

TEMPLATE: AGREEMENT TO PARTICIPATE IN INFORMAL RESOLUTION

Informal resolution is a voluntary, remedies-based, alternative dispute resolution process under the [COLLEGE/UNIVERSITY]'s [SEXUAL HARASSMENT POLICY] (the "Policy") that allows the parties to agree to a resolution without formal investigation or adjudication.

Informal resolution is generally designed to facilitate a mutually agreeable outcome to alleged violations of the Policy that centers on repairing any harm (to the extent possible) experienced by the Complainant and/or the campus community. Informal resolution is designed to eliminate any prohibited conduct, prevent its recurrence, and remedy its effects in a manner that is agreeable to the parties while maintaining the safety of the campus community.

Informal resolution will only be used at the request and agreement of both the Complainant and Respondent and as deemed appropriate by the Title IX Coordinator, in their sole discretion. Before proceeding with an informal resolution, both parties must understand and agree to the necessary elements of the process.

By signing below, I acknowledge that I voluntarily choose to participate in the informal resolution process. I have read, understand, and agree to each of the following (**initial each box**):

- Participation in this process is voluntary. Prior to signing a resolution agreement either the Complainant or Respondent can choose to end the process at any time and pursue investigative resolution; any other participant can also choose to end their participation at any time;
- Informal resolution will be facilitated by [INSERT NAME AND TITLE OF FACILITATOR], who will serve as the informal resolution facilitator;
- Individuals who wish to participate in informal resolution must successfully complete preparatory meetings with the informal resolution facilitator prior to participating;
- Informal resolution does not result in formal disciplinary action against the Respondent, and the Respondent will not be found responsible for any policy violation;
- The informal resolution facilitator has the sole discretion to determine at what point in the process an informal resolution process is not appropriate and must be referred back to the Title IX Coordinator for further action;
- I agree that to the extent permitted by law, I will not use information obtained and utilized during informal resolution in any other [COLLEGE/UNIVERSITY] Process (including investigative resolution under the Policy if informal resolution does not result in an agreement) or legal proceeding, though information documented and/or shared during informal resolution could be subpoenaed by law enforcement if a criminal investigation or civil suit is initiated;
- Information shared during informal resolution will not result in separate or subsequent disciplinary investigation or actions by the [COLLEGE/UNIVERSITY], unless there is a significant threat of harm or safety to self or others or the information is obtained outside of the informal resolution process (such as information that is publicly available or provided by a witness who did not derive it from the informal resolution process);

- By signing a resolution agreement, the parties are affirming that the terms of the agreement (along with any other supportive or interim measures in place) appropriately address the conduct at issue and remedy its effects;
- After the parties sign a resolution agreement, and the Title IX Coordinator or designee approves it, the parties are bound by its terms and cannot return to investigative resolution;
- If the parties enter into a resolution agreement, the parties waive the right for an investigative resolution and the Respondent agrees to comply with the terms of the resolution agreement. I understand that failure to comply with a resolution agreement, once signed and approved, may result in the agreed-upon consequences in the resolution agreement, which may include the [COLLEGE/UNIVERSITY] placing an appropriate hold on the student’s account until the terms of the agreement are met;
- If the Complainant and Respondent do not reach a resolution agreement, the matter may be referred to the Title IX Coordinator for further action.

By signing this Agreement, I indicate my voluntary agreement to participate in the informal resolution process. I acknowledge and understand the terms of the informal resolution process as described above and agree to comply with all requirements of the informal resolution process.

Party’s Signature

Date

Party’s Name (printed)