



## **Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act and the Violence Against Women Act**

Federal regulations require every school that participates in federal Student Financial Assistance programs to publish and distribute an annual security report that contains prescribed information relative to campus security policies and crime statistics. The Report is prepared every year by the Executive Director & Title IX Coordinator. The Fab School will collect information prescribed in Section 485 (a) and (f) of the Higher Education Act (also known as the Jeanne Clery Disclosure of Campus Security and Campus Crime Statistics Act) (20 U.S.C. 1092 (a) and (f)), from all internal available resources including but not limited to filed campus crime reports and from local law enforcement agencies to compile and disseminate crime statistics. Data from the previous calendar year (January through December) will be collected for inclusion in the annual crime statistics for publication and disclosure beginning on October 1<sup>st</sup> of the subsequent year. The Fab School must disclose the number of instances in which certain specific types of crimes have occurred in any building or on any property owned or controlled by this institution which is used for activities related to the educational purpose of the institution and/or any building or property owned or controlled by student organizations recognized by this institution. The Fab School encourages accurate and prompt reporting of all crimes to campus security personnel and to the appropriate police agency. The Fab School has designated the Executive Director & Title IX Coordinator and/or the Operations Manager as the appropriate security personnel to report, either any criminal actions or other emergencies occurring on campus. The Executive Director & Title IX Coordinator may be contacted in person, by telephone, or by email, at 9571 Pittsburgh Avenue, Rancho Cucamonga, CA 91730; the telephone number and e-mail address for the Executive Director & Title IX Coordinator is (909) 493-3761 x226 and [david.hall@thefabschool.edu](mailto:david.hall@thefabschool.edu) Reports to the Executive Director must be made in person at the campus location or by telephone at (909) 493-3761 x226. Any student witnessing or being a victim of any criminal offenses on campus is to report those actions to the Executive Director & Title IX Coordinator or the Operations Manager immediately. Prompt reporting of offenses is required to ensure the preservation of evidence for the proof of a criminal offense and for the purpose of making timely warning reports to members of the campus community.

The Fab School allows victims or witnesses to report crimes on a voluntary, confidential basis please contact The Fab School's student & staff hotline at (909) 493-3711. The Fab School does not offer regularly scheduled programs to address security awareness or crime prevention for its students or employees.

The Fab School requires all criminal offenses that occur on campus be reported in person to the Executive Director immediately, but not later than forty-eight (48) hours after the incident. The school is required to assist in notifying authorities if the incident involves a victim who requests assistance. Anyone needing to report a crime should complete a Campus Crime Report at the office of the Executive Director, to ensure accurate and prompt reporting. The Executive Director will take a statement from the claimant and contact the appropriate authorities. A copy of the report may be filed with the local authorities. The report will be reviewed for administrative action at The Fab School's next staff meeting or at an emergency meeting, if necessary. The Fab School will determine if action by the school is necessary to prevent a reoccurrence of the incident. If institutional action is necessary, notification to students will take place by bulletin on the bulletin board and by general notice distribution throughout the campus. Although the School does not offer regular scheduled crime awareness or prevention programs, this policy, which is published in The Fab School's Catalog and is disclosed by general notice distribution every October 1<sup>st</sup> is designed to inform students and employees about campus security procedures and practices and to encourage students and employees to be responsible for their own security and the security of others.

The Fab School Main Campus Office is open every Monday through Thursday from 8:00 a.m. until 6:00 p.m.. The facility is accessible during regularly scheduled class hours of 8:00 a.m. to 10:00 p.m. Monday through Thursday. The Fab School does not have on-campus housing, nor does The Fab School employ pastors or professional counselors. Security of the campus is under the supervision of the State and local police. The school does not employ security personnel with the authority to arrest individuals. However, the school encourages its students, employees, and visitors to immediately report suspected criminal activity or other emergencies to the designated school officials and/or, in the event of an emergency, directly to local law enforcement or other emergency response agencies by dialing "911." The school assists in notifying authorities of incidences of a criminal offense, and State and local police agencies have the right to make arrests. There is no written Memorandum of Understanding between The Fab School and state or local police.

The Fab School offers periodically scheduled educational programs to promote the awareness and prevention of rape, acquaintance rape, and other forcible and non-forcible sex offenses. The Fab School has developed policies and procedures to follow if a sex offense occurs. As stated above, The Fab School encourages accurate and prompt reporting of all crimes to



campus security personnel and to the appropriate police agencies and has designated the Executive Director & Title IX Coordinator and the Director of Education as the appropriate security personnel to report, either in person, by telephone, or by email, any criminal actions or other emergencies occurring on campus. The student has the option to notify appropriate law enforcement authorities, including campus security personnel and local police. Institutional personnel will assist the student in notifying the authorities if the student requests the assistance of institutional personnel. The School does not offer on-campus professional counseling for victims of sex offenses. However, off-campus professional counseling options such as off-campus counseling, mental health, or other services for victims of sex offenses are available to students and staff by contacting the San Bernardino Sexual Assault Hotline at (909) 895-8884 or the San Bernardino Sexual Assault Services 24-Hour Crisis Hotline (800) 656-4673. The institution will change a victim's academic situation after an alleged sex offense if those changes are requested by the victim and are reasonably available. Procedures for campus disciplinary action in cases of an alleged sex offense include a formal hearing to determine facts and disciplinary action if warranted. The accuser and the accused are entitled to the same opportunities to have others present during a disciplinary proceeding. Both the accuser and the accused must be informed of the outcome of any institutional disciplinary proceeding brought alleging a sex offense. The school will upon written request, disclose to the alleged victim of a crime of violence or a non-forcible sex offense, the results of any disciplinary hearing conducted by the school against the student who is the alleged perpetrator of the crime or offense. If the alleged victim is deceased as a result of the crime or offense, the school will provide the results of the disciplinary hearing to the victim's next of kin, if so requested. Compliance with this does not constitute a violation of the Family Educational Rights and Privacy Act (20 U.S.C. 1232g). Sanctions may include probation, suspension, or dismissal.

In accordance to the "Campus Sex Crimes Prevention Act" of 2000, which amends the Jacob Wetterling "Crimes Against Children and Sexually Violent Offender Registration Act", the Jeanne Clery Act and the Family Educational Rights and Privacy Act of 1974, The Fab School is providing a link to the San Bernardino County Registered Sex Offender Registry <http://www.homefacts.com/offenders/California/San-Bernardino-County/San-Bernardino.html> . This act requires institutions of higher education to issue a statement advising the campus community where law enforcement information provided by a State concerning registered sex offenders may be obtained. It also requires sex offenders already required to register in a State to provide notice of each institution of higher education in that State at which the person is employed, carries a vocation, or is a student. In the State of California, convicted sex offenders must register with the "Sex Offender and Crimes Against Minors Registry" maintained by the California Department of Justice. Registry information provided under this section shall be used for the purposes of the administration of criminal justice, screening of current or prospective employees, volunteers or otherwise for the protection of the public in general and children in particular. **Unlawful use of the information for purposes of intimidating or harassing another is prohibited and willful violation shall be punishable as a Class 1 misdemeanor.**

The California Department of Justice is responsible for maintaining this registry. Follow the link below to access the California Department of Justice website: <http://www.meganslaw.ca.gov/>

The school will immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students and /or staff occurring on the campus using The Fab School Alert System.

Activation of The Fab School Alert System shall be initiated by any one of the following "Designated Emergency Personnel:

1. Angel Morfin – Lead Instructor
2. David Hall – Executive Director
3. Penney Vaughn – Operations Coordinator

In the event that none of the above-named personnel are present at the time of the emergency then the person designated in their absence shall initiate activation of The Fab School Alert System.

Emergencies shall be divided into two categories (1) Priority 1 Emergencies; and (2) Priority 2 Emergencies.

#### **Priority 1 Emergencies:**

*Priority 1 Emergencies* are emergencies where there is a possible or known situation that poses an immediate threat to the health or safety of students or employees at or near the immediate vicinity of The Fab School campus.

Examples of Priority 1 Emergencies: active shooter, shooter, suicide bomber, hostage situation, civil unrest, terrorist attack, credible bomb or terrorist threat, suspicious device found, fire, gas leak, chemical spill, biological hazard, geological hazard, extreme weather (such as earthquake, thunderstorm, tornado, or flood).



### **Priority 2 Emergencies:**

*Priority 2 Emergencies* are emergencies where there is a known situation that does not pose an immediate threat to the health or safety of students or employees at or near the immediate vicinity of The Fab School Campus.

Examples of Priority 2 Emergencies: Power outages, leaks or broken water pipes causing flooding in a classroom/office, emergencies occurring outside The Fab School campus but within the vicinity such as fires, police activity, minor traffic situations, weather warnings from the National Weather Service affecting the area such as thunderstorm and flash flood warnings.

## **EMERGENCY NOTIFICATION PROCEDURES**

### **Priority 1 Emergencies:**

#### **Initiation of Notification Procedures**

The Designated Emergency Personnel must initiate The Fab School Alert system upon confirmation of a Priority 1 Emergency. Confirmation of a Priority 1 Emergency occurs when the Designated Emergency Personnel has:

- Actual knowledge of a situation that constitutes a Priority 1 Emergency; or
- There is a reported situation that would constitute a Priority 1 Emergency.

The Designated Emergency Personnel shall assume the situation to be a Priority 1 Emergency and initiate The Fab School Alert System immediately; only after initiating The Fab School Alert System shall the "Designated Personnel" or other campus staff confirm the accuracy of the reported situation. If the reported situation is confirmed, then The Fab School Alert shall continue in effect until the situation is resolved; if the reported situation is found not to be accurate, then The Fab School Alert may be canceled by the Designated Emergency Personnel.

Contemporaneous with initiating The Fab School Alert System, School staff shall immediately notify 911 of the situation(s). Except where it is immediately necessary to evacuate the premises or otherwise protect the health and safety of employees and students, the Designated Emergency Personnel and/or campus staff shall not leave their office/classroom and allow any emergency responders to address and investigate the situation. The Designated Emergency Personnel, campus staff, and students shall comply with any and all directions made by emergency responders.

Contemporaneous with or after initiating The Fab School Alert System and notifying 911 of the situation(s), the Designated Emergency Personnel and/or campus staff shall contact and brief the Director of Education and/or the Executive Director regarding the emergency situation.

Only upon confirmation by the emergency responders that the emergency situation has been resolved and there is no longer an immediate threat to the health or safety of students or employees the Designated Emergency Personnel may cancel The Fab School Alert. Dissemination of Information for The Fab School Alerts shall be disseminated by any one or combination of the following methods:

- Campus Alarm System
- E-mail
- Telephone Intercom
- Voicemail

### **Recipients of Information:**

The following persons are to receive The Fab School Alerts:

- All campus staff and currently enrolled students of the campus experiencing the emergency whether on campus or off campus;
- Designated members of the Executive Staff



## **Priority 2 Emergencies:**

### **Initiation of Notification Procedures**

Designated Emergency Personnel must initiate The Fab School Alert system upon confirmation of a Priority 2 Emergency. Confirmation of this emergency occurs when the Designated Emergency Personnel has:

- Actual knowledge of a situation that constitutes a Priority 2 Emergency

If the "Designated Personnel does not have actual knowledge that a situation what would constitute a Priority 2 Emergency exists, then the "Designated Personnel must first determine whether the situation is actually occurring. Upon confirmation that the situation is actually occurring then the "Designated Personnel may initiate The Fab School Alert System.

Contemporaneous with initiating The Fab School Alert System, campus staff shall immediately notify 911 of the situations, if necessary. Contemporaneous with or after initiating The Fab School Alert System and/or notifying 911 of the situations, the Designated Emergency Personnel and/or campus staff shall contact and brief the Director of Education and/or the Executive Director regarding the emergency situation.

Only upon confirmation that the emergency situation has been resolved the Designated Emergency Personnel may cancel The Fab School Alert.

### **Dissemination of Information**

#### **The Fab School Alerts shall be disseminated by the following Methods:**

- Campus Alarm System
- E-mail
- Telephone Intercom
- Voicemail

#### **The following persons are to receive The Fab School Alerts:**

- All campus staff and currently enrolled students of the campus experiencing the emergency, whether on campus or off campus
- Designated members of the Executive Staff

### **Testing Procedures**

At least twice a year the campus shall test The Fab School Alert System. At least one test shall be announced and at least one test should be unannounced. All announced tests shall be publicized to the campus community.

All Tests shall be documented on The Fab School Alert System Test form and shall be kept in a binder located in the Executive Director's office.

### **Sexual Harassment / Sexual Violence Policy and Procedure**

The Fab School takes seriously issues pertaining to sexual harassment/sexual violence. If you believe that you have been the victim of sexual harassment/sexual violence that occurred on campus or was perpetrated by another The Fab School student or employee, please contact The Fab School's Executive Director/Title IX Coordinator to begin the process of investigating and hearing your claim:

David K. Hall  
Executive Director & Title IX Coordinator  
9571 Pittsburgh Avenue  
Rancho Cucamonga, California 91730  
Tel: (909) 493-3761 x 226 [david.hall@thefabschool.edu](mailto:david.hall@thefabschool.edu)

The Fab School prohibits any offenses of sexual harassment/violence including but not limited to: domestic violence, dating violence, sexual assault, and stalking.



## **Programs for Prevention and Awareness**

The Fab School educates the student community about sexual harassment/violence including sexual assault and date rape through the mandatory orientation prior to the start of each student's program. The literature regarding date rape education, risk reduction, and The Fab School response is available through the Executive Director.

## **Preventing and Responding to Sexual Offenses**

If you are a victim of a sexual assault at this institution, your first priority should be to get to a place of safety. You should then obtain necessary medical treatment. The Fab School strongly advocates that a victim of sexual assault, report the incident in a timely manner. Time is a critical factor for evidence collection and preservation. An assault should be reported directly to the Executive Director. Filing a police report with a police officer will not obligate the victim to prosecute, nor will it subject the victim to scrutiny or judgmental opinions from officers. Filing a police report will:

- Ensure that a victim of sexual assault receives the necessary medical treatment and tests, at no expense to the victim;
- Provide the opportunity for collection of evidence helpful in prosecution, which cannot be obtained later (ideally a victim of sexual assault should not wash, douche, use the toilet, or change clothing prior to a medical/legal exam);
- Assure the victim has access to free confidential counseling from counselors specifically trained in the area of sexual assault crisis intervention.

The victim of a sexual assault may choose for the investigation to be pursued through the criminal justice system and The Fab School, or only the latter. The Fab School representative (Executive Director) will guide the victim through the available options and support the victim in his or her decision. The Fab School does not offer on-campus counseling services, but The Fab School will help victims identify counseling and support services outside of The Fab School.

## **Definition of Consent**

California has adopted the principle of "affirmative consent" when addressing issues of sexual violence. "Affirmative consent" means affirmative, conscious, and voluntary agreement to engage in sexual activity. It is the responsibility of each person involved in the sexual activity to ensure that he or she has the affirmative consent of the other or others to engage in sexual activity. Lack of protest or resistance does not mean consent, nor does silence mean consent. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time. The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent.

## **The Fab School Procedures and Proceedings Pertaining to Claims of Sexual Harassment/Violence**

### **Preamble**

The following sets forth The Fab School's procedures for handling alleged charges of sexual harassment/sexual violence that occur between students, faculty, and staff in any combination thereof whether the alleged act occurred on-campus or off-campus or between students, faculty, or staff and third parties if the act occurred on-campus.

### **A. Definitions:**

1. Charge: means an alleged act(s) of sexual harassment/sexual violence.
2. Charging Letter: a document issued by The Fab School alleging that a respondent has committed an act of sexual harassment/sexual violence.
3. Complainant: the person who alleges that an act of sexual harassment/sexual violence has occurred and may include: students, faculty, and the staff. A complainant may also include a third party if the alleged act of sexual harassment/sexual violence occurred on-campus and the respondent was/is a The Fab School student, faculty, or staff member.
4. No Findings Letter: a document issued by the school, finding that there is not sufficient evidence to proceed with a charge.
5. The Preponderance of the Evidence: standard of evidence used to determine whether an act of sexual harassment/sexual violence has occurred. A person may be found to have committed an act of sexual harassment/sexual violence if the evidence presented shows that it is "more likely than not" (51% true) that the alleged act occurred.
6. Respondent: the person who is charged with committing an alleged act of sexual harassment/sexual violence against the complainant.



7. Response: The Respondent's formal written response to the Charging Letter submitted pursuant to the procedures outlined below; or if a No Findings Letter is issued, then the Complainants formal written response to the Charging Letter submitted pursuant to the procedures below.
8. Acts of Sexual Harassment/Violence is not limited to acts constitution sexual harassment, domestic violence, dating violence, sexual assault, stalking and all other similar acts.
9. Title IX: Title IX of the Higher Education Act which prohibits discrimination based upon gender. Gender discrimination includes acts of sexual harassment/sexual violence.
10. Title IX Coordinator: employee designated by The Fab School to oversee compliance with Title IX rules and regulations including overseeing the processing of charges of sexual harassment/violence.
11. Title IX Case Packet: a file specific to each case involving charges of sexual harassment/ sexual violence that includes but is not limited to:
  - a. The Charging Letter;
  - b. The Response (if any);
  - c. Witness statements and other written/photographic evidence (if any);
  - d. Written findings and decision of the Title IX Committee;
  - e. Any other documentation deemed necessary by the Title IX Committee.

#### **B. Alleged Violations:**

An alleged violation of the Student Code of Conduct that relates to sexual harassment/sexual violence shall be forwarded to The Fab School's Title IX Coordinator:

David K. Hall  
Executive Director & Title IX Coordinator  
9571 Pittsburgh Avenue  
Rancho Cucamonga, California 91730  
Tel: (909) 493-3761 x 226 [david.hall@thefabschool.edu](mailto:david.hall@thefabschool.edu)

All alleged violations of the Student Code of Conduct involving sexual harassment/sexual violence shall be subject to a fair and impartial process in determining whether or not a violation has occurred.

#### **C. Investigation:**

1. Alleged violations of the Student Code of Conduct involving sexual harassment/sexual violence shall be investigated in a prompt, thorough, impartial, and reasonable manner.
2. The investigation will be conducted by the Title IX Coordinator or designee who receive training on the issues related to domestic violence, dating violence, sexual assault, and stalking and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.
3. The investigation shall gather relevant evidence, including, but not limited to, pertinent documents and statements from witnesses. Investigations will be conducted within 60 days barring any unusual complexity.
4. While an alleged violation is being investigated, a student may be removed from class, campus sanctioned events, and other The Fab School functions pending the investigation.
5. Both parties will be given the opportunity to present written or verbal statements to the Title IX Coordinator or designee who is conducting the investigation.

#### **D. Preliminary Decision/Notification:**

1. After the investigation is completed, both parties will be promptly notified of the results of the investigation in writing by certified mail United States Postal Service (USPS) and/or by any additional means which may validate proof of receipt.
2. If a violation is found to have occurred a Charging Letter will be issued detailing the charges and recommending possible sanctions or other action.
3. If a violation is not found to have occurred a No Findings Letter will be issued, both parties will be so notified in writing.

#### **E. Response / Final Decision**

A student who is charged with a violation of the Student Code of Conduct involving sexual harassment/sexual violence shall be given ten (10) calendar days to submit a written response to the Title IX Coordinator. Failure of a student to respond to the Charging



Letter shall result in The Fab School continuing with processing the charge of alleged sexual harassment/sexual violence without input from the charged student.

If no violation is found, the Complainant may submit a response in writing within ten (10) calendars days of the date of the No Findings Letter.

1. A Response shall be in writing and must be submitted within ten (10) calendar days of the date of the Charging/No Findings Letter. The Title IX Coordinator may grant additional time to respond if a written request is received prior to the expiration of the ten-day deadline.
2. Any written, photographic, or other evidence (including witness statements) must be attached to the Response; evidence not included with the Response will not be considered. Additional evidence not included with the Response may be considered if a written request to consider additional evidence is submitted to the Title IX Coordinator before the time set for any hearing in this matter.
3. The Parties shall be notified of any grant of additional time for filing a Response and/or the grant of any request to submit additional evidence.
4. Within five (5) calendar days of receiving a Response, a final decision by the Title IX Coordinator or designee shall be issued. Notice of the final decision shall be promptly issued to all parties. If no Response is received within the time required by this procedure, then the Preliminary Decision shall become final.

#### **F. Title IX Committee:**

Upon conclusion of the investigation and the rendering of a Final Decision, either party may request a hearing before a Title IX Committee as set forth below within five (5) calendar days of the date of the Final Decision.

1. The Title IX Committee composition shall be at least three impartial individuals who have no prior involvement with the parties or the investigation and shall consist of any mix of The Fab School faculty or staff.
2. The Title IX Committee shall use the preponderance of the evidence standard of proof (more likely than not) to weigh the evidence and determine whether a violation occurred and what sanction, if any, is warranted.
3. Upon convening, the Title IX Committee shall designate a member as the Committee Chair.
4. The Title IX Coordinator shall not be a member of the Committee, nor shall any individual who may have conducted or participated in the investigation. If the Committee Chairperson should determine, the Title IX Coordinator or the designee who conducted the investigation, either or both, may be called before the Committee to answer any questions about the investigation.

#### **G. Committee Process:**

1. Students shall be afforded the opportunity to address the Committee to make a statement in their defense. This may be done via teleconference. Opposing parties shall separately address the committee to make a statement without the presence of the other party.
2. Students are not entitled to representation by an attorney or any other third party at any point in the process. However, in accordance with the Higher Education Opportunity Act (HEOA), in cases of an alleged sex discrimination/harassment, opposing parties are entitled to have third parties present during the committee process. (Note: The third party cannot be an attorney).
3. Any audio/digital or video-recording of the committee meeting is not permitted.
4. The Committee members are given a Title IX Case Packet with all relevant information for the committee meeting, including any written response received from the student. In Title IX cases, the Case Packet will include opposing parties' statements, all evidence discovered during the investigation, and any written witness statements the parties have submitted.
5. The Committee members sign a standard Confidentiality Statement for Committee Members and, after the Committee's deliberations; the Case Packets are collected and destroyed in order to maintain confidentiality.

#### **H. Decision:**

After considering all the evidence, the Title IX Committee shall deliver written findings and decision.

Any decision rendered by the Title IX Committee shall be pursuant to the Preponderance of the Evidence Standard. The decision shall be delivered by United States Postal Service certified mail and/or by additional means which may validate a proof of receipt. Opposing parties will receive notice of the outcome within thirty (30) calendar days of the close of the hearing.



In accordance with the requirements under the Higher Education Opportunity Act (HEOA), upon written request, The Fab School will disclose to an alleged victim of a crime of violence, or a non-forcible sex offense, the results of any disciplinary hearing conducted by the institution against the student(s) who is/are the alleged perpetrator of the crime or offense. If the alleged victim is deceased as a result of the alleged crime or offense, The Fab School will provide the results of the disciplinary hearing to the victim's next of kin, if so requested.

In accordance with the requirements under the HEOA, in cases of an alleged sex discrimination/harassment, opposing parties will be informed of the Committee's findings, including any sanction that will be imposed.

#### **I. Sanctions:**

If a violation is found, disciplinary sanctions shall be based on the seriousness of the situation and may include, but are not limited to: suspension, expulsion, or that the Respondent attends sexual harassment/sexual violence training at the Respondent's expense as a precondition to continued attendance at The Fab School.

The Fab School maintains a **"CRIME REPORT LOG"** which is retained in the Executive Director's office. The purpose of the Crime Log is to record all criminal incidents and alleged criminal incidents that are reported to the school's management. The crime log includes specific information about criminal incidents, not crime statistics. The log contains the following increments of information concerning a reported crime.

- Nature(classification)
- Case Number
- Date/Time Reported
- Date/Time Occurred
- General Location
- Disposition

#### **General School Crime Reporting Policies and Procedures:**

- 1) Where applicable, the rights of victims shall be preserved and the institution's responsibilities for order of protections, "no-contact" orders, restraining orders, or similar lawful orders issued by a criminal, civil, or tribal court or by the institution, shall be applied.
- 2) The Fab School will protect the confidentiality of victims and other necessary parties, including how the institution will complete publicly available recordkeeping, including "Clery Act" reporting and disclosures, without the inclusion of personally identifying information about the victim; and keep confidential any protective measures for the victim, as long as that confidentiality would not impair the institution's ability to provide those measures.
- 3) The Fab School will provide written notification to students and employees about existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services available for victims, both within the institution and in the community.
- 4) The Fab School will provide written notification to victims about options for academic, living, transportation, and working situations or protective measures. The institution must make such accommodations if the victim requests them and they are reasonably available, regardless of whether they choose to report the crime to campus police or local law enforcement.
- 5) The institution will, in a manner that is timely and warranted, withholds as confidential, the names and other identifying information of victims, and that will aid in the prevention of similar crimes, will report to the campus community on crimes that are included in its campus crime statistics, or reported to local police agencies and of which is considered by the school to represent a threat to students and employees.





### Emergency Response and Evacuation:

- 6) The Fab School has developed procedures to immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus. The "Emergency Plan" as a Plan, specifies the specific procedures to determine the appropriate or segments of the campus community to receive a notification, the content of the notification be it speaker or alarm, and to initiate the notification system. The Fab School has also trained staff and faculty to determine the action plan based upon fire, earthquake, or "Active Shooter on Campus" in order to appropriately protect the health and/or safety of our students or employees.

### Policies and Procedures Concerning Dating Violence, Domestic Violence, Sexual Assault, and Stalking:

- 7) The Fab School provides its incoming students, during New Student Orientation on the first day of their program, the primary prevention, awareness and procedures for dealing with dating violence, domestic violence, sexual assault, and stalking policies. Employees also receive information and training concerning reporting and dealing with dating violence, domestic violence, sexual assault, and stalking policies of The Fab School on their first day of employment with Human Recourses.
- 8) Definitions of "dating violence," "domestic violence," "sexual assault," and "stalking" as defined by the Department of Police and Public Safety, "Clery Crime Definitions":
  - **Dating Violence:** Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on (1) the reporting party's statement and with (2) consideration of the length of the relationship, (3) type of relationship, and (4) frequency of interaction between the persons involved in the relationship. For the purposes of this definition, dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
  - **Domestic Violence:** Violence committed by a current or former spouse or intimate partner of the complainant, by a person with whom the complainant shares a child in common, by a person who is cohabitating with or has cohabitated with the complainant as a spouse or intimate partner, by a person similarly situated to a spouse of the complainant under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or by any other person against an adult or youth complainant who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
  - **Sexual Assault:** *encompasses an offense that meets the definition of the following:*
    - **Rape:** Penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
    - **Fondling:** The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.
    - **Incest:** Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
    - **Statutory Rape:** Non-forcible sexual intercourse with a person who is under the statutory age of consent.
  - **Stalking:** Engaging in a course of conduct directed at a specific person that would cause a reasonable person to-(A) Fear for the person's safety or the safety of others; or (B) Suffer substantial emotional distress. Examples of stalking behaviors include, but are not limited to, the following: non-consensual communication, including face-to-face, telephone calls, voice messages, email, texts, written letters; unwanted gifts; threatening or obscene gestures; pursuing or following; surveillance or other observation; trespassing; vandalism; and non-consensual touching.



9) The Fab School describes the “safe and positive options for bystander intervention” as:

- “Safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault or stalking. Bystander intervention includes:
- Recognizing situations of potential harm;
- Understanding institutional structures and cultural conditions that facilitate violence (this might include fraternity or sports cultures at some institutions);
- Overcoming barriers to intervening; •
- Identifying safe and effective intervention options; and
- Taking action to intervene.

Risk reduction is defined as options designed to:

- decrease perpetration and bystander inaction; •
- increase empowerment for victims in order to promote safety; and •
- help individuals and communities address conditions that facilitate violence.

This means that the information and training provided to incoming students and new employees will describe positive options for bystander intervention and information on risk reduction.

10) The Fab School’s ongoing prevention and awareness applications for all current students and employees includes, but is not limited to 1) New Student Orientation on first day of class; 2) Orientation to newly hired employees on their first day of employment. Annually, The Fab School also reviews its policies and procedures concerning the health and safety of its students and employees. This “Health and Safety Plan” is also available on the school’s website at <https://www.thefabschool.com/consumer-information/> .

**Procedures for disciplinary Actions**

11) The Fab School will not limit the choice of advisor or presence for either the accuser or the accused in any meeting or institutional disciplinary proceeding; however, The Fab School may establish restrictions regarding the extent to which the advisor may participate in the proceedings, as long as the restrictions apply equally to both parties

**Campus Crime Statistics**

The following reported crime statistics occurred at The Fab School for the designated calendar years of 2018, 2019, and 2020. As of January 2018, through December 2020, The Fab School wants you to know that any reported offenses noted occurred at or adjacent to The Fab School’s **Main Campus** current located in Rancho Cucamonga, California.

ANNUAL CRIME STATISTICS Rancho Cucamonga Main Campus						
	On Campus			Public Property		
CRIMINAL CRIMES	2018	2019	2020	2018	2019	2020
<b>Criminal Offense:</b>						
Murder and non-negligent manslaughter	0	0	0	0	0	0
Negligent manslaughter	0	0	0	0	0	0
Forcible sex offenses	0	0	0	0	0	0
Non-forcible sex offenses	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated assault	0	0	0	0	0	0
Burglary	0	0	0	0	0	0



CRIMINAL CRIMES (continued)	On Campus			Public Property		
	2018	2019	2020	2018	2019	2020
Motor vehicle theft (Does not include theft from a motor vehicle)	0	0	0	0	0	0
Arson	0	0	0	0	0	0
<b>Arrests for:</b>						
Weapons: carrying, possessing, etc.	0	0	0	0	0	0
Drug abuse violations	0	0	0	0	0	0
Liquor law violations	0	0	0	0	0	0
<b>Referred for Disciplinary Action:</b>						
Weapons: carrying, possessing, etc.	0	0	0	0	0	0
Drug abuse violations	0	0	0	0	0	0
Liquor law violations	0	0	0	0	0	0
<b>Total Unfounded Crimes:</b>						
Unfounded Crimes	0	0	0	0	0	0

ANNUAL CRIME STATISTICS Rancho Cucamonga Main Campus															
		Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity / National Origin			Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity / National Origin
Hate Crimes	On Campus								Public Property						
Murder and non - negligent manslaughter	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Rape	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Fondling	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Non-forcible sex offenses: Incest	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0



		Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity / National Origin			Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity / National Origin
Hate Crimes (continued)	On Campus								Public Property						
Non-forcible sex offenses: Statutory Rape	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Robbery	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Aggravated assault	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Burglary	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Motor vehicle theft (Does not include theft from a motor vehicle)	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Arson	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Simple assault	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Larceny-theft	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Intimidation	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0
Destruction / damage / vandalism of property	2018	0	0	0	0	0	0		2018	0	0	0	0	0	0
	2019	0	0	0	0	0	0		2019	0	0	0	0	0	0
	2020	0	0	0	0	0	0		2020	0	0	0	0	0	0



A copy of the most current, completed Annual Crime Statistics actual report may be obtained from either the Executive Director or Operations Manager.

The Fab School does not officially recognize any student organizations; likewise, the school does not monitor and record through local police agencies any criminal activity in which students engage in at off-campus locations.

Possession of alcohol and illegal drugs on campus is prohibited, and possessions of alcohol and/or illegal drugs are grounds for disciplinary action and are subject to discipline as stated in The Fab School Catalog. Please refer to The Fab School Catalog for The Fab School's Drug and Alcohol Abuse Prevention Program.

The Fab School will collect information prescribed in Section 485 (a) and (f) of the Higher Education Act (also known as the Jeanne Clery Disclosure of Campus Security and Campus Crime Statistics Act) (20 U.S.C. 1092 (a) and (f)), from all internal available resources including but not limited to filed campus crime reports and from local law enforcement agencies to compile and disseminate crime statistics. Data from the previous calendar year (January through December) will be collected for inclusion in the annual crime statistics for publication and disclosure beginning on October 1st of the subsequent year.