

#### **UNIVERSITY SETBACKS**

#### Doe v. Trustees of the University of Pennsylvania 270 F.Supp.3d 799 (E.D. Pa. 2017)

In light of these allegations, we conclude that the Complaint plausibly alleges that Defendant breached the  $v \in C = u + 2 = 0$  and  $v \in C = 1 + 2 = 0$ .  $v \in C = v + 2 = 0$  and  $v \in C = 1 + 2 = 0$ .  $v \in C = 1 + 2 = 0$  and  $v \in C = 1 + 2 = 0$ .  $v \in$ 



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#### Doe v. University of Notre Dame 2017 WL 1836939 (N.D. Ind. 2017)

Of course, all conclusions about the merits are conjectural at this point, and do not predict ultimate victory for JohnDoe



## **UNIVERSITY VICTORIES**

Doe v. Loh 2018 WL 1535495 (D. Md. 2018)

Failure to allow Respondent to Confront his accuser and providing him with an outdated policy does not violate due process.

Plaintiff lacks a good faith basis for gender bias allegations despite allegations that training materials that refer to women as victims and men as perpetrators.

33



Notice and comment proposed rulemaking expected this spring that will set forth Title IX guidance for colleges and universities that will change and how much is  $v \hat{Q} v [\bullet P \mu \bullet X]$ 



#### **OCR Guidance**

- 2001 https://www2.ed.gov/about/offices/list/ocr/docs/shguide.pdf
- 2011 https://www2.ed.gov/about/offices/list/ocr/letters/colleague-201104.pdf
- 2014 https://www2.ed.gov/about/offices/list/ocr/docs/qa-201404-title-ix.pdf
- 2017 https://www2.ed.gov/about/offices/list/ocr/letters/colleague-title-ix -201709.pdf
  - https://www2.ed.gov/about/offices/list/ocr/docs/qa-title-ix -201709.pdf



## **Further Reading**

KC Johnson, Commentary Magazine:

**K**C Johnson, Commentary - https://www.commentarymagazine.com/articles/campus-sex-crime-tribunals-losing/

Emily Yoffe, The Atlantic:

https://www.theatlantic.com/education/archive/2017/09/the-uncomfortable-

truth -abonts/C5 0 Td 1

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#### **PLEADING STANDARDS**

# QUESTIONS?

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