UNIVERSITY OF CALIFORNIA, SAN FRANCISCO

RIGHTS, OPTIONS, AND RESOURCES FOR SURVIVORS OF SEXUAL ASSAULT, DATING VIOLENCE, DOMESTIC VIOLENCE, AND STALKING

The University of California, San Francisco is committed to creating and maintaining a community where all individuals can participate in University programs and activities and work and learn together in an atmosphere free of harassment, exploitation, or intimidation. Sexual assault, dating violence, domestic violence, and stalking violate both law and University policy. UCSF encourages students, employees, and visitors who experience any of these offenses, whether on campus or off campus, to access on and off-campus resources. Survivors are strongly urged to consider taking action through the University's institutional conduct process and through the criminal justice system. This handout is intended to help survivors understand their rights, options, and available resources.

GET HELP

Call 9-1-1 if you or someone you know is in danger or needs immediate help.

If you have experienced sexual assault, dating violence, domestic violence, or stalking, you are encouraged to seek immediate assistance. If you prefer not to notify the UCSF Police or the local police department, you are strongly encouraged to seek assistance from the other resources listed in this publication.

You have the right to decide who and when to tell about an incident of sexual assault, dating violence, domestic violence, or stalking. However, it is important to get medical attention after being sexually assaulted. **Free forensic exams are performed, 24-hours per day at San Francisco General Hospital in the Emergency Department, located at 1001 Potrero Avenue, Suite 1E21, San Francisco, CA, 94110, (415) 206-8111.** Exams should be conducted as soon as possible, but can be conducted as late as 5 days after an assault. Exams performed within 72 hours can include HIV prevention medication and emergency contraception.

Designated University representatives, including the Title IX Coordinator and the UCSF CARE Advocate, can provide sexual assault, dating violence, domestic violence, and stalking survivors who report an incident with important assistance and accommodations, where reasonably available, including the following:

- Assistance with reporting the incident(s) to law enforcement;
- Initiating institutional conduct proceedings;
- Issuing "No Contact Orders" to eliminate contact with the accused(s);
- Providing academic accommodations, *e.g.*, extensions on assignment due dates;

- Changing living arrangements, *e.g*. changing residence location;
- Changing transportation arrangements, *e.g*. providing parking in a different location; and
- Changing work arrangements, e.g. relocation to a more private or secure location.

Accommodations will be made upon request, if they are reasonably available, irrespective of whether a survivor chooses to report an incident to the UCSF Police Department, local law enforcement, or UCSF Administration. The UCSF CARE Advocate can provide this assistance to survivors who choose not to report.

PROCEDURES SURVIVORS ARE ENCOURAGED TO FOLLOW

If an incident of sexual assault, dating violence, domestic violence, or stalking occurs, it is important for a survivor to preserve and collect evidence, so that the full range of options, including a successful criminal prosecution, remains available. If you can, in order to preserve evidence, do not wash your hands or face, shower or bathe, brush your teeth, straighten up the area where the assault took place, use the restroom, or change your clothes prior to a medical exam. It's best to seek a medical examination as soon as possible. Additionally, evidence of an incident of relationship violence, such as bruising or other visible injuries, should be documented by taking a photograph. Evidence of stalking, including any communication, such as written notes, voicemail, or other electronic communications, should be saved and not altered in any way.

REPORTING OPTIONS

Survivors have several reporting options, and they may pursue one or all of the options at any time. Survivors also have a right to have the CARE Advocate, a friend, family member, or other representative present with them while reporting an incident. Survivors also have the right to have the CARE Advocate and a support person (of their choice) present during any sexual assault forensic examination. UCSF representatives, including the Title IX Coordinator and CARE Advocate can also assist survivors in notifying the UCSF Police Department or local department, if a survivor chooses to report the incident.

Reporting to UCSF Administration: A survivor of sexual assault, dating violence, domestic violence, or stalking may report to campus administration under UCSF policy (this process is separate from legal proceedings). UCSF encourages survivors to report the offense as soon as possible so that appropriate and timely action to be taken. When an administrative complaint is made, the Title IX Coordinator conducts an investigation as to whether a violation of policy took place. This process is separate from legal proceedings. The investigative report will be shared with only those members of the University community with a need to know, and the survivor will be apprised of all actions taken.

Survivors have the right to be accompanied by a support person when they report to campus administration and the UCSF CARE Advocate can support them with this process.

Reporting to Police/Law Enforcement: A survivor may report an incident to the UCSF Police Department or to the police department located within the jurisdiction where the incident occurred. If a survivor chooses not to report a crime immediately, a report can still be made at a later time. Law enforcement can initiate a criminal investigation and, depending on the circumstances, provide a survivor with assistance in obtaining emergency protective orders, which will be honored both on and off-campus**.**

Survivors may contact the UCSF CARE Advocate at (415) 502-8802 for free and confidential assistance with this process.

Civil Reporting/Civil Lawsuit/Civil Restraining Orders: Whether or not criminal charges are filed, a survivor may choose to file a civil suit. A civil suit presents an opportunity for a survivor to recover actual damages, such as compensation for medical expenses, lost wages, or property damage. A survivor may also choose to request a civil restraining order. This is an order that protects persons who have experienced or are reasonably in fear of violence, sexual assault, stalking or threats of violence.

Survivors may contact the UCSF CARE Advocate at (415) 502-8802, or call the Cooperative Restraining Order Clinic at (415) 255-0165 for free and confidential assistance with this process.

Non-Reporting: UCSF strongly encourages survivors to report sexual assault, dating violence, domestic violence, and stalking so that the University and/or the police may protect the survivor and the campus community, in general. However, non-reporting is also an option.

CONFIDENTIALITY

UCSF recognizes the sensitive nature of sexual assault, dating violence, domestic violence, and stalking incidents. The University is committed to protecting the privacy of survivors who make reports or seek accommodations and protective measures. When a survivor reports an incident to UCSF or seeks accommodations and protective measures, his or her privacy will be respected to the full extent possible. Reports and/or requests for accommodations and protective measures will be shared with only those members of the University community with a need to know, and the survivor will be apprised of all actions taken.

Reports to the police/law enforcement may create public records. The police are required to notify a survivor that his or her name will become a matter of public record ***unless confidentiality is requested***. (Cal. Penal Code § 293; Cal. Gov. Code 6254(f).) If a survivor requests that his or her identify be kept confidential, their name will not become a matter of public record, and the police will not report his or her identity to anyone else at the University,

including the Title IX Coordinator. UCSF Police, however, will report the facts of the incident to the Title IX Coordinator, without revealing the survivor's identifying information.

UCSF is required by the Clery Act to report certain types of crimes, including sexual assaults, in statistical reports. Pursuant to the Clery Act, UCSF will report the type of incident that occurred in its Annual Security Report, but no names or identifying information will be revealed.

ON-CAMPUS RESOURCES & REPORTING OPTIONS

ON-CAMPUS REPORTING OPTIONS

The on-campus resources listed below are available to provide assistance to survivors, including initiating formal administrative and criminal investigations. ***Reporting to them will lead to action being taken by UCSF.***

UCSF Police Department: University police can initiate a criminal investigation and, depending on the circumstances, may be able to obtain emergency protective orders on a survivor's behalf. If a survivor chooses not to report a crime immediately, the report can still be made at a later time.

Emergency (24 hours)

From a campus line, dial 9-911
From a non-campus line or cell phone, dial (415) 476-6911

Non-Emergency (24 hours)

(415) 476-1414

Location

654 Minnesota St, Suite 180, San Francisco, CA 94143
(Monday – Friday, 8:00 am – 5:00 pm)
http://police.ucsf.edu/

Title IX Coordinator: The Title IX Coordinator receives and investigates reports of sexual assault, dating violence, domestic violence, stalking, and sexual harassment. The Title IX Coordinator is available to explain and discuss a survivor's right to file a criminal complaint, the University's complaint process, how confidentiality is handled, available resources (both on and off campus), and other related matters. The Title IX Coordinator works with the UCSF Police Department on cases that are reported to both entities.

Cristina Pérez-Abelson, Director & Title IX Coordinator
(415) 502-3400 | Title9@ucsf.edu
https://shpr.ucsf.edu/

ON-CAMPUS CONFIDENTIAL RESOURCES/NON-REPORTING OPTIONS

The on-campus resources listed below are available to provide assistance or counseling to survivors on a fully confidential basis. ***These resources can provide critically important assistance, but reporting to them will not lead to action being taken by UCSF.***

CARE Advocate: The CARE Advocate provides confidential information about sexual assault, dating violence, domestic violence, and stalking. The CARE Advocate can explain a survivor's options, accompany a survivor throughout any reporting process (should a survivor choose to report an incident), and assist a survivor with academic, housing, and employment concerns and accommodations. The CARE Advocate is also available to explain and discuss a survivor's right to file a criminal complaint, the University's relevant complaint process, available resources (both on and off campus), and other related matters.

Denise Caramagno, CARE Advocate
(415) 502-8802 | denise.caramagno@ucsf.edu
https://shpr.ucsf.edu/confidential-care-advocate

Office of the Ombuds: The Ombuds provide survivors with confidential information, including information about options that are available and makes referrals, as necessary and as requested.

(415) 502-9600 | www.ombuds.ucsf.edu

Student Health and Counseling: Student Health and Counseling provides student survivors with confidential physical health exams and counseling services.

(415) 476-1281 | https://studenthealth.ucsf.edu/

Faculty Staff Assistance Program (FSAP): FSAP provides faculty, staff, residents, postdocs, and clinical fellow survivors with confidential counseling and other services at no cost.

(415) 476-8779 | www.ucsfhr.ucsf.edu/fsap

OFF-CAMPUS RESOURCES AND SERVICES

Community Resources

Trauma Recovery Center / Rape Treatment Center
2727 Mariposa Street, Suite 100, San Francisco, CA 94110
(415) 437-3000 | *www.traumarecoverycenter.org*

Community United Against Violence
427 South Van Ness Ave, San Francisco, CA 94103
(415) 333-4357 | *www.cuav.org*

San Francisco Women Against Rape (SFWAR)
3543 18th Street #7, San Francisco, CA 94110
(415) 647-7243 (24-hour crisis line) | *www.sfwar.org*

W.O.M.A.N., Inc.
333 Valencia Street, 2nd Floor, San Francisco, CA 94110
(415) 864-4722 (24-hour crisis line) | *http://www.womaninc.org/*

Bay Area Legal Aid
1035 Market Street, 6th Floor, San Francisco, CA 94103
(415) 982-1300 | (415) 354-6360 | *http://baylegal.org/*

Local Law Enforcement Agencies

San Francisco Police Department
850 Bryant Street, San Francisco, CA 94103
Emergency 9-1-1 or 415-553-8090
Non-Emergency (415) 553-0123 | http://sf-police.org/

South San Francisco Police Department
33 Arroyo Drive, South San Francisco, CA 94080
Emergency 9-1-1 or (650) 873-3333
Non-Emergency (650) 877-8900 | http://www.ssf.net/248/*Police*

Oakland Police Department
Emergency 9-1-1 or (510) 777-3211
Non-Emergency (510) 777-3333 | *www.oaklandpolice.com/*

DISCIPLINARY ACTION AND PROCEDURES

UCSF prohibits all acts of sexual assault, dating violence, domestic violence, and stalking. These acts violate both law and University policy. Members of the UCSF community who are accused of such conduct may, in addition to facing criminal investigation and prosecution, face disciplinary action by UCSF.

UCSF has written policies and procedures that provide for investigations of reports of sexual assault, dating violence, domestic violence, and stalking. Pursuant to the relevant policies and procedures, UCSF will respond promptly and effectively, and take appropriate action to prevent, correct, and/or discipline behavior that violates the University's policy on Sexual Harassment and Sexual Violence.

Disciplinary proceedings will provide a prompt, fair and impartial investigation and resolution. Investigations and proceedings will be conducted by officials who have received annual training on sexual assault, dating violence, domestic violence, and stalking; how to conduct an investigation; and how to conduct a proceeding in a manner that protects the safety of survivors and promotes accountability.

Survivors are not required to participate in any disciplinary proceeding and may choose not to participate. The Title IX Coordinator and/or the CARE Advocate can explain these policies and procedures in detail.

Revised 07/01/2015