Formal Grievance Process: Title IX & Non-Title IX Comparison

This flowchart accompanies Pepperdine's official Sexual Misconduct Policy: www.pepperdine.edu/titleix

Mandatory Dismissal

The University Title IX Coordinator *must* dismiss a complaint as a Title IX matter if:

- It did not occur in Pepperdine's educational program or activity;
- Alleged conduct is not Title IX sexual harassment as defined in the policy (see appendix A);
- Alleged conduct occurred outside the United States;
- The complainant is not participating in or attempting to participate in the education programs or activities of the University

*In some cases, the dismissal may only be a procedural requirement under the Title IX regulations, because the Title IX regulations also allow and state law requires the University to still address the allegations using this Policy's formal grievance process or the informal resolution process. Therefore, the University Title IX coordinator will indicate in the written notice if Pepperdine will continue with the informal resolution process or the formal grievance process under this Policy as a non-Title IX matter, even though it has been dismissed as a Title IX matter. Dismissal decisions may be appealed by either party.

The investigation of non-Title IX matters may have shorter timeframes to review the investigation materials.

Non-Title IX hearings may rely upon indirect cross-examination through questions submitted by the parties to the hearing officer who, after determining relevance, will ask the questions directly to the parties rather than having an advisor ask the cross-examination questions.

