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San Marcos
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Alpha Kappa Omega Fraternity

Case Creation Date:

- October 27, 2021

Incident Summary:

- *Allegedly (a) failing to comply with pledging and new member intake requirements; (b) hazing pledge classes during fall 2019 academic semester; (c) endangering group members and/or individuals through intimidation, physical abuse, or threat of physical abuse, and; (d) failing to comply with all policies and procedures established by the University pertaining to student organizations, including fraternities and sororities, as outlined in the Student Organizations Handbook.*

Student Organization Code of Conduct Violations:

- (14) Hazing
Hazing in every form, or conspiracy to haze is prohibited. San José State University takes a zero tolerance approach to hazing. Commission of hazing can be considered either a misdemeanor or a felony, punishable by up to one year in jail and up to a \$5000 fine. Participation in a hazing practice may result in both individual and organizational disciplinary action. Hazing is defined in Section 41301 of Title 5 of the California Code of Regulations as "any method of initiation or pre-initiation into a student organization or student body, whether or not the organization or body is officially recognized by an educational institution, which is likely to cause serious bodily danger to any former, current, or prospective student of any school, community college, college, university or other educational institution in this state (Penal Code 245.6) and in addition, any act likely to cause physical or mental harm, to any former, current, or prospective student of any school, community college, college, university, or other educational institution; the term 'hazing' does not include customary athletic events or school sanction events. Neither the express or complied consent of a victim of hazing, nor the lack of active participation in a particular hazing incident is a defense. Apathy or acquiescence in the presence of hazing is not a neutral act, and is also a violation of this section."
- (7) Endangerment
Reckless or intentional acts which endanger the welfare of group members or others as well as compromising the security measures of the campus.

- (17) Pledging and New Member Intake
Student organizations that are not in compliance with pledging/new-member education requirements as outlined in their local and national constitutions and/or by-laws.

Sanctions:

- **Create a Development and review of an organizational New Member Plan** prior to beginning recruitment activities.
Upon being re-recognized as an SJSU Recognized Student Organization (RSO), members of the organization must meet with the Director of Student Involvement, or the person's designee, to develop a University-approved new member plan prior to beginning any new member recruitment processes. Additionally, the governing leadership of the organization (e.g., national or regional executive board) must be informed and approve of the new member plan prior to its enactment. The organization shall not be permitted to conduct new member recruitment activities (e.g., canvassing, tabling, hosting, or participating in recruitment events, etc.) until receiving written permission from the Director of Student Involvement, or the person's designee.
- **Probation at the University.**
- **Suspension of Recognition at San José State University effective immediately through January 5, 2026.**

The student organization, Alpha Kappa Omega Fraternity, is temporarily separated from San José State University but remains eligible to become a recognized student organization once the suspension has been served. The student organization, Alpha Kappa Omega Fraternity, is to be inactive during the duration of the suspension. Suspension of Recognition is entered on the Student Involvement website. Organization Disciplinary Probation is effective for one (1) year following registration as an SJSU Recognized Student Organization (RSO). Following the conclusion of the suspension period, the organization shall be placed on probation for one calendar year effective the day of re-recognition by the SJSU Office of Student Involvement.

- **Host the Hazing Presentation workshop** for Alpha Kappa Omega Fraternity.

All active members are required to attend the presentation in its entirety and remain actively engaged and participating throughout the presentation.

- **Monthly Meetings with Student Involvement** effective for two (2) semesters following registration as an SJSU Recognized Student Organization (RSO).

The organization's president must schedule monthly meetings with the Director of Student Involvement or designee, that will serve as one on one connection points. The purpose of these meetings will be to update Student Involvement on the status

and overall progress of the organization.