

ODHE Title IX Trainings – Spring 2021

Fact Scenario for Basic and Advanced Title IX Coordinator and Investigator Sessions

These materials are completely fictionalized and were developed by Bricker & Eckler for use in Title IX trainings. Any resemblance to any individual, situation, or case is purely coincidental. These materials have intentionally omitted details to allow for discussion during the training, and it is therefore not recommended that these materials be used as a guide for best practices at your institution.

**OFFICE OF RESIDENTIAL LIFE
CORONA COLLEGE
Referral Memo**

To: Title IX Coordinator
From: Mary Smith (RA for Thompson Point, 5th Floor, East)
Re: Possible Title IX Report
Date: February 4, 2021

This reporting Resident Advisor, Mary Smith, observed Corona College student Wendy Watson in the 5th Floor East shower room of Thompson Point at approximately 2:00 a.m. on February 4, 2021. Wendy appeared to be tearful and was sitting on the floor, alone, between two shower stalls. When asked whether she was okay, Wendy reported that she “can’t take the abuse anymore” and needs to get away from “him.” I asked Wendy if she was willing to speak to me in private, after which we moved to her room to talk.

During the conversation in Wendy’s room, Wendy said that her ex-boyfriend is abusive and manipulative. She said that they broke up recently and that he made threats to harm himself that really scared her. She was initially reluctant to identify her ex-boyfriend, but later identified him as fellow Corona College student Cody Craft. Cody also lives in Thompson Point, but he’s on the other side of the building, on 7th Floor, West.

I didn’t want to pry into the details of her relationship, but I knew that this might be a dating violence situation so I am reporting it to Title IX. I told Wendy that I was required to make a report to Title IX, which made her even more upset, but she said that she understood. I gave Wendy one of the Title IX pamphlets that includes the number for the local domestic violence hotline and shelter.

If you have any questions, please let me know.

CORONA COLLEGE TITLE IX MEMO

To: Title IX Coordinator
From:

“doesn’t get his way.” More specifically, Wendy said that Cody uses the “silent

Wendy became very upset when she received these messages because she felt like he was trying to “coerce” her into continuing the relationship, or at least having dinner with him when she did not want to do so. Wendy said that she eventually stopped responding to Cody’s messages that evening but spent the night concerned about his well-being. She and her roommate, Rachel Rex, split several bottles of wine that night which caused Wendy to feel “very buzzed.” This feeling, along with her concern for Cody, led Wendy to the shower room around 2:00 a.m., where she went to be by herself. She said that she was sitting on the floor of the shower room crying to herself when her RA, Mary Smith came into the room and saw her. She said that Mary asked her why she was upset and that she reported Cody’s abuse. Mary then explained that she was required to report this matter to the University, which led to Wendy’s meeting with the Title IX office.

Wendy reported that Cody has never been physically violent with her, meaning that he’s never hit her, pushed her, pulled her, or physically forced her to do something against her will. She said that he’s never threatened to do any of those things either. Wendy said that Cody prefers to play “mind games in order to control her.” At this point in the meeting, I pulled out our policy language and went through the definition of “Dating Violence” with Wendy. She confirmed that Cody has never:

- Recklessly caused bodily injury
-

Corona College Email

To: Title IX Coordinator
From: Cody Craft
Date: February 16, 2021

Hi, my name is Cody Craft and I'm not sure how to make a report to this office, but I need to report that two students, Rachel Rex and Rebecca Rex, have been harassing me and stalking me in recent weeks. They are twin sisters and are friends with my ex-girlfriend, Wendy Watson. I think they may be acting this way because they were told to do so by Wendy. I recently received a No Contact Order from the University and have tried to keep my distance from Wendy, but she's allowed to send her friends to follow me and harass me?

Wendy Watson is my ex-girlfriend and I believe she may have recently filed a complaint against me for private disagreements in our relationship. I don't think she should be able to that because I didn't do anything wrong and I never "abused" her. I haven't received notice of her complaint but I've been told that I might get kicked out of school over it. First, can you tell me whether this is true and whether I need to get a lawyer?

Second, I have been harassed and stalked by Rachel and Rebecca, who are both friends with Wendy. They saw me at a liquor store last Friday night and then followed me to my fraternity house where they invited themselves in, stayed for a party to keep an eye on me, and verbally accused me of "assaulting" Wendy (which is absolutely untrue). They were basically screaming about it at the party so that others could hear. Now everyone on campus thinks that I either raped or physically abused Wendy, which is not remotely true. Even Wendy will tell you that I never did either of those things.

Please let me know how to make the harassment and stalking stop. I never abused or assaulted Wendy and the fact that people on campus think I did is completely untrue. I have a copy of the No Contact Order from the University and I have followed it to the letter. I have never spoken to either Rachel or Rebecca since I received the order. I have also tried to speak to Wendy about this but she has refused to talk to me. I am currently living in a safe house on campus and I am being monitored by her friends. I am very scared and I need your help. I have a copy of the No Contact Order from the University and I have followed it to the letter. I have never spoken to either Rachel or Rebecca since I received the order. I have also tried to speak to Wendy about this but she has refused to talk to me. I am currently living in a safe house on campus and I am being monitored by her friends. I am very scared and I need your help. I have a copy of the No Contact Order from the University and I have followed it to the letter. I have never spoken to either Rachel or Rebecca since I received the order. I have also tried to speak to Wendy about this but she has refused to talk to me. I am currently living in a safe house on campus and I am being monitored by her friends. I am very scared and I need your help.

Excerpts of Corona College's Title IX Policy

Types of Title IX Sexual Harassment:

a. Quid Pro Quo Sexual Harassment

“Quid pro quo sexual harassment” is conduct on the basis of sex where a College employee conditions the provision of an aid, benefit, or service of the College on an individual’s participation in some sexual conduct.

b. Unwelcome

(vi) *Statutory rape* is defined as sexual intercourse with a person who is under the statutory age of consent. In Ohio, Revised Code section 2907.02(A)(1)(b) provides that no person may have sex with a child under the age of thirteen. Ohio Revised Code Section 2907.04(A) provides that no person over the age of eighteen may have sex with a child under the age of sixteen.

d. Dating Violence

“Dating violence” is conduct on the basis of sex that consists of violence committed by a person

