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Pi Kappa Phi Fraternity

Case Creation Date:

- March 3, 2023

Incident Summary:

- *It was reported that on our around 12:18 AM on 3/3/23 at 78 S. 10th St that you hosted an "extremely loud party" breaking the San Jose noise ordinance. It was further reported that there were noises of paddles and/or guns being shot off at the party as well. Furthermore, Pi Kappa Phi Fraternity had no approved social events. Lastly, it was alleged that the fraternity is functioning as a chapter facility at 78 S. 10th St. When using google maps, this address appears as a Pi Kappa Phi address with letters at the front of the property. Pi Kappa Phi does not have an official fraternity house on record with the institution.*

ADDITIONAL ALLEGATION: It was reported that on Wednesday, March 8, 2023 that at 78 S. 10th St there was a loud speaker outside playing music, people yelling outside, as well as items being shot about 30 feet into the air.

Student Organization Code of Conduct Violations:

- (05)(C) Excessive Noise
 - (5) Disorderly Conduct: (C) Excessive noise which is disruptive to the campus or surrounding community.
- (08)(C) Failure to Comply with Student Organizations Handbook
 - (C) Failure to follow all policies and procedures established by the University pertaining to student organizations, including fraternities and sororities, as outlined in the Student Organizations Handbook.
- (18) Risk Management of Events

Sanctions:

- **Written Warning**

A Written Warning is an official notice that a particular action or type of behavior is in violation of stated regulations or policies, and is considered unacceptable by the University. The continuation of similar behavior or future violation of community expectations may be cause for more severe disciplinary action.

With respect to the information listed above, the following additional sanctions/stipulations apply:

- Neighbor Relations Plan & Implementation through 2024 - Chapter leadership will research best practices for neighbor relations and create a plan. The plan will be presented to the campus IFC advisor, Associate Director for Student Involvement, Director of Student Conduct & Ethical Development and Edwin Tan, Director of Advocacy and Community Relations (Ediwn.Tan@sjsu.edu) for approval. This should be presented by May 1, 2023. Upon approval the leadership will present the plan to the chapter. Throughout 2023-2024 the chapter will share every other month updates, in writing, to the Associate Director for Student Involvement about positive progression towards completing the plan.
- Risk Management Plan creation by May 1, 2023. This sanction is adapted from Pi Kappa Phi headquarters. The document must outline the Pi Kappa Phi's risk management policies, university policies and local/state laws and be presented to the Director of Student Conduct & Ethical Development and Associate Director for Student Involvement. The goal is to ensure the chapter is in compliance with all applicable procedures. The chapter is expected to think critically about the steps they need to put in place for the future. The procedures should be written in plain language so that any member can understand and follow them. The procedures will specifically outline the responsibilities of sober monitors and sober officers, as well as the internal conduct process that will be utilized if an individual chooses not to follow the procedures, as well as a plan to educate members and associate members about the risk management policies and procedures. Use the steps below to complete this sanction:
 - Review the "Pi Kappa Phi Social Event Planning Guide" document
 - Review the "Pi Kappa Phi Designated Driver Guidelines" document which contains guidelines for developing a designated driver system (if your chapter utilizes this kind of program)

- Review the “Pi Kappa Phi Event Monitor Resource” which discusses how to coordinate and implement an event monitor program
- Review the SJSU Greek Management Manual and SJSU Recognized Student Organization Handbook specifically the sections on social events.
- Review the SJSU Student Organization Code of Conduct.
- Review the San Jose Police Department Noise information.
- Review the City of San Jose Noise Ordinances.