DATE: January 27, 2000

To: Board of Trustees

From: Dr. Philip R. Day, Chancellor

Subject: ADOPTION OF FINDINGS OF FACT
Recommendation of Expulsion of Student
(Resolution No. 000127-S2)

BACKGROUND INFORMATION:

On October 14, 1999, a hearing was held before a District hearing officer in the question of the suspension/expulsion of a student case no.: 990000003. The hearing officer prepared a report with Findings of Fact and Conclusions. The College administration reviewed the report and recommended expulsion to me. I confirmed the interim suspension and have recommended expulsion of the student.

The Board of Trustees at its closed session of January 27, 2000, confirmed my recommendation.

RECOMMENDATION:

RESOLVED: That the Board of Trustees of the San Francisco Community College District hereby adopts the Findings of Fact and Conclusions of the hearing officer, dated October 14, 1999 and Recommendation of the Chancellor dated October 28, 1999; and

FURTHER BE IT RESOLVED: That pursuant to Education Code Sections 72122 and 76030 the student, Case #990000003 be and is hereby expelled as a student of the San Francisco Community College District effective January 27, 2000, for cause, including (1) Continued disruptive behavior, continued willful disobedience, habitual profanity or vulgarity or the open and/or persistent abuse of, District personnel or officials acting in the performance of their duties; (2) Unauthorized entry to or use of District facilities, supplies or equipment; (2) Assault or battery, abuse, extortion, or any threat of force or violence directed toward any member of the District community or District visitor engaged in authorized activities; (3) Obstruction or disruption of classes, administration,
disciplinary procedures, governance processes, or authorized District activities; (4) The use, sale distribution or possession for presence on campus while under the influence of alcoholic beverages, narcotics, or other dangerous or hallucinogenic drugs or substances including marijuana and lysergic acid diethylamide (LSD) or any substance (except as expressly permitted by law and evidence by medical authorization) or use, sale distribution of any poison classified as such by Schedule D in Section 4160 of the Business and Professions Code; (4) Violation of District rules and regulations including those concerning student organizations, the use of college facilities, or the time, place and manner of public expression or distribution of materials; (5) Gambling, disorderly, lewd, indecent, obscene, or offensive conduct or expression which interferes with the District’s primary educational responsibility; (5) Willful or persistent smoking in any area where smoking has been prohibited; (6) Failure to comply with directions of District officials, faculty, staff or campus police officers who are acting in the performance of their duties; (7) Persistent, serious misconduct where other means of correction have failed to bring about proper conduct; and that as a condition of this expulsion, the student be denied access to any and all facilities of the District. (8) Violation of the City College of San Francisco Sexual Harassment Policy; and that as a condition of this expulsion, the student be denied access to any and all facilities of the District.

Frank Chong, Originator

01/27/00 - S2 page 2