

Sense of the Senate Resolution on the Yusuf Kalyango De-Tenuring Hearing

February 8, 2021

Whereas Ohio University policy 03.004 provides that in all cases related to protected status discrimination, harassment, or retaliation, policy 03.004 takes precedence over any other university policy or procedure; and

Whereas policy 03.004 invests fact-finding in cases of sexual misconduct in the Office of Equity and Civil Rights Compliance only; and

Whereas policy 03.004 requires that sexual misconduct findings be based on a determination as to whether, by a preponderance of the evidence, sexual misconduct occurred; and

Whereas Yusuf Kalyango was found, by a preponderance of the evidence, to have committed sexual misconduct against at least two students by the Office of Equity and Civil Rights Compliance; and

Whereas two University Professional Ethics Committees independently recommended that Yusuf Kalyango's acts of sexual harassment warranted loss of tenure; and

Whereas the E W Scripps School of Journalism recommended that Yusuf Kalyango lose his tenure for these acts; and

Whereas the Faculty Senate specially convened committee on loss of tenure improperly substituted its own fact-finding for that of the Office of Equity and Civil Rights Compliance; and

Whereas the Faculty Senate specially convened committee on loss of tenure improperly used a "clear and convincing evidence" standard in place of the "preponderance of the evidence" standard; and

Whereas the Faculty Senate specially convened committee on loss of tenure is reported to have improperly placed the burden of evidence for issues of adequate consideration and due process on the appellee (the University) than on the appellant (Kalyango); and

Whereas these facts indicate that the Faculty Senate's specially convened committee process was fatally flawed and violated university policy;

Be it resolved that the Faculty Senate calls for the report of the Faculty Senate's specially convened committee be set aside and not forwarded to the Board of Trustees by the President; and

Be it further resolved that the Faculty Senate calls for the reports of the Office of Equity and Civil Rights Compliance, of the two University Professional Ethics Committees, and of the E. W. Scripps School of Journalism be forwarded to the Board of Trustees by the President.

1. Devika Chawla, Professor, Communication Studies
2. Purba Das, Associate Professor, Communication Studies
3. Julie White, Professor, Political Science
4. Sarah Wyatt, Professor, Plant Biology
5. Matthew deTar, Assistant Professor, Communication Studies
6. Patty Stokes, Associate Professor of Instruction, Women's and Gender Studies
7. Mary Kate Hurley, Associate Professor, English
8. Brittany Peterson, Associate Professor, Communication Studies
9. Nukhet Sandal, Associate Professor, Political Science
10. Anirudh Ruhil, Professor, Voinovich School
11. Susan Burgess, Professor, Political Science
12. Natalie Kruse Daniels, Professor, Voinovich School
13. Leslie K. Johnson, Professor, Voinovich School
14. Lynn Harter, Professor, Communication Studies
15. Sarah A Webb, Associate Professor of Instruction, Social Work
16. Brandon Kendhammer, Associate Professor, Political Science
17. Jeremy Webster, Associate Professor, English
18. Mathew Felton-Koestler, Associate Professor, Teacher Education (College of Ed.)
19. Jerry Miller, Professor, Communication Studies
20. Sasha Collins, Assistant Professor of Instruction, Department of Social Work
21. DeLysa Burnier, Professor, Political Science
22. Stephen Scanlan, Professor, Sociology
23. Katherine Jellison, Professor, History
24. Heather Edwards, Associate Professor of Instruction, English
25. Sarah Garlington, Assistant Professor, Social Work
26. Jennifer Fredette, Associate Professor, Political Science
27. Karen Riggs, Professor, School of Media Arts and Studies
28. Roger Aden, Professor, Communication Studies
29. Frans Doppen, Professor, Patton College
30. Jana Houser, Associate Professor, Geography
31. Zach Meisel, Associate Professor, Physics and Astronomy
32. Charlotte Elster, Professor, Physics
33. Ingo Trauschweizer, Associate Professor, History
34. Kerri Shaw, Associate Professor of Instruction, Social Work
35. Sarah Davis, Associate Professor, Voinovich School
36. Geoff Dabelko, Professor, Voinovich School
37. Jen Newton, Assistant Professor, Special Education (College of Ed)
38. J.W. Smith, Professor, Communication Studies
39. Cynthia Anderson, Professor, Sociology and Anthropology
40. Kate Raney, Assistant Professor, Media Arts and Studies
41. Sara Hartman, Associate Professor, Teacher Education (College of Ed)
42. Angela Hosek, Associate Professor, Communication Studies
43. Karen Deardorff, Associate Professor of Instruction, Communication Studies
44. Myra Waterbury, Professor, Political Science

45. Kathleen Sullivan, Associate Professor, Political Science
46. Justin Frantz, Associate Professor, Physics
47. Andrew Ross, Associate Professor, Political Science
48. Howard Welsch, Associate Professor, Sociology
49. Terry Cluse-Tolar, Professor, Social Work
50. Haley Duschinski, Associate Professor, Anthropology
51. Daniel Dani, Professor, Science Education (College of Ed)
52. Risa Whitson, Professor, Geography
53. Laura Harrison, Professor, College of Education
54. Diane Ciekway, Associate Professor, Anthropology
55. David Rosenthal, Associate Professor, Plant Biology