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Be it resolved that the Faculty Senate calls for the report of the Faculty Senate’s specially convened committee be withdrawn and not considered by the Board of Trustees by the President and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 Welser, 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