential Life
 - c. If appealing a decision made by Joe Mattachione, Director for Residential Life, appeal to GC 311, Student Conduct and Conflict Resolution and address appeal to Karen Dlhosh, Director, Student Conduct and Conflict Resolution
5. Appeal forms submitted to any other office or entity will NOT be accepted
6. Late appeals will NOT be accepted (must be received in GC 219 within 7 business days of the date of receipt of delivery of the decision letter)

NOTE: Any appeals submitted after _____ will NOT be accepted.
(Date)

Appellate Review Process:

The appellate officer will review the written appeal, tape recording (if applicable) and documentation from the original hearing, and determine if there is a basis for an appeal. If the appellate officer determines there is no basis for appeal, a written decision will be sent to the student stating appeal denial and basis for denial.

If the appeal officer determines that there is a basis for appeal, an appellate review will be conducted. The appellate officer may do one of the following:

1. Remand the decision to the original hearing body for review of the specific information in question.
2. Order a new hearing to be held by a different hearing body.
3. Modify any sanction(s)

The appellate decision is issued within twenty-one (21) calendar days of receipt of the written request for appeal, unless notification is given that additional time is necessary for consideration of the record on appeal. Decisions of the appellate body reflect final agency action. Except in the case of an interim suspension, the student's status will remain unchanged during the appellate process and all sanctions are placed on hold during the appellate process.

Date:

Dear _____,

I am writing to appeal the outcome of my student conduct case within the office of _____ . I was notified of the decision on _____ (date). I know that I have until _____ (date) to submit my appeal, which is seven calendar days after my outcome notification.

I choose to appeal based on the following criteria (*check all that apply*):

(Attach additional pages to this sheet)

1. _____ Due process errors involving violations of a charged students' rights (see Section 7 of the Code of Student Conduct for Students' Rights) that substantially affected the outcome of the initial hearing. Appeals based on this consideration will be "limited solely" to a review of the record of the first-level hearing.

On an additional page describe in detail the irregularities in fairness and stated procedures that could have affected the outcome of the hearing.

2. _____ New evidence, which was not available at the time of the original hearing and could not have been presented. In addition, the student must show that the new evidence could have substantially affected the outcome. The nature of the evidence must be described in full detail in the appeal letter.

On an additional page describe the new and significant evidence and how you believe it could affect the outcome.

3. _____ The severity of the sanction(s) is disproportionate to the nature of the offense(s).

On an additional page describe why the sanctions are disproportionate

Thank you for your time. I look forward to receiving your response regarding my appeal.

Sincerely,

Print Name

Phone Number

Signature

Panther ID Number

Mailing Address (Please print legibly)

E-mail Address:
