



Interfraternity Council

MASSACHUSETTS INSTITUTE *of* TECHNOLOGY

IFC Judicial Committee Outcome Letter

October 30th, 2019

From: Daniel Gonzalez Cunningham, IFC Judicial Committee Chair

To: Julian Viera, Delta Kappa Epsilon President

**CC: Liz Jason, Assistant Dean, FSILGs
James Reed, Assistant Dean, Student Conduct**

Dear Julian,

I'm writing to provide you the outcome of an IFC Judicial Committee Hearing panel held on October 25th, 2019. The panel was convened to review the complaint that was filed by MIT Facilities at Delta Kappa Epsilon on July 4, 2019 during which Delta Kappa Epsilon may have violated the following policies:

FSILG Social Events Policy

Social Events with Alcohol

3. Roof decks may not be used for this type of social event.

IFC Risk Management Policy

II. Admittance

- G. All events must be limited to the safe capacity of the event location as described in the FSILG Social Event Policy. An accurate account must be kept as to the number of guests currently in an event; the IFC Risk Manager will provide capacity "clickers" upon request. An accurate count of the number of individuals inside the chapter's house must be presented to IFC Risk Management Consultants his/her inspection.

MIT Mind and Hand Book

II (2). A – Alcohol Policy (*full text of policy can be found [here](#)*)

Other alcohol-related behaviors prohibited by MIT include but are not limited to: [...] possession of open containers of alcohol in public spaces [...].

At the expedited hearing on October 25th, you and several other members of Delta Kappa Epsilon were present, and you responded to the complaint. Additionally, you answered questions asked of you by IFC Judicial Committee members. The complainant was not present at the hearing.

Finding

Since this was an expedited hearing, Delta Kappa Epsilon accepted responsibility for all charges in advance of the hearing, so the Panel did not need to complete any findings of responsibility.



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Sanctions

After due consideration, the Panel assigned the following sanctions:

- This finding of responsibility will be recorded as an organizational warning, which is considered a warning from MIT that Delta Kappa Epsilon's behavior in this situation violated Institute expectations. This warning should prompt your house to reflect on this incident and the behavior. Please note that this organizational warning does not directly impose any loss of privileges on Delta Kappa epsilon. However, if you are involved in any type of misconduct in the future, this letter will be considered in determining how your case should be heard and during sanctioning.
- Delta Kappa Epsilon must revise its Constitution to include the role of a Summer Risk Manager if not done already. The focus of this role must be to be fluent in all appropriate MIT policies related to risk management and behavior that fraternities are expected to abide by during the academic school year. This document, or parts of the document pertaining to the risk manager, must be sent to Daniel Gonzalez Cunningham, Judicial Committee Chair, and Liz Jason, Associate Dean of FSILGs by December 2nd, 2019.
 - Once approved, Delta Kappa Epsilon and its membership must review and ratify the amendments to their constitution before the end of the semester or before December 20th, 2019.
- Delta Kappa Epsilon must revise its summer boarder contract in such a way that demands the summer boarder to acknowledge that their actions reflect on behalf of Delta Kappa Epsilon and that they can be removed from Delta Kappa Epsilon as a result of negative behavior or actions. Delta Kappa Epsilon must submit a finalized contract for review by the FSILG Office by April 1st, 2020. It is encouraged to consult the FSILG Office before the deadline to request ideas or examples for how this may be accomplished.
- Delta Kappa Epsilon's President and Summer Leadership must meet with the staff from the FSILG Office before May 31st, 2020, the beginning of the summer, to discuss strategy for ensuring a successful summer with minimal issues, to discuss resources at the leaderships' disposal, as well as to lay out a preliminary strategy to ensure a similar incident does not occur on the Fourth of July.
- Delta Kappa Epsilon must host a risk management meeting with summer boarders to go establish expectations on conduct and behavior. It is encouraged to consult with the FSILG Office on how the format of this meeting and presentation should be structured to make expectations clear and concise. It is encouraged to mandate every summer boarder to be present, but at least a majority of summer boarders should be present for this meeting.

The panel considered Delta Kappa Epsilon's relevant disciplinary history when assigning sanctions. The panel feels that the sanctions assigned will prepare DKE leadership to handle any issues that arise during the summer and prevent similar incidents from occurring again.

Please note that failure to comply with the above noted sanctions is grounds for additional Judicial Committee action. As noted in the [IFC Judicial Committee Bylaws](#), you have the option to appeal this decision if you so choose; specific details on the appeal process may be found in Article IX of the Bylaws. You have until November 1, 2019 at 5:00 PM to submit an appeal. Appeals may be sent to me directly. Please let me know if you have any additional questions about this outcome or the overall process.

Sincerely,

Daniel Gonzalez Cunningham
Judicial Committee Chair, MIT Interfraternity Council

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Nu Delta · Phi Beta Epsilon · Phi Delta Theta · Phi Kappa Sigma · Phi Kappa Theta · Phi Sigma Kappa ·

Pi Lambda Phi · Sigma Alpha Epsilon · Sigma Chi · Sigma Nu · Sigma Phi Epsilon · Tau Epsilon Phi ·

Theta Chi · Theta Delta Chi · Theta Xi · Zeta Beta Tau · Zeta Psi