



March 19, 2018

James W. Larson
National President
Delta Sigma Phi Fraternity, Inc.

Dear Mr. Larson,

I am responding to your March 15, 2018 email with attachment requesting appeal to the loss of recognition sanction issued to the Delta Sigma Phi chapter at California Polytechnic State University (Cal Poly).

I am unable to grant your request for appeal as the chapter has already exhausted its appeal rights under university policy when it requested appeal on June 9, 2015. The University responded to the appeal on September 3, 2015. I will review the process for you to illuminate the reasons for this conclusion and have attached the Independent Student Organization handbook that outlines judicial processes in place at the time of the incident, investigation and appeal.

On May 11, 2015 the chapter received the investigation finding letter and sanctions from the Dean of Students Office, outlining a loss of recognition sanction for a period of five years. According to university policy, and as stated in the sanction letter, the chapter leadership has the right to file an appeal in to the Vice President for Student Affairs in writing no more than 20 days after receipt of the findings. The chapter made such an appeal in writing on June 9, 2015.

In consideration of facts raised on appeal the university delayed its findings to allow student conduct cases related to the chapter's sanctions resolve. As a result, I modified the original sanction from five years to two years in a communication to the chapter on September 3, 2015. The expectations of behavior during a loss of recognition sanction were clearly outlined in this letter and it was communicated in that letter that this decision was final. Since my decision letter was issued, the chapter has not sought information or clarification from my office.

To date, the university has not seen compliance with its sanction and is unable to proceed with re-recognition of the chapter. In our January 19, 2018 meeting with you and other Delta Sigma Phi leaders, I offered to reduce the sanction to eighteen months pending immediate compliance with the loss of recognition sanction. As of this letter, compliance with the sanction has not been demonstrated.

If your chapter wishes to accept the eighteen-month compromise, it must demonstrate immediate compliance with the sanction. This would make the chapter eligible for re-recognition by Cal Poly on September 19, 2019, assuming immediate compliance and no

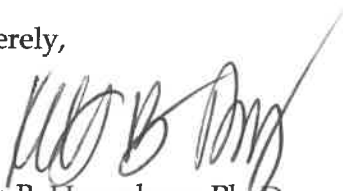
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violations of the sanction take place during that period. Any violation of the sanction could result in Cal Poly delaying or denying any re-recognition of Delta Sigma Phi fraternity.

Please inform the Dean of Students Office by communicating with Associate Vice President for Student Affairs and Dean of Students Dr. Kathleen McMahon in writing should the chapter initiate compliance with the sanction. Dr. McMahon will use that date as the start of the eighteen-month sanction timeline.

We look forward to Delta Sigma Phi's compliance with the sanction and return to campus.

Sincerely,



Keith B. Humphrey, Ph.D.
Vice President for Student Affairs

CC: Kathleen McMahon, Ed. D., Associate Vice President & Dean of Students
Jason Mockford, Director of Leadership & Service
Dawn Theodora, University Counsel

Attachments:

- 1) May 11, 2015 Investigation Findings and Sanction letter
- 2) June 9, 2015 Chapter appeal request letter
- 3) September 3, 2015 Appeal decision final letter
- 4) Independent Student Organization Handbook