


West Valley
College



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COLLEGE
SANTA CLARA

**West Valley-Mission
Community College District**

**Title IX Resources and
Reporting Options**



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About WVMCCD



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West Valley-Mission Community College District (WVMCCD)

WVMCCD is committed to creating and maintaining a community where all individuals who participate in District programs can do so in an atmosphere free from violence, harassment, discrimination, exploitation, and intimidation. Every member of the community should be aware that the District prohibits all forms of sex-based discrimination, including sexual harassment, sexual assault, dating violence, domestic violence, stalking, and retaliation. Such behavior violates federal and state law as well as District policies.

Resources and reporting options are available to anyone (students, staff, and faculty) who may have experienced sexual harassment, sexual assault, dating violence, domestic violence, stalking, or any other form of gender discrimination.

Privacy and Confidentiality

The District recognizes the desire for privacy can play a key role in deciding whether to report an incident of sexual harassment or assault.

Any reporting party who wishes to speak with someone who can guarantee strict confidentiality should speak with Student Health Services or any of the other confidential resources listed on page 4 of this packet.

All responsible District employees (except for confidential Student Health Services counselors) are required to report information regarding sexual misconduct involving WVM students or employees. They share this information with the Title IX Coordinator so that the incident may be resolved in a prompt and equitable manner under the District's resolution procedures.

You may request confidentiality and/or that the Title IX Coordinator provide you with remedies and resources without initiating a formal complaint process. The coordinator will weigh requests for confidentiality against the institutional need to address and remedy discrimination under state and federal laws.

Generally, the District will be able to respect your wishes, unless it believes there is a threat to the community based on the use of weapons, violence, pattern, predation, or threatening conduct by the person being accused.

Title IX Reporting



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In order for appropriate and timely action to be taken, the District encourages anyone who has experienced sexual harassment, sexual assault, dating violence, domestic violence, or stalking to report the offense as soon as possible after its occurrence.

The Title IX Coordinator will consult with a reporting party and review options for next steps, which may include an alternative resolution or a formal investigation. In addition, when appropriate and reasonably available, the Title IX Coordinator may assist with changes to academic, work, and transportation conditions or implement other interim protective measures such as no contact directives.

Safety and Interim Measures

When necessary and appropriate, the District can implement safety and interim measures to provide support and protection to individuals involved in cases of sexual harassment or sexual violence. Some of these measures include: no contact directives, changes in class or work schedules, provision of special parking or transportation conditions, and other academic adjustments. Safety and interim measures can be arranged through the Title IX Coordinator.

Protective / Restraining Orders

Reporting parties have the right to seek orders of protection, no-contact orders, restraining orders, or similar lawful orders issued by criminal, civil, or tribal courts, and may seek the help of the West Valley-Mission College District Police Department in requesting and/or enforcing such orders.

Disciplinary and Remedial Measures

If the District determines that the responding party has violated WVMCCD policy, it will apply appropriate sanctions and remedial measures to address the impact to the reporting party and the WVMCCD community at large. Sanctions and remedies vary depending on the status (student, staff, or faculty) of the responding party. Sanctions can range from a warning to expulsion (for students) or termination (for employees).

Evidence Preservation

Sexual Assault Forensic Exams (SAFEs) can be conducted after a sexual assault to preserve important physical evidence. Even if physical injuries are not visible, a SAFE exam is strongly recommended to collect forensic evidence and maintain all legal options.

You may choose to avoid washing, bathing, urinating, etc., until after your examination. Because evidence of a sexual assault can deteriorate quickly, you may choose to seek a medical exam as soon as possible. Evidence collection should be completed within 120 hours of an assault, but fluids, hair samples, and DNA can be collected for a long time thereafter. Even if you have washed, evidence can often still be obtained. After 120 hours, it may still be helpful to have medical attention, even if you are not trying to obtain evidence of an assault.

If you are still wearing any clothes worn during the assault, wear them to the hospital, but bring a change of clothes, as the hospital will keep the clothes you are wearing as evidence. If you have changed clothes, bring the ones you were wearing during the assault to the hospital in a clean paper (not plastic) bag or wrapped in a clean sheet. Leave sheets/towels at the scene of the assault. Police will collect them. Typically, police will be called to the hospital to take custody of the findings of the SAFE exam, but it is up to you whether you wish to speak with them or file a criminal complaint.

To initiate a SAFE exam, you can contact law enforcement or go directly to a hospital and request one. SAFE exams are done at Santa Clara Valley Medical Center. Student Health Services does not conduct SAFE exams. If you would like help accessing a SAFE exam, you can contact a Monarch Services confidential advocate at (888) 900-4232.

Police Reporting

Individuals who have experienced sexual assault or harassment may choose to file a criminal report with local law enforcement. If an individual chooses not to report the incident immediately to the police, a report can still be made at a later date.

Incidents may be reported confidentially to the WVMCCD Police Department (408) 299-2311, or by calling 911. If appropriate, the Santa Clara County Sheriff's Department may also assist an individual with filing a police report with other law enforcement agencies. The Title IX Coordinator can help you contact the Santa Clara County Sheriff's Department.

Reporting Options



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WVMCCD Title IX Team

The Title IX team receives and responds to reports of sexual harassment or sexual violence involving any member of the campus community (students, staff, faculty, and campus guests). The Title IX team can also offer information about legal assistance, visa/immigration assistance, and student financial aid considerations for victims. WVMCCD's Administrative Procedure on Discrimination and Harassment Complaints and Investigations can be reviewed at:

[Just Report It | WVMCCD](#)

Mission College:

Omar Murillo Ed. D. - Deputy Title IX Coordinator
Phone: (408) 855-5195
E-mail: omar.murillo@missioncollege.edu

West Valley:

Renee Paquier - Deputy Title IX Coordinator
Phone: (408) 741-4616
Email: renee.paquier@westvalley.edu

WMCCD

Samantha Folb- District Title IX Compliance Officer
Phone: (408) 741-2194
Email: samantha.folb@wvm.edu

Civil Options

Individuals may choose to seek civil remedies whether or not criminal charges and/or a Title IX complaint have been filed. Civil remedies may provide recovery of damages, including monetary compensation for medical expenses, lost wages, pain, suffering, and emotional distress. Contact an attorney for more advice about this process.

West Valley-Mission Community College Police Department

You can report sexual violence or harassment to the WVMCCD Police Department in person or over the phone.

West Valley:

Office Location: Located at E. College Circle at Campus Center Walk across from the PE Building

Office Hours: 9:30 am - 5 pm (Police Business Offices are closed on Sat, Sun, and all college district observed holidays).

Dispatch Phone: (408) 299-2311

Sherriff's Office Phone: (408) 741-2092

Website: [Contact | WVMCCD](#)

Mission College:

Office Location: Located to the right of the bookstore in the Campus Center

Office Hours: 8:30 am - 4:30 pm

Dispatch Phone: (408) 299-2311

Sherriff's Office Phone: (408) 855-5435

Website: District Police and Parking Office
missioncollege.edu

Confidential Resources



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Student Health Services

Student Health Services can provide first aid, birth control, emergency contraceptives (morning after pill), confidential personal counseling, pregnancy tests and STI (sexually transmitted infection) testing.

West Valley:

Phone: (408) 741-2027

E-mail: wvc.healthservices@westvalley.edu

Website: [Health Services | West Valley College](#)

Location: Student Services Center- (1st Floor)

Hours:

M/W/TH: 9:00 am - 4:30 pm

Tues: 9:00 am - 7:00 pm

Fri: CLOSED

Mission College:

Phone: (408) 855-5140

E-mail: mc.health.services@missioncollege.edu

Website: Health Services Staff

missioncollege.edu

Location: Student Engagement Center 104 (by the Welcome Center on the 1st floor)

Hours:

M-TH: 9:00 am - 4:30 pm

Fri: CLOSED

Employee Assistance Program (EAP)

EAP is available to all WVMCCD employees and provides three sessions per person per event with a licensed counselor per issue with no co-payment required.

Phone: 800) 834-3773 (available 24/7, 7 days a week)

Website: [Other Benefits | WVMCCD](#)

Community Resources



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YWCA Silicon Valley

The YWCA is a multiservice agency that offers direct services to meet immediate needs, educate local communities, and legislate advocacy to change the rules and systems. Services include crisis intervention, therapy, confidential emergency shelter, legal advice, counseling, and more.

24-Hour Crisis line: (800) 572-2782 or (650) 493-7273
Office Hours: Mon-Fri 9:00 am - 5:00 pm
Website: YWCA - Eliminating racism and empowering women (yourywca.org)

Bay Area Women Against Rape (BAWAR)

BAWAR offers free, confidential, bilingual support for ALL survivors of sexual violence such as quality counseling, advocacy, and community education around these issues.

24/7 Hotline (English and Spanish): (510) 800-4247
Office Hours: Mon-Fri 9:00 am - 5:00 pm
Office Phone Number: (510) 430-1298
Website: [BAWAR – Bay Area Women Against Rape](#)

Next Door Solutions

Next Door Solutions is the only stand-alone domestic violence agency in Santa Clara County. They have a 24/7 Domestic Violence Crisis Hotline and offer free services to survivors such as walk-in crisis counseling, support groups, employment services, and housing solutions.

24/7 Hotline (English and Spanish): (408) 279-2962
Office Phone Number: (408) 501-7550
Website: [Next Door Solutions – to Domestic Violence](#)

RAINN

RAINN offers a search tool for anyone to look up zip codes and find independent sexual assault service providers, including National Sexual Assault Hotline affiliate organizations and other local providers. These providers have highly trained staff that can offer assistance in moments of crisis and provide resources for ongoing support related to sexual violence (services are usually free or low cost).

24/7 Hotline (English and Spanish): (800)656-4673
Website: [RAINN | Rape, Abuse and Incest National Network](#)

Sexual Assault Response Team

(Most exams are conducted at the Stanford location, but SCVMC remains a SAFE site. Both locations operate 24/7 with specially trained nurses on-call to perform SAFE exams.)

Santa Clara Valley Medical Center
Phone: 408-885-5000
Location: 751 Bascom Ave. Building H1, San Jose, CA, 95128
Website: [Resources - Santa Clara Valley Medical Center - \(scvh.org\)](#)

Stanford Hospital Emergency Department

Phone: (408)885-6466
Location: 1199 Welch Road, Stanford, CA, 94304
Website: [Forensic Evidence Collection \(i.e. SAFE, SART Exam, "Rape Kits"\) | Office of the Vice Provost for Institutional Equity, Access & Community \(stanford.edu\)](#)

Santa Clara County Office of the District Attorney

Victim Services Unit

Phone: (408) 295-2656

Location: 70 W. Hedding St., West Wing, San Jose, Ca, 95110

Email: victimservices@dao.sccgov.org

Website: [Victim Services Unit - Office of the District Attorney - County of Santa Clara \(sccgov.org\)](#)

California Victims Compensation Board (CalVCB)

CalVCB offers financial compensation to victims of crimes including sexual violence related crimes.

Website: [Resources - Santa Clara Valley Medical Center - \(scvh.org\)](#)

Planned Parenthood San Jose Central Health Center

The San Jose Central Health Center offers general health care, well woman exams, men's health services, transgender healthcare, family planning services, birth control, emergency contraception, HIV testing, pregnancy tests, and STI (sexually-transmitted infection) testing, treatment, and vaccines.

Phone: (408) 287-7526

Location: 1691 The Alameda, San Jose, CA 95126

Office Hours: 8:30am -5:00pm (M, W, F)

8:00am -5:00pm (Tuesday)

7:30am -5:00pm (Thursday)

8:00am-4:30pm (Saturday)

Closed Sunday

Website: [Birth Control, STD Testing & Abortion - San Jose, CA \(plannedparenthood.org\)](#)

WVMCCD Procedures Regarding Title IX Reports



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Intake

The Title IX Coordinator will assist the reporting party with making choices and accessing resources. Assuming the reporting party chooses to move forward with a campus resolution, the next step is a preliminary inquiry. All resolutions will be conducted by campus officials who receive annual training. The training consists of issues related to domestic violence, dating violence, sexual assault, stalking, and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.

The resolution process is confidential. The institution will protect the confidentiality of victims, consistent with state and federal law. Title IX-related resolutions are not subject to publicly available record keeping provisions. Any release of information about a resolution will be accomplished without the inclusion of identifying information about the victim, to the extent permissible by law.

Preliminary Inquiry

An initial determination is made about the allegations and whether to move forward to a formal investigation. This decision is made by the Title IX Coordinator, considering the nature of the allegations and the reporting party's wishes. If the decision is made to move forward, the Title IX Coordinator will oversee an investigation.

Investigations

An investigative model is used to resolve allegations. Trained investigators will provide a prompt, thorough, reliable, equitable, fair, and impartial investigation. They will interview reporting and responding parties, witnesses, and prepare reports with their findings and sanctioning recommendations. Information about all the steps in the investigative process is available at [Just Report It | WVMCCD](#)

Hearings

The hearing panel will have the opportunity to question the investigators during hearings. The panel may accept or reject investigators' recommendations. If the panel rejects the recommendations or decides to issue alternate sanctions, it must do so within the framework of the policy, citing clear evidence to support its decisions. The panel may additionally return the report to investigators for modification.

Standard of Evidence

The District uses a preponderance of evidence standard. Decision-makers consider whether, given the available credible evidence, it is more likely than not that a violation occurred.

Past History

The past sexual history or character of an individual is not considered unless it is determined to be highly relevant. All such information ought to be entered for consideration by a party or the District will be presumed irrelevant until evidence of its relevance is offered. The existence of a pattern of behavior by a responding party may be relevant to the finding and sanction imposed. Both parties will be notified in advance if such information has been deemed relevant and will be considered during the process.

Final Determination

The parties will be informed in writing of the resolution's outcome, without significant delay between the notifications to each party. This notice will include the procedures for appealing the decision, any change to the results that occurs prior to the time that such results become final, and when results are final.

Past History

If the District imposes discipline against a student or employee as a result of the findings in its investigation, the student or employee may appeal the decision using the procedure for appealing a disciplinary decision.

If the complainant is not satisfied with the results of the administrative determination, he/she may, within fifteen days, submit a written appeal to the Board of Trustees. The Board shall review the original complaint, the investigative report, the administrative decision, and the appeal. The Board shall issue a final District decision in the matter within 45 days after receiving the appeal. All appeals determinations made by the Board of Trustees are final.