Negotiating Safety and Remedial Measures in Campus Sexual Assault Cases

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Training Overview

• Where To Begin

• Negotiating for Safety and Remedial Measures

• Assisting With the Resolution Process
Where To Begin
Education

Safety

Privacy

Criminal Justice
Documentation
Negotiating for Safety and Remedial Measures
Safety and Remedial Measures

- Safety
- Academic
- Medical Services
- Counseling
- Housing
- Transportation
Responsible Employee

Confidential Employee

Community Partner
Responsible Employee

- Notice/confidentiality request
- Loss of privacy
- Most direct route
- Campus dynamics
Confidential Employee

- No notice requirement
- Privacy
- Different routes
- Campus dynamics
- No notice requirement
- Most privacy
- Access to off-campus resources
Leading the Conversation
Assisting With Resolution Process
Assessment

- Client’s experience
- Policy/definitions/procedures
- Provide information/advice
Intersections With Timing

- When is the respondent provided with related information?
- What information is the respondent provided?
- How does this impact your strategy?
Complaint Tips

- Focus on gender-based misconduct
- No “cross-examination”
- Explain “bad facts”
- Keep more general
Assessing Witnesses

- What is their relationship to both sides?
- What information do they have?
- Helpful/hurtful?
- Does it make sense to interview them beforehand?
- Will institution and/or respondent identify them anyway?
Assessing Evidence

• Types

• Preservation

• Review and Consider
  - What information?
  - Helpful/hurtful?
  - Privacy or safety concerns?
  - Will institution hear about this evidence and request it?
  - Can it be submitted by respondent or witnesses?
Cultural Implications

• Witnesses

• Evidence

• Preparation
Interview & Hearing Tips

- Preparing/framing
- Practicing
- Responding
Appeals Grounds

- Procedural Error
- New Evidence
- Sanction Review
Through OVC's Legal Assistance for Crime Victims Training and Technical Assistance Initiative, OVC's Training and Technical Assistance Center (OVC TTAC) is working to develop and deliver training and provide technical assistance to the legal community. Training and technical assistance provides attorneys across the country with the tools they need to increase their knowledge base about crime victim issues and increase their capacity to provide pro bono or no-cost legal representation to crime victims.

Visit the [Legal Assistance for Crime Victims Initiative](#) page to learn more about upcoming and archived trainings or email us at [legalassistance@ovcttac.org](mailto:legalassistance@ovcttac.org) for technical assistance and support.

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