®

YESHIVA UNIVERSITY

Annual Security Report

October 1, 2018

Wilf Campus

Washington Heights section of Manhattan

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ABOUT THE ANNUAL SECURITY REPORT

This Annual Security Report (this "Report") is prepared by Yeshiva University (the "University" or "YU") to comply with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (the "Clery Act") and the Campus Sex Crimes Prevention Act. This Report is updated annually by the University on or about October 1st. The University provides a notice of availability of this Report to current students and employees (and in certain circumstances also provides them with a copy), and also provides a notice of availability of this Report to prospective students and employees. This Report is also available on-line on the University's website at: http://yu.edu/safety-security/reports/security. You may request a paper copy of this Report by contacting the Wilf Campus Security Department (212-960-5221 or security@yu.edu), the Wilf Campus Office of Student Life (212-960-5411), or the University's Human Resources Department (646-592-4335).

The Security Department is responsible for ensuring the annual publication and dissemination of this Report including compiling the required policy statements and gathering the required crime statistics from other University departments, the New York City Police Department ("NYPD"), and other applicable police departments and law enforcement agencies. The Security Department is in charge of operating Security Departments on each of the three Manhattan campuses of the University: the Wilf Campus (consisting of several buildings in the Washington Heights section of Manhattan), the Israel Henry Beren Campus (consisting of several buildings in the Murray Hill section of Manhattan), and the Brookdale Center, Benjamin N. Cardozo School of Law (consisting of one building in the Greenwich Village section of Manhattan). The Manhattan Security Department also is in charge of security for the Ferkauf Graduate School of Psychology of Yeshiva University (consisting of one building in the Morris Park section of the Bronx)("Ferkauf"). A separate Security Department is in charge of operating the Security Department on the Jack and Pearl Resnick Campus of the University (consisting of several buildings in the Bronx section of New York City) and ensures the annual publication of a security report for such campus.

The purpose of this Report is to provide the University community with accurate information about campus security policies, victim's rights, and crimes occurring on and around the campus.

This Report relates to the Wilf Campus in the Washington Heights section of Manhattan. There is a separate annual security report for each other campus, as well as Ferkauf. The annual security reports for the other Manhattan campuses and Ferkauf are available on-line on the University's website at: http://yu.edu/safety-security/reports/security. The annual security report for the Resnick Campus (Einstein) is available on-line at http://www.einstein.yu.edu/administration/auxiliary-services/security/.

The University also annually prepares and publishes an Annual Fire Safety Report for each of the campuses on or about October 1st. The reports for the Manhattan campuses are posted on-line on the University's website at: http://www.yu.edu/safety-security/reports/fire-safety/.
The report for the Resnick Campus (Einstein) is posted on-line at http://www.einstein.yu.edu/administration/environmental-health-safety/.

MESSAGE FROM THE SECURITY DEPARTMENT

Campus safety and security is a shared responsibility. The best protection against campus crime is an aware, informed and alert campus community; students, faculty and staff who use reason and caution; and a proactive security presence. The vast majority of the University's students, faculty, staff and visitors will never experience crime during their time at the University. However, despite the University's best efforts, crimes may still occur. The University is committed to maintaining a safe and secure campus. If you have any concerns, questions or comments about the University's campus safety and security programming, please contact the Wilf Campus Security Office general number at 212-960-5221.

REPORTING CRIMES, SERIOUS INCIDENTS, AND OTHER EMERGENCIES

As a non-profit institution, the University recognizes that it is essential for all members of the University community to maintain the highest ethical standards of conduct and integrity. It is important for a University community member to act immediately in suspected cases of abuse or other crimes, or in a circumstance where a member finds himself/herself either a victim or a witness to questionable activity. In such situations:

- If immediate emergency assistance is required, or a crime is in progress, dial 9-1-1 to call the NYPD.
- For a non-emergency situation, call the Wilf Campus Security Department (212-960-5200, in-house Ext. 200 or 1-888-YU SAFTY (1-888-987-2389)). The Security Department can help assess the situation and determine what other notification or action is necessary.
- Information on potential criminal activity also may be reported anonymously to the University's confidential Compliance Hotline by calling the toll free hotline at 866-447-5052 or via the web at https://www.integrity-helpline.com/yu.jsp.

The Security Department maintains an excellent working relationship with the NYPD, the New York City Fire Department ("FDNY"), and other emergency responders. The University has a Memorandum of Understanding with the NYPD, which provides that an investigation be conducted in cooperation with the NYPD of any violent felony offense or missing student on campus. The University also generally reports other serious crimes to the NYPD for their assistance and follow-up investigation.

Alternatively, the following University departments also can be contacted to report crimes or other serious incidents. These departments will in turn contact the Security Department.

- Wilf Campus Office of Student Life (212-960-5411)
- Wilf Campus Office of University Housing and Residence Life (646-592-4215)
- Human Resources Department (646-592-4335)
- University Dean of Students/ Title IX Coordinator (646-592-4201)
- Athletics Department (212-960-0015)
-

These departments (and their authorized personnel), as well as the Security Department, are designated as "campus security authorities," as defined by the Clery Act.

Voluntary, Confidential Reporting of Crimes

The University encourages any victim of a crime committed on campus to report the crime to the Security Department (212-960-5200, in-house Ext. 200, or 1-888-YU SAFTY (1-888-987-2389)) or other campus security authorities. If requested by the victim and to the extent permitted by applicable law, the University will endeavor to keep confidential the identity of the victim. Reporting the crime to the University will enable it to keep accurate records of the number of crimes committed on campus, determine if there is a pattern of crime with regard to a particular location, method or assailant, and alert the other members of the campus community to potential danger thereby assisting the University's efforts to protect the members of the campus community. Reports are counted and disclosed in the annual crime statistics for the University.

Pastoral and Professional Counselors

"Pastoral Counselors" and "Professional Counselors", when acting as such, are not considered to be "campus security authorities" and are not required to report crimes for the purpose of investigating or inclusion in the University's annual crime statistics. As a matter of policy, they are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion in the University's annual crime statistics or otherwise to the appropriate law enforcement agency.

A "Pastoral Counselor" is defined as a person who is associated with a religious order or denomination, is recognized by that religious order or denomination as someone who provides confidential counseling, and is functioning within the scope of that recognition as a pastoral counselor.

A "Professional Counselor" is defined as a person whose official responsibilities include providing mental health counseling to members of the University's community and who is functioning within the scope of his or her license or certification. This definition applies even to professional counselors who are not employees of the University, but are under contract to provide counseling at the University.

SAFETY AND SECURITY AT YESHIVA UNIVERSITY

The Wilf Campus Security Department

The Wilf Campus Security Department includes:

Director of Security	Paul Murtha
Assistant Director of Security	Jose Morales
Security Supervisor	Ytalo Plata
Security Administrator	Kelvin Valentin

The Director of Security and Security Supervisors are on call twenty-four hours a day, seven days a week, to deal with special situations and emergencies. In addition, the Wilf Campus Security Department is comprised of approximately 100 full-time Security Officers and 8 uniformed

supervisors licensed by New York State. Security Department staff are not sworn law enforcement personnel and do not have arrest authority. They are assigned to both fixed and mobile posts, and patrols are conducted in vehicles and on foot across the campus. All security guards receive both pre-employment and in-service training as required by the New York State Security Guard Act. Many guards are also licensed by the FDNY as Fire Safety Directors and/or Fire Guards. In addition, many of the Security Department staff also received CPR/AED training.

Working with the New York City Police Department

The Security Department maintains a strong, collaborative working relationship with the NYPD. The Wilf Campus is located within the boundaries of the 34th Precinct of the NYPD. The Precinct is located at 4295 Broadway (183rd Street) (212-927-9711).

If the NYPD is contacted about criminal activity occurring off campus involving students of the University, the NYPD may notify the University. However, there is no official NYPD policy requiring such notification. Students in these cases may be subject to arrest by the NYPD and subject to University disciplinary proceedings.

Crime Awareness and Crime Prevention Programming

Once a year, prior to the start of the Fall semester, the Security Department conducts a comprehensive Security Orientation Program with all undergraduate Housing Resident Advisors (RA's) and Graduate Assistants (GA's), as applicable, designed to forge a partnership with the Security Department in preventing crime and enhancing security awareness in the undergraduate residential housing facilities on campus.

Twice a year, during the Spring and Fall orientation sessions, the Security Department conducts a Security Awareness & Crime Prevention Program for all new undergraduate students on campus. This program is designed to inform students about campus security procedures and practices, and to encourage students to be responsible for their own security and the security of others. During the program, information concerning security awareness, crime prevention, fire safety and other campus security-related matters is distributed and discussed.

Generally on a weekly basis, the NYPD Community Affairs Division provides the Security Department with crime prevention tips, security advisories and other relevant information regarding conditions surrounding the campus. This information, when relevant, is forwarded by the Security Department to students and employees via an email message or posted on the Security Department's website.

In addition, the Security Department's website has a "Safety Tips" crime prevention and awareness section with information on personal safety, crime prevention, theft prevention and sexual assault. This website is located at http://yu.edu/safety-security/safety/ and is accessible to everyone, including all students and employees.

Security and Access to Campus Buildings, including Residence Halls

The University takes very seriously its responsibilities to help secure the safety of its buildings for its students, faculty, staff and visitors. Security Officers and security cameras are used to control access to open buildings, including residence halls, and patrols are in place on the

campus twenty-four hours a day, seven days a week. Additional personnel are provided for special events held on campus. The post assignments for Security Officers are constantly evaluated and modified, if necessary, to meet current needs. In buildings without a Security Officer, the office is equipped with an intercom system and visitors are allowed access after their identification is checked.

The Wilf Campus Security Department office is located at 2521 Amsterdam Avenue (1st Floor). The main office can be contacted by calling 212-960-5221 (in-house Ext. 221). The Security Base, which is operational twenty-four hours a day, seven days a week, is also located at 2521 Amsterdam Avenue (1st Floor). and can be contacted by calling 212-960-5200 (in-house Ext. 200). A local Toll Free number is available by calling: 1-888-YU SAFTY (1-888-987-2389). All calls for Emergency Assistance should be made to the Security Base. The Security Officer answering the call will dispatch security personnel to handle the situation and place calls for the NYPD, FDNY and/or EMS/Hatzolah response.

Valid University identification cards must be displayed, upon request, to gain entrance to buildings and offices as applicable. Visitors are checked in at the Security Desk of each building, as applicable. With respect to residence halls, no one is allowed unless he/she is a resident or other authorized visitor. All guests must be in the presence of the resident student. (For further information, please refer to the applicable Guest Policy which is available on-line on the University's website at: http://yu.edu/student-life/housing/men/policies/guest/). Residents must respond to the lobby to accept deliveries. Cooperation with this procedure is essential.

A local van shuttle service is available for riders with valid University identification cards. The service will transport passengers to and from the Wilf Campus, subways, and other locations within the community. During the evening, a scheduled shuttle service between the Beren Campus and the Wilf Campus operates when school is in session. Schedules for van shuttles are distributed to all students on campus, and are also available on-line on the University's website at: http://yu.edu/safety-security/transportation/shuttles/.

Video surveillance cameras and intrusion alarm systems are installed at certain key locations on campus and are an integral part of the overall security monitoring system. Security personnel are equipped with portable radios for emergency communication. Emergency call boxes (indicated by blue lights) are located on the sidewalk at several key locations.

Security Considerations in the Maintenance of Campus Facilities

The University endeavors to maintain its facilities in a manner that minimizes hazardous conditions. Security Officers regularly patrol the campus and report malfunctioning lights and other unsafe physical conditions to the Security Department, where a report is then prepared. Reports are then routed to the appropriate department for corrective action. Members of the University are encouraged to report to the Security Department (212-960-5200, in-house Ext. 200, or 1-888-YU SAFTY (1-888-987-2389)) dangerous or hazardous conditions, or other events that could cause damage to campus facilities, and appropriate personnel will be dispatched to correct the condition.

Notifying the Campus About Crimes and Emergency Situations

Timely Warning Policy

To help prevent crimes or serious incidents, the Security Department (under the direction of the Director of Security) will issue a warning in a timely manner (i.e., generally as soon as pertinent information is available to it or other campus security authorities) about the commission of any Clery Act Crime (i.e., those listed in the annual crime statistics disclosure) committed on campus or in the vicinity via one or more of the following: text-message, voicemail, email, the University's website, the University's hotline, and other available communication channels (which may include campus flat screens). At times, the Security Department (under the direction of the Director of Security) may also issue a timely "YU Security Advisory" in the event that another situation on campus or in the vicinity arises that, in its judgment, could pose an ongoing threat to the University community. These warnings and advisories are intended to alert the University community to the potential threat, and to help prevent additional crime and promote safety.

Crime prevention is of the utmost concern to everyone. In order for the University's efforts to be effective, security must be a responsibility shared by all members of the campus community. Anyone with information which may necessitate a timely warning or advisory should immediately report the circumstances to the Security Department 212-960-5200 (in-house Ext. 200) or 1-888-YU SAFTY (1-888-987-2389). Warnings and advisories will withhold the names of victims as confidential. Community Education Security Memos will be periodically distributed to everyone in order to enhance campus safety and security.

The following Emergency Response Policy sets forth the procedures established to address emergency situations requiring immediate notification to the campus community.

Emergency Response Policy

As required by federal law, Yeshiva University has established the following procedures to address emergency situations requiring immediate notification to the campus community.

The University employs separate procedures that govern timely warnings of campus crimes that are sent to the campus community. This policy applies only in situations where the Emergency Response Group (as defined below) determines that there is an immediate threat of danger to the campus community.

Immediate Notification

Immediate notification will be used in only those situations (e.g., severe weather, major fires and serious crimes) that occur on campus and involve an imminent threat to the health or safety of students or staff.

In the event of a significant emergency or dangerous event requiring immediate notification, the University will employ an alert system that includes any or all of the following: text-message, voicemail, email, the University's website, the University's hotline, and other available communication channels (which may include campus flat screens). The University will generally provide follow-up information to the larger community as appropriate via the University's website.

The alert system is provided in addition to existing emergency notification procedures and does not replace or eliminate any other emergency notification system (e.g., fire alarms or intrusion alarm systems). If the University follows its immediate notification procedures in the case of an immediate threat, the University is not obligated to issue a timely warning based on the same circumstances.

Emergency Response

The members of the Emergency Response Group are responsible for determining whether there is a significant emergency or dangerous situation on campus. If a member of the Emergency Response Group becomes aware of a significant on-campus emergency or dangerous situation involving an immediate threat to the health or safety of students or staff, he/she will take appropriate action to confirm the existence of the situation and (in conjunction with the other members of the Emergency Response Group) will determine the appropriate segment or segments of the campus community to receive the alert message.

The Emergency Response Group will immediately notify the Office for Communications and Public Affairs of any emergency or dangerous situation, and all public inquiries will be directed to such office.

The Emergency Response Group will, without delay, and taking into account the safety of the community, determine the content of the immediate notification and initiate the alert system, unless issuing an alert will, in the professional judgment of the Emergency Response Group or other responsible authorities, compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency situation.

The Office of the President, as well as members of his Cabinet (including, without limitation, the Vice President for Business Affairs, the Vice President for Legal Affairs, the Provost, the Vice President for University and Community Life, the Executive Director for Communications and Public Affairs, and the Chief of Human Resources) and the Dean of Students (collectively, the "Emergency Response Notification Group"), also will be immediately notified of any emergency or dangerous situation and, as appropriate, consulted in making any such determinations.

The police and other emergency personnel will be contacted as appropriate.

Alert System

The University maintains multiple systems for alerting students and staff about campus emergencies. The University provides alert messages to the campus community, via the YU ALERT system. To receive the above notifications, students and staff are strongly encouraged to register their cell phones, text devices, PDAs and land-line phones by visiting www.yu.edu/yualert.

Emergency alerts are also sent to email addresses ending in "yu.edu."

Please see the annual security report for the Resnick Campus at http://www.einstein.yu.edu/administration/auxiliary-services/security/ for information about the YU Alert system (a/k/a Everbridge) for such campus.

Annual Testing

The Security Department, in conjunction with the Department of Environmental Health and Safety (as applicable), is responsible for testing the University's emergency response and evacuation procedures at least once per year. These tests may be announced or unannounced. The Security Department and/or the Department of Environmental Health and Safety (as applicable) is responsible for maintaining documentation for each test, including a description of the exercise, the date and time of the exercise, and whether the drill was announced or unannounced. The University will publicize (generally via e-mail but at times it also may use other forms of communication) its emergency response policy and emergency response procedures to all current students and staff in conjunction with at least one test per year.

Emergency Response Group*	• Senior Vice President • Executive Director for University Operations • Director of Security

ALBERT EINSTEIN COLLEGE OF MEDICINE (EINSTEIN)

Emergency Response Group*	• Chief of Security • Senior Director of Environmental Health and Safety • Senior Director of Facilities • Fire Safety Officer • Business Office: 1-Executive Dean 2-Associate Dean for Finance and Administration

* The Emergency Response Notification Group will be notified and consulted as provided above.

In the event of a vacancy in any of the positions referred to herein, the person performing the duties of such vacant position shall be substituted herein.

Daily Crime and Fire Safety Log

The Security Department office on each campus and Ferkauf, maintains a Daily Crime Log and Fire Safety Log for such campus/Ferkauf (on the Wilf Campus at 2521 Amsterdam Avenue (1st Floor)). The logs for the most recent 60-day period are available for public inspection, upon request, during normal business hours, Monday to Friday, and information for prior periods is available upon request to the Security Department, with at least 2 business days' prior notice. Notice of the availability of the logs can be found on the University's website at: http://yu.edu/safety-security/reports/security. Information for the Resnick Campus (Einstein) about the daily Crime and Fire Safety Logs can be found at: http://www.einstein.yu.edu/administration/auxiliary-services/security/.

These logs include all crimes, fire-related incidents and other serious incidents reported to the

Security Department that occur on the applicable campus, including non-campus buildings or properties, on public property or within the Security Department's jurisdiction, or crimes reported to the Security Department by the NYPD.

The logs set forth the incident type, date the incident is reported, date and time of occurrence, and general location of the incident, as well as the disposition of the incident (if this information is known). An incident is posted into the log by the Security Department within 2 business days of it receiving a report of an incident; provided that the Security Department may exclude reports from a log in certain circumstances as permitted by law.

Campus Sexual Assault Policies including Sexual Harassment, Sexual Abuse/Assault, Stalking, and Dating Violence/Domestic Violence

Respect for one another is essential to preserving the spirit of the University community. Membership in the community entails certain rights and responsibilities. All members of the community are afforded these rights, and are equally accountable to uphold their responsibilities. Members are also expected to abide by all Federal, New York State, and New York City laws.

The University has a comprehensive Non-Discrimination and Anti-Harassment Policy & Complaint Procedures (including Sexual Harassment, Sexual Abuse/Assault, Stalking, Domestic Violence and Dating Violence) which can be found on-line on the University's website at: http://yu.edu/safety-security/security-policies-and-procedures.

The University prohibits the crimes of dating violence, domestic violence, sexual assault and stalking, as those terms are defined for purposes of the Clery Act.

Some of the pertinent provisions of this Policy are as follows:

To Whom Applicable

The Policy applies to all University faculty, administration (whether supervisors, administrators, senior or otherwise, and managers), athletic personnel, and other staff, whether full-time or part-time, students, employees of contracted service providers, volunteers, and visitors, and covers their treatment of each other as well as others with whom they come into contact at the University and/or at University-sponsored and affiliated activities and events. The University's disciplinary authority may not extend to third parties who are not students or employees of the University; however, a complaint that such a person engaged in a violation of the Policy will be investigated in accordance with the Policy as will a complaint made to the University by a third party if such complaint is connected to the University's educational programs or activities.

Where Applicable

The Policy applies to conduct that occurs on University premises and/or at University-sponsored and affiliated activities and events, whether on University premises or at other locations. The University may also address off-campus behavior that occurs other than at University-sponsored or affiliated events if it determines that the behavior, or the continued presence of the accused perpetrator, impairs, obstructs, substantially interferes with or adversely affects the mission, processes or functions of the University.

Title IX Coordinator (per Title IX of the Higher Education Act of 1972 ("Title IX"))

The University has designated a trained employee, the Title IX Coordinator, to ensure its compliance with the Policy and oversee complaints under the Policy. The Title IX Coordinator for the University is currently the University's Dean of Students, Dr. Chaim Nissel (646-592-4201 or drnissel@yu.edu). The Title IX Coordinator maintains records of all complaints (both formal and informal), investigations, findings (including the basis for those findings), and appeals. Deputy Title IX Coordinators for the University are: (Human Resources) Ms. Renee Coker - (646) 592-4336 - renee.coker@yu.edu; (Athletics) Mr. Joe Bednarsh - (212) 960-0015 - joe.bednarsh@yu.edu; and (Cardozo) Ms. Maria Saez Tatman - (212) 790-0429 - maria.saeztatman@yu.edu.

Complaint Reporting

Complaints under the Policy may be reported by the victim or by anyone else who has knowledge of a violation of the Policy. Complaints may be made to the Title IX Coordinator, a Deputy Title IX Coordinator, the Security Department, a Dean of Students, a member of the University's Unlawful Harassment Panel, the University's Office of Human Resources, the University's Office of the General Counsel, or the University's Confidential Compliance Hotline. Violations also may be reported to any other campus security authorities.

There is no time limit on when a complaint can be made to the University, however, the University's ability to investigate and respond may be affected by any time delay in reporting. Therefore, the University strongly encourages victims to file complaints promptly. Prompt reporting will serve to enhance the University's ability to investigate effectively and to preserve important evidence for future proceedings, including, for example, legal and disciplinary proceedings.

In the case of an anonymous report, such complaint will be investigated to the extent possible, however, all anonymous reporters should be aware that reporting anonymously may affect the University's ability to investigate and respond effectively.

Anyone who has been the victim of a crime may initiate a complaint with the local police department as well as with the University. Notification to the police is solely the option of the victim, and the University will support that decision to the extent permitted by applicable law. Should an individual decide to file a complaint with the police, the University will support such individual in doing so. The University can help guide a victim through the process of obtaining a judicial order of protection and/or University-issued "no contact" order. The University urges those who have been the victims of sexual violence to report these crimes to both the police and the University Security Department. Reporting a sexual assault (including sexual harassment, sexual abuse/assault, stalking, domestic violence and dating violence) may help prevent another assault. Reporting the incident does not mean that the victim must proceed with a University disciplinary process or a criminal prosecution.

Regardless of whether such person wants to make a complaint to either the University or the local police, he/she should promptly seek medical attention both to address his/her own health and to collect potential evidence should he/she later decide to file charges or obtain a protective order.

The University system and police/legal system work independently from one another. Because the standards for finding a violation of criminal law are different from the University's standards, criminal investigations or reports are not determinative of whether or not sexual violence under the Policy has occurred. Accordingly, the University generally will not delay its investigation of a complaint and will conduct its investigation simultaneously with any police/legal system investigation.

The University's first and foremost concern for anyone who has been the victim is their physical safety. Thus, if a victim is feeling physically unsafe, he/she should immediately call the University Security Department, the local police precinct or 911 for assistance.

In addition, if such person is in need of immediate medical treatment, he/she should go to the nearest hospital emergency room or call 911.

The University is well aware of the emotional trauma often suffered by a victim of sexual violence, and therefore it has designated trained counselors in its Counseling Center to serve as sexual assault coordinators for the University. They can be reached by calling 646-592-4200 and asking for a sexual assault coordinator. These counselors can offer advice and support on a confidential basis as the victim begins to make choices regarding how to proceed post-assault. There are also many outside sources of support available to victims in these circumstances, including The NYC Alliance Against Sexual Assault (on-line at www.svfreenyc.org), which has compiled numerous resources available to victims, and the SOVRI (Support for Orthodox Victims of Rape and Incest) Hotline at Beth Israel Medical Center, 888-613-1613. The latter is a confidential (no caller-ID is used) hotline that may be called anonymously for information and support.

Following a report of an incident to the Title IX Coordinator or a Deputy Title IX Coordinator, the victim will be immediately advised of the University's policies and procedures, and may choose to proceed informally or to pursue a formal complaint. However, complaints of sexual assault, stalking, domestic violence and dating violence may not be pursued through the informal process.

The University will respond to all reported complaints promptly, thoroughly and impartially.

Rights of Victims

Students and employee-victims have the right (i) to make a report to the University's Security Department, local law enforcement and/or State Police or choose not to report; (ii) to report the incident to the University; (iii) to be protected by the University from retaliation for reporting an incident; and (iv) to receive assistance and resources from the University.

See Addendum B, Student Bill of Rights, for certain rights of student victims/survivors of sexual assault, domestic violence, dating violence, and/or stalking.

Bystander Intervention

The University expects all members of the University community to take reasonable and prudent actions to prevent or stop an act of discrimination, harassment, or sexual misconduct, and provide assistance if an act has occurred. Taking action or providing assistance may include

direct intervention, calling law enforcement, or seeking assistance from a person in authority.

If someone suspects a friend, acquaintance, or stranger may be in a high risk situation for becoming a victim, is being victimized, or has been victimized, it is important to decide as a bystander whether there is a safe and reasonable way to intervene effectively.

Do's:

- Remind friends that affirmative consent is required and it is the difference between sex and sexual assault and that someone can be too intoxicated to consent.
- Take the initiative to help friends who aren't thinking clearly from becoming targets of violence (or) take steps to stop a friend who chooses to use violence.
- When possible, prevent an intoxicated friend/person from going to a private location with an acquaintance or friend.
- Contact the Security Department, the Title IX Coordinator or a Deputy Title IX Coordinator, or another person of authority who can assist.

Don'ts:

- Let friends engage in activities, such as excessive alcohol/drug consumption, that impedes judgment and that therefore could lead to actions, including sexual advances, that are unwelcome and/or endanger the rights, safety, and well-being of others.
- Let friends walk/run alone in secluded areas or at night.
- Leave a friend or acquaintance alone at a party.
- Leave residence hall doors unlocked.
- Let friends drink to the point of impairment.
- Place yourself in a vulnerable situation where you are unable to voice consent.

Sexual Assault Forensic Examinations (SAFE)

The University has a Memorandum of Understanding (MOU) with Mount Sinai Beth Israel – Petrie Division (Manhattan) located at First Avenue at 16th Street, New York, NY 10003 (main phone: (212) 420-2000) regarding services to sexual assault victims. The Petrie Division has a Sexual Assault Forensic Examiner Program, and is a designated SAFE Center of Excellence. Emergency care and support is available 24 hours/7 days a week, and a Victim Service Program social worker or volunteer advocate is on call at all times.

Interim Measures

The University may take reasonable and prudent interim protective measures and accommodations to protect the alleged victim, the reporter (if different than the alleged victim), the respondent (i.e., the person against whom a report has been filed), and all third party witnesses pending resolution of the complaint, including but not limited to, restrictions on contact; bans from areas of campus, facilities or activities; and changes to academic, living or working situations (including transferring to a different class, moving to a different room or residence hall, and changing work schedules). The University also will consider the safety of all others in the University community when making decisions regarding appropriate interim measures. All parties to a complaint will be informed of any interim measures taken by the

University, but the University will otherwise endeavor to maintain as confidential such measures to the extent that maintaining them would not impair the ability of the University to provide the measures.

Both the respondent or the alleged victim and the reporter shall, upon request to the Title IX Coordinator or a Deputy Title IX Coordinator, be afforded a prompt review (reasonable under the circumstances) of the need for and terms of any such interim protective measures and accommodations that directly affects him or her, and shall be allowed to submit evidence in support of his or her request.

Investigation/Hearing

Complaints will be overseen by the Title IX Coordinator. Upon receipt of a complaint or upon receiving information which the University determines on its own warrants further investigation (even if no complaint is filed, or even if a complaint is filed and later withdrawn), an impartial investigation will commence and be conducted by the Title IX Coordinator, a Deputy Title IX Coordinator, the University Security Department or another appropriate entity as determined by the University. The Title IX Coordinator or Deputy Title IX Coordinator (or designee) will request the complainant to provide (within 5 days) a description of all the facts that bear on the allegations, and the Title IX Coordinator or Deputy Title IX Coordinator will inform the respondent of the allegations and request a response (within 5 days). The investigator will interview the relevant parties and review the evidence, and will seek to conclude the investigation as promptly as practicable, and in any event generally within 30 days after receipt of the respondent's statement regarding the allegations, and generally within 40 days after receipt of the formal complaint. The investigator will compile a neutral investigation report, and the parties will be informed of the conclusion of the investigation and be given an opportunity to review the investigation report in person and respond.

No party or witness may have legal counsel present for any step of the process; provided that with respect to allegations regarding sexual assault, stalking, domestic violence or dating violence, the alleged victim and respondent may have a personal advisor of his/her choice and at his/her expense (who may be an attorney) present during any University meeting and/or disciplinary proceeding with such party about the complaint.

A determination of the credible evidence and a finding as to whether a violation has occurred, based on a preponderance of the evidence standard (i.e., more likely than not), will then be made by the investigator; provided that in limited situations regarding student complaints involving sex/sex-based discrimination, sexual harassment, sexual abuse/assault, stalking, domestic violence and dating violence, investigation reports may be referred for review by a trained hearing officer, selected by the Title IX Coordinator or Deputy Title IX Coordinator, who will make such determination and finding, based on a preponderance of the evidence standard (i.e., more likely than not).

If the investigator is to make the determination, he/she should do so promptly (and generally within 5 days) after the conclusion of the investigation. The parties will be promptly notified of the finding, and may submit (within 3 days of the decision) an impact statement for the investigator's or other designated person's consideration during the sanction stage. Impact statements should be submitted within 3 days of notice of the finding. In deciding an appropriate disciplinary action, the investigator or other designated person may consider the respondent's

past violations of University policy, as well as the nature and severity of the violation(s), the impact statements of the parties, and any mitigating circumstances. The investigator or other designated person will decide the appropriate disciplinary actions generally within 10 days of the finding, and the parties will be informed of the sanctions.

If a hearing officer is to make the determination, the hearing officer will schedule a hearing as soon as possible after the conclusion of the investigation (and generally within 5 days), and may question the parties and other witnesses at the hearing. Generally within 5 days of the hearing, the hearing officer will issue a written decision on whether a violation has occurred, and the parties will be informed of the decision. The parties then may submit (within 3 days of the decision) an impact statement for the hearing officer's consideration during the sanction stage. In deciding an appropriate disciplinary action, the hearing officer may consider the respondent's past violations of University policy, as well as the nature and severity of the violation(s), the impact statements of the parties, and any mitigating circumstances. The hearing officer will decide the appropriate disciplinary actions generally within 10 days of the hearing, and the parties will be informed of the sanctions.

The University expects all cases involving a finding of sexual violence, stalking, domestic violence and dating violence to involve consideration of suspension or expulsion for students, and termination of employment for employees. Other sanctions that may be imposed include a warning, disciplinary probation, restriction from employment by the University, removal from University housing, removal from courses or activities, loss of privileges, no contact, exclusion from areas of the campus and facilities, removal or non-renewal of scholarships, a notation on the respondent's official University transcript, community service, restitution, and a fine. In addition, the respondent may also be required to undergo an assessment and treatment by a therapist or counselor, attend an intervention treatment program and/or issue a letter of apology.

Appeal Process

Either party may appeal the decision of the investigator/other designated person or, as applicable, hearing officer based on the following three grounds: (i) an alleged material violation of the established procedures in the Policy, (ii) evidence is now available that could not have been obtained at the time of the initial determination or, as applicable, hearing; or (iii) the sanction is excessive, inconsistent or insufficient with the nature of the offense. The appeal request must be submitted to the Title IX Coordinator or Deputy Title IX Coordinator within 5 days of the date of the final determination letter, and the Title IX Coordinator or Deputy Title IX Coordinator will then inform the other party who may respond within 5 days. The appeal will be considered by an Appeal Panel consisting of two or more trained persons selected by the Title IX Coordinator or Deputy Title IX Coordinator. The appeal will be conducted in a fair and impartial manner, but is not a re-hearing underlying matter. The Appeal Panel will issue its determination generally within 5 days from the date of the submission of all appeal documents by both parties. The Title IX Coordinator or Deputy Title IX Coordinator will notify the parties of the decision of the Appeal Panel.

Notwithstanding the foregoing, (i) findings and recommendations concerning represented employees will be subject to the provisions of the appropriate collective bargaining agreement, and (ii) findings and recommendations that involve suspension or termination of faculty members will be subject to the provisions of the appropriate faculty handbook/policy.

Timing

The University will endeavor to fully resolve all formal complaints generally within 60 days (or, in the case of a faculty complaint, such other time period as may otherwise be required by the applicable faculty handbook/policy) after receipt of the formal complaint. The 60 day time period may be extended depending on the nature of the allegations, the time of year, and any other unforeseen or extenuating circumstance.

Transcript Notations

Students suspended or expelled for committing an act of sexual assault, stalking, domestic violence, dating violence, or a "violent crime," as defined by the Clery Act, will have a notation placed on their transcript as follows: "suspended after a finding of responsibility for a code of conduct violation" or "expelled after a finding of responsibility for a code of conduct violation."

Confidentiality

Information gathered during the investigation process will be handled by the University with due diligence and care. Discreet inquiry, corrective counseling, and trust will be stressed by the University in dealing with all complaints. Records and information concerning complaints will be kept confidential to the greatest extent possible, and the University will comply with all applicable laws in maintaining the confidentiality of the investigation. However, subject to applicable laws, the University cannot guarantee complete confidentiality where it would conflict with the University's obligations to ensure a safe, non-discriminatory and harassment-free environment. For example, under conditions of potential imminent harm to the community, the University may be required by federal law to inform the community of the occurrence of an incident of sexual violence (but would not identify the victim). In addition, consistent with law, information regarding violations of the Policy may be shared among University personnel as appropriate and necessary.

Complainant Request for Confidentiality

The University will attempt to comply with all requests from a complainant that his/her name or identity not be revealed to the respondent and witnesses. However, the University is not able to guarantee confidentiality because doing so may limit the University's ability to investigate the allegations and to afford the respondent a fair opportunity to respond to the allegations. Requests for confidentiality should be made to the Title IX Coordinator or Deputy Title IX Coordinator, and he/she will evaluate any such requests in consultation with the Office of the General Counsel. If possible, the Title IX Coordinator or Deputy Title IX Coordinator will make an effort to notify the complainant before disclosing the complainant's identity to the respondent. In all instances, the University will endeavor to maintain the complainant's and respondent's privacy and reveal the parties' identities only to those individuals who need to know it in order for an investigation to commence or continue (as applicable) and the matter to be adjudicated.

Even University offices and employees who cannot guarantee confidentiality will maintain the complainant's privacy to the greatest extent possible. The information the complainant provides to a non-confidential resource will be relayed only as necessary for the Title IX Coordinator or Deputy Title IX Coordinator (or designated investigator) to investigate and/or seek a resolution.

The University takes steps to ensure that a victim's personally identifying information is protected and not included in publicly-available records, including this Report and the Daily Crime Log.

Education/Training

The Policy is disseminated widely to the University community, and the University also mandates unlawful harassment training programs for employees and students to promote awareness and a safe and respectful University environment. Employees are required to complete a training program prior to commencement of employment, and may also receive periodic training as appropriate. RA's and GA's are also provided with additional training, and annually the General Counsel's Office conducts additional training for coaches and members of the Athletic Department.

The Title IX Coordinator, Deputy Title IX Coordinators, hearing officers and appeal panel members also receive appropriate training, as may be required. From time to time the University has engaged an outside vendor to provide training, including with respect to the myths and dynamics of sexual assaults, and proper techniques for handling an investigation under the Policy.

Support Resources (Confidential and Non-Confidential Support)

Confidential University Resources
A report made to the following University resources will not trigger an investigation by the University:

- University Counseling Centers - http://www.yu.edu/student-life/counseling/
  Beren/Cardozo Campus Counseling Center
  205 Lexington Avenue, 4th Floor
  (646) 592-4210
  counseling@yu.edu

  Wilf Campus Counseling Center
  500 West 185th Street, FH 520
  (646) 592-4200
  counseling@yu.edu

Counselors at these centers can offer advice and support on a confidential basis as the victim begins to make choices regarding how to proceed post-assault.

Non-Confidential University Resources
A report also may be made to the Title IX Coordinator or a Deputy Title IX Coordinator, Security Department, Dean of Students, or other "campus security authorities", however it will trigger an investigation by the University.

Confidential Resources not affiliated with University
There are also many outside sources of support available to victims. Reporting to one of these resources will not trigger an investigation by the University.

- SOVRI (Support for Orthodox Victims of Rape and Incest) Hotline at Beth Israel Medical Center, (888) 613-1613. This is a confidential (no caller-ID is used) hotline that may be called anonymously for information and support.

Other Resources not affiliated with the University
- The NYC Alliance Against Sexual Assault (on-line at www.svfreenyc.org) has compiled numerous resources available to victims.

- Manhattan Family Justice Center can provide a wide range of services and support. The Manhattan location is at 80 Centre Street, New York, NY 10013; Phone: (212) 602-2800; http://www.nyc.gov/html/ocdv/html/help/fjc.shtml.

- Family Court Volunteer Lawyer Program (part of the New York State Access to Justice Program)
  900 Sheridan Avenue
  Bronx, NY 10451
  Phone: (718) 618-2150
  Hotline: (718) 618-2150

- Safe Horizon (NYC)
  2 Lafayette Street, 3rd Floor
  New York, NY 10007
  Phone: (212) 227-3000
  http://www.safehorizon.org/
  help@safehorizon.org
  Hotline: (866) 689-4357

Immigration & Visa Assistance Services for Victims of Sexual & Interpersonal Violence
- <u>Non-Confidential University Resource</u>
  Yeshiva University Office of International Students and Scholars
  500 West 185th Street, Furst Hall, Room 114A
  New York, NY 10033
  (646) 592-4203
  oiss@yu.edu

<u>Other Resources not affiliated with the University</u>

U.S. Citizenship and Immigration Services (USCIS)
http://www.uscis.gov/citizenship/learners/find-help-your-community
USCIS Find Legal Services Webpage
http://www.uscis.gov/avoid-scams/find-legal-services

Board of Immigration Appeals (BIA) (Listing of attorneys by state who provide immigration services either for free or for little cost)
http://www.justice.gov/eoir/probono/states.htm

American Immigration Lawyers Association (AILA)
Immigration Lawyer Referral Service
http://www.ailalawyer.org/

American Bar Association (ABA)
(Information on finding legal services by state)
http://apps.americanbar.org/legalservices/findlegalhelp/home.cfm

Sexual Assault Prevention Programming

From time to time, the University provides educational programs and workshops to its students to promote the awareness of sex offenses and the availability of victim counseling services. At times the University has also offered programs and workshops regarding domestic violence and building healthy relationships. These programs may be conducted by the University's Counseling Center or third parties, such as Shalom Task Force and SOVRI/Beth Israel Medical Center. Such programs may also be attended by employees. RA's, GA's and certain student peer counselors are also educated about these issues, and are trained in ways to detect and prevent abuse and support the victims. The University requires all first-year undergraduate students to successfully complete an e-Learning workshop entitled "Lasting Choices: Protecting Our Campus From Sexual Assault" and also makes this e-Learning workshop and other e-Learning programs available to all of its students. In addition, the University requires all student athletes and student leaders to successfully complete an e-Learning workshop entitled "Healthy Relationships and Dating Violence" and also makes this e-Learning workshop available to all of its students. Other e-Learning workshops, including a program entitled: "Alcohol: Know Your Limit", are also recommended to students. In addition, all undergraduate students are required to participate in an online alcohol abuse prevention program designed to help college students clarify their thinking about alcohol and make healthy decisions. The University continually reviews its policies, procedures and preventative education programs to ensure compliance with applicable law, including the requirements imposed by the Violence Against Women Reauthorization Act of 2013 and New York Education Law Article 129-B.

Campus Sex Crimes Prevention Act

In accordance with the "Campus Sex Crimes Prevention Act" of 2000, which amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, the Clery Act and FERPA, the University is providing a link to the New York State Police Sex Offender Registry. 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 on a vocation, or is a student. A listing of all registered sex offenders in New York State is maintained by the New York State Division of Criminal Justice Services. Information regarding a registered sex offender can be obtained by calling the New York State Sex Offender Registry Information Line at 1-800-262-3257 or on-line at http://www.criminaljustice.ny.gov/nsor/. The ZIP code for the Wilf Campus is 10033.

ILLICIT DRUGS AND ALCOHOL POLICY

The issue of safety touches on many other areas of campus and city life, among them the use and sale of illegal drugs, underage drinking, and abuse of alcohol. The University is committed not only to educating students on issues concerning alcohol and drug use but also to responding to behavior that is in violation of the University's policies on substance abuse and alcoholic beverages. Detailed information about the University's policies and procedures regarding the use/abuse of alcohol and other drugs by students, faculty and staff can be found in "YESHIVA UNIVERSITY POLICY ON DRUGS AND ALCOHOL," which document is available on-line on the University's website at: https://www.yu.edu/sites/default/files/legacy//uploadedFiles/Offices_and_Services/HR/Working_at_YU/policies/DrugPolicy9232014.pdf (the "Drug and Alcohol Policy").

The Drug and Alcohol Policy is also distributed by the University to all students and employees. The University has other policies and prohibitions regarding both illegal substances and alcohol use which can be found on the University's website. It should be noted that it is unlawful to sell, furnish or provide alcohol to a person under the age of 21 in New York State. Copies of the Drug and Alcohol Policy are available in the Security Department Main office (2521 Amsterdam Avenue (1st Floor)).

In summary, the Drug and Alcohol Policy provides:

- The unlawful possession, manufacture, dispersing, use, or distribution of illicit drugs at any University facility or in connection with any University activity is prohibited.
- Being under the influence of illicit drugs during working hours, or when classes are in session, or while engaged in any University activity is prohibited.
- Persons under the age of 21 years are prohibited from possessing or consuming any alcoholic beverage at any University facility or in connection with any University activity.
- Undergraduate students, regardless of age, are prohibited from possessing or consuming alcoholic beverages at any University facility or in connection with any University activity.
- All students are prohibited from being under the influence of alcohol while engaged in any University activity.
- Employees are prohibited from being under the influence of alcohol during working hours or while engaged in any University activity.
- Except for a limited exception, employees are prohibited from bringing alcoholic beverages into, or consuming alcoholic beverages in, any University facility or bringing/consuming alcoholic beverages in connection with any University activity.
- Violators of the Policy will be disciplined, up to and including expulsion or termination from the University.

The Drug and Alcohol Policy also describes legal sanctions for the misuse of alcohol and the unlawful possession, use or distribution of illicit drugs, as well as the health risks associated with illicit drug and alcohol use, and counseling resources.

MISSING STUDENTS POLICY

As required by federal law, the University has established the following policies and procedures to address situations when a student who resides in on-campus housing is determined to have

been missing for 24 hours.

The policy applies only to students who reside in YU's on-campus housing, which is defined as housing that is (1) owned or controlled by YU or located on property that is owned or controlled by YU, and (2) located within the reasonably contiguous geographic area that makes up a YU campus.

The policy does not apply to students residing in apartments or other residences not leased or licensed from YU.

The policy is also available on-line on the University's website at: http://www.yu.edu/safety-security/safety/ (click on Missing Student Policy link).

A. Policies

Definition of a Missing Student

A student is considered to be "missing" when a student who resides in on-campus housing has been absent from YU for more than 24 hours without any known reason.

Reporting Missing Students

All reports of missing students should be directed to YU's Security Department, the Dean of Students, or the Housing Department, in each case for the campus in question.

Any reports made to the Dean of Students or the Housing Department will be referred immediately to YU's Security Department for the campus in question.

Designation of a Contact Person

All undergraduate students who apply for student housing must designate on their application for housing a contact person whom YU will notify within 24 hours of the determination that the student is missing.

All graduate students are given the opportunity to designate such a contact person on their application for student housing.

The Housing Department for the applicable campus will keep information about a student's designated contact person confidential. The information will be disclosed only to authorized campus officials and to law enforcement personnel, but only when it is necessary to further a missing persons investigation.

Mandatory Notifications

Students under the age of 18 (who are not emancipated) should be aware that YU is legally required to notify a parent or guardian within 24 hours of the determination that the student is missing. In such cases, YU will notify both the parent/guardian and any additional contact person that has been designated by the student.

In addition, all students should be aware that YU will notify the New York City Police Department ("NYPD") within 24 hours of a determination that any student is missing, regardless of that student's age or whether that student has designated a contact person.

B. Procedures

Immediate Response

Once it has been determined that a student who resides in on-campus housing has been missing for 24 hours, YU will take the following immediate steps:

1. The Security Department personnel designated by the Director of Security for the applicable campus will respond to the scene and interview the individual who reported the student missing and any other witnesses to obtain all pertinent facts, including an accurate description of the student, what he or she may be wearing, and the location and time where and when he or she was last seen.
2. The Security Department personnel responding to the scene as provided above will notify the Director of Security for the applicable campus of all pertinent facts prior to initiating any additional action.
3. The applicable Director of Security, or his or her designee, will:
    a. Contact the applicable Director or Assistant Director of the Housing Department, or such other personnel as they may select, to determine if he or she is aware of the student having left campus for other reasons;
    b. Contact the applicable Dean of Students, and such other personnel as they may select (which may include the applicable Finance Department, Office of the General Counsel and Dean's Office, and, in the case of students of the Albert Einstein College of Medicine, the Associate Dean for Finance & Administration), and,
    c. Obtain copies of the student's ID cards from the applicable Security Office and distribute copies to all guard posts at the applicable campus.
4. If the location where the student was last seen was a YU building, a search team will be formed to perform a thorough search of the building and the outside perimeter. The search team will then broaden its search to the rest of the campus buildings and grounds.
5. The Security Department for the applicable campus will notify supervisory personnel at other YU campuses about the missing student.
6. The Security Department for the applicable campus will contact the following appropriate local police precinct to inquire if the missing student has been the subject of any police action.
    a. Wilf Campus - 34th Precinct – (212) 927-9711
    b. Beren Campus
        i. 17th Precinct – (212) 826-3211
        ii. Midtown South Precinct – (212) 239-9811
    c. Cardozo Campus – 6th Precinct – (212) 741-4811
7. The Security Department for the applicable campus will prepare an Incident Report.

Response Within 24 Hours

Within 24 hours of making the determination that a student who resides in on-campus housing is missing, YU will take the following steps:

1. The applicable Security Department, the Dean of Students, or the Housing Department will notify the student's designated contact person (if the student has designated one) that the student is missing.
2. If the student is under the age of 18 (and not emancipated), the applicable Security Department, the Dean of Students, or the Housing Department will notify the student's parent or guardian that the student is missing.
3. The applicable Security Department, the Dean of Students, or the Housing Department will notify the NYPD.

Cooperation with the New York City Police Department

Once the NYPD has been notified, YU will cooperate with the NYPD as follows:

- The applicable Security Department will advise the NYPD of all actions taken by the Security Department and other YU personnel up to that point.
- The applicable Security Department will provide the NYPD with an office near the applicable campus Security Office to be utilized as a police headquarters.
- The applicable Security Department will work with the NYPD to ascertain whether the NYPD Missing Persons Squad has any information about the student.
- The applicable Security Department will request that the Precinct Detective Squad be notified for appropriate response.
- The applicable Security Department will request that the NYPD Communications Division broadcast a description of the missing student to patrol units.
- The applicable Security Department will request that the NYPD enter the missing person into the Federal N.C.I.C. system at the conclusion of the NYPD investigation.

If the Security Department, the Dean of Students, or the Housing Department is properly notified that a missing student has been located, they may inform the student's parent or guardian (in the case of students under the age of 18 who are not emancipated) and/or the student's designated contact person (if any).

WEAPONS POLICY

The possession of any weapon (as defined in local, state and federal statutes, and includes, without limitation, firearms, knives and explosives) on any University campus is strictly prohibited. This prohibition applies to all facilities owned, leased or otherwise controlled by the University, and whether academic, residential or otherwise. Failure to comply with this Policy may result in disciplinary action by the University (up to and including, in the case of a student, suspension or expulsion and, in the case of an employee, termination of employment) and also may result in criminal prosecution. In addition, the University reserves the right to confiscate the weapon. This Policy applies to all members of the University community as well as all visitors and guests, and regardless of whether the possessor is licensed to carry that weapon.

Exceptions to this Policy may only be made with the written permission of the Chief/Director of Security of the applicable campus, in consultation with the University's Executive Director for University Operations or, in the case of the Resnick Campus (Albert Einstein College of Medicine), with the written permission of the Associate Dean for Finance and Administration in consultation with the Executive Dean.

CRIME STATISTICS FOR WILF CAMPUS

The Clery Act requires the University to publish statistics for certain crimes that have taken place as a matter of information and record. The following statistics reflect those crimes that were reported to the Security Department and the other campus security authorities during the indicated period relating to the Wilf Campus. (Additional copies of this Report are available at the Security Department office, 2521 Amsterdam Avenue (1st Floor).

The statistics are printed as reported to the Security Department. The statistics were valid at publication, but may not reflect current trends.

Clery Act Crime Definitions

Criminal Homicide

- *Murder and non-negligent manslaughter* - The willful (non-negligent) killing of one human being by another.
- *Negligent manslaughter* - The killing of another person through gross negligence.

Sex Offenses

Forcible Sex Offenses

- *Forcible rape* - The carnal knowledge of a person, 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 or her temporary or permanent mental or physical incapacity (or because of his or her youth).
- *Forcible sodomy* - Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly against the person's will, where the victim is incapable of giving consent because of his or her youth or because of his or her temporary or permanent mental or physical incapacity.
- *Sexual assault with an object* - The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, 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 or her youth or because of his or her temporary or permanent mental or physical incapacity
- *Forcible 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 or her youth or because of his or her temporary or permanent mental or physical incapacity.

Non-Forcible Sex Offenses

- *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.

Robbery

- The taking or attempting to take anything of value from the care, custody or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

Aggravated Assault

- An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by a means likely to produce death or great bodily harm. (It is not necessary that injury result from an aggravated assault when a gun, knife or other weapon is used that could and probably would result in serious personal injury if the crime were successfully completed.)

Burglary

- The unlawful entry of a structure to commit a felony or a theft. For reporting purposes, this definition includes: unlawful entry with intent to commit a larceny or a felony, breaking and entering with intent to commit a larceny, housebreaking, safecracking and all attempts to commit any of the aforementioned acts.

Motor Vehicle Theft

- The theft or attempted theft of a motor vehicle. (Motor vehicle theft is classified as any case where an automobile is taken by a person not having lawful access, even if the vehicle is later abandoned, including joy riding.)

Arson

- Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property of another, etc.

Hate Crimes

- Any of the aforementioned offenses and larceny/theft, simple assault, threat/intimidation, vandalism, and any other crime involving bodily injury reported to local police agencies or to a campus security authority that manifests evidence that the victim was intentionally selected because of the perpetrator's bias. Categories of bias are:

    - Race. A preformed negative attitude toward a group of persons who possess common physical characteristics (e.g., color of skin, eyes, and/or hair; facial features, etc.) genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind (e.g., Asians, blacks, whites).
    - Gender. A preformed negative opinion or attitude toward a group of persons because those persons are male or female. Gender bias is also a Clery Act specific term, not found in the FBI's Hate Crime Data Collection Guidelines.

- Religion. A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being (e.g., Catholics, Jews, Muslim, Protestants, atheists).
- Sexual orientation. A preformed negative opinion or attitude toward a group of persons based on their sexual attraction toward, and responsiveness to, members of their own sex or members of the opposite sex (e.g., gays, lesbians, heterosexuals).
- Gender Identity/National Origin. Involves intentional selection of a victim based on actual or perceived characteristics.
- Ethnicity/national origin. A preformed negative opinion or attitude toward a group of persons of the same race or national origin who share common or similar traits, languages, customs and traditions (e.g., Arabs, Hispanics).
- Disability. A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments/challenges, whether such disability is temporary or permanent, congenital or acquired by heredity, accident, injury, advanced age or illness.

Other Offenses

- *Liquor law viola*tions - The violation of laws or ordinances prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; furnishing liquor to a minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; and all attempts to commit any of the aforementioned activities. (Drunkenness and driving under the influence are not included in this definition.)
- *Drug abuse violations* - Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing and making of narcotic drugs. The relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).
- *Weapon law violations* - The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as: the manufacture, sale or possession of deadly weapons; the carrying of deadly weapons, concealed or openly; the furnishing of deadly weapons to minors; aliens possessing deadly weapons; and all attempts to commit any of the aforementioned acts.

Definitions of Crimes that Must Be Reported Pursuant to VAWA

The Violence Against Women Reauthorization Act of 2013 ("VAWA"), added additional categories of crimes to the Clery Act that Colleges and Universities are now required to report.

Domestic Violence - includes asserted violent misdemeanor and felony offenses committed by the victim's current or former spouse, current or former cohabitant, person similarly situated under domestic or family violence law, or anyone else protected under domestic or family violence law.

- New York State has multiple laws addressing domestic violence, and the definition is broad. Generally, domestic and intimate partner violence is a pattern of abusive behavior

in any relationship that is used by one partner to gain or maintain power and control over another intimate partner. Domestic and intimate partner violence can be physical, sexual, emotional, economic, or psychological actions or threats of actions that influence another person. This includes any behaviors that intimidate, manipulate, humiliate, isolate, frighten, terrorize, coerce, threaten, blame, hurt, injure or wound someone.

Dating violence - means violence by a person who has been in a romantic or intimate relationship with the victim. Whether there was such relationship will be gauged by its length, type, and frequency of interaction.

- Like domestic violence, dating violence includes a pattern of abusive behavior that one person intentionally uses to gain or maintain power and control over another person. Dating violence can be physical, sexual, emotional, economic, or psychological actions or threats of actions that influence another person. This includes any behaviors that intimidate, manipulate, humiliate, isolate, frighten, terrorize, coerce, threaten, blame, hurt, injure or wound someone.

Stalking - means a course of conduct directed at a specific person that would cause a reasonable person to fear for her, his, or others' safety, or to suffer substantial emotional distress.

- Stalking generally refers to repeated behaviors that harass or threaten the victim, such as following a person, appearing at a person's home or place of business, making repeated and/or harassing calls, leaving written messages or objects, or contacting someone repeatedly via electronic means (i.e. the internet or text messaging).
- Unlike other crimes, which normally consist of a single illegal act, stalking is a series of actions that, when taken individually, may be perfectly legal. For instance, sending a birthday card or flowers or standing across the street from someone's house is not a crime. When these actions are part of a course of conduct that would cause a reasonable person to be afraid or to feel emotional distress, they are illegal.

Clery Act Geography Definitions

- *On Campus* - (1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution's educational purposes, including residence halls; and (2) any building or property that is within or reasonably contiguous to paragraph (1) of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).
- *Student Housing Facility* - Any student housing facility that is owned, controlled or rented by the institution, or is located on property that is owned or controlled by the institution, and is within the reasonably contiguous geographic area that makes up the campus is considered an on-campus student housing facility. This includes any student housing for student groups such as fraternity or sorority houses.
- *Non Campus Building or Property* – (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) any building or property owned or controlled by an institution that is used in direct support of, or in

relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

- *Public Property* - All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from the campus.

Crime Statistics

Offense	Year	On-Campus Property	Non-Campus Property	Public Property	On-Campus Student Housing Facilities*
Murder/Non-Negligent Manslaughter	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Negligent Manslaughter	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Sex Offense, Forcible	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Sex-Offense, Non-Forcible	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Robbery	2017	0	0	4	0
	2016	0	0	0	0
	2015	1	0	0	1
Aggravated Assault	2017	0	0	1	0
	2016	0	0	1	0
	2015	1	0	5	0
Burglary	2017	4	0	0	4
	2016	4	0	0	3
	2015	3	0	0	1
Motor Vehicle Theft	2017	0	0	0	0
	2016	1	0	0	0
	2015	0	0	1	0
Arson	2017	2	0	1	2
	2016	0	0	0	0
	2015	0	0	0	0
Arrests: Weapons: Carrying, Possessing, Etc.	2017	0	0	2	0
	2016	0	0	5	0
	2015	0	0	0	0
Disciplinary Referrals: Weapons: Carrying, Possessing, Etc.	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Arrests: Drug Abuse Violations	2017	0	0	6	0
	2016	0	0	5	0
	2015	0	0	9	0
Disciplinary Referrals: Drug Abuse Violations	2017	4	0	0	4
	2016	11	0	0	11
	2015	15	0	0	15
Arrests: Liquor Law Violations	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Disciplinary Referrals: Liquor Law Violations	2017	2	0	0	2
	2016	3	0	0	2
	2015	6	0	0	6

* The "On-Campus Student Housing Facilities" category is a subset of the "On-Campus Property" category.

Hate Crimes

2017: No hate crimes reported.
2016: No hate crimes reported.
2015: One (1) public property intimidation crime characterized by religious bias.
One (1) public property aggravated assault crime characterized by religious bias.

Domestic Violence, Dating Violence and Stalking

Offense	Year	On-Campus Property	Non-Campus Property	Public Property	On-Campus Student Housing Facilities†
Domestic Violence	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	1	0
Dating Violence	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Stalking	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0

† The "On-Campus Student Housing Facilities" category is a subset of the "On-Campus Property" category.

SECURITY AND FIRE SAFETY POLICIES FOR YUI

The University's affiliate, Caroline and Joseph Gruss Institute of Yeshiva University in Israel (Registered Amuta)("YUI"), owns a facility in Israel at 40 Duvdevani St., Bayit VeGan, Jerusalem. The facility is comprised of four buildings: three are used for residence halls and one is used for classrooms, administrative offices, a dining room and other non-residential purposes. YUI's administrative offices are located there, and from time to time University students may stay there when they are in Israel for service learning programs, internships and the like. Students from RIETS and other third-party educational institutions also use the facility.

YUI employs a security officer who is responsible for security at the campus and reports on all such matters to YUI administration. The third party security company, carefully selected by YUI, hires security guards for the campus, and regularly meets with the YUI security officer and other administrators to discuss issues and ways to improve services. The security company also maintains a dialogue with local police and fire departments, and Israeli government security organizations.

The campus is surrounded on all sides by a fence, and video surveillance cameras, intercoms and emergency LED lights are installed throughout the campus, allowing for full perimeter visibility. The main entrance to the campus is staffed by a security guard twenty four hours a day, seven days a week, and the guard also controls access to two other campus entrances which are locked and monitored via video cameras: one for deliveries and one for pedestrian traffic. All visitors must enter the campus via the main entrance, and must present proper identification and be approved admission by the guard. All guards are armed with handguns. Intercoms with direct access to the main security desk are installed at certain key locations in the residence halls.

Description of Fire Safety/Fire Drills

There are smoke detectors in every dorm room and apartment, and there are small hand-held wall fire extinguishers in the apartments as well. In addition, there are fire hoses in the corridors of every building, and fire alarms in the common areas or hallways of each building. The main intercom system also can be used to warn the residents of a fire event. At the start of each academic year, all residents are required to view a fire safety film, and the film is also presented to summer visitors. One or more fire drills are conducted during the year.

CRIME AND FIRE STATISTICS FOR YUI

The following statistics reflect the specified crimes and fire incidents relating to the YUI campus that were reported to the University during the indicated period. The statistics were valid at publication, but may not reflect current trends.

Crime Statistics (YUI)

Offense	Year	On-Campus Property	Non-Campus Property	Public Property	On-Campus Student Housing Facilities‡
Murder/Non-Negligent Manslaughter	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Negligent Manslaughter	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Sex Offense, Forcible	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Sex-Offense, Non-Forcible	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Robbery	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Aggravated Assault	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Burglary	2017	0	0	0	0
	2016	0	0	0	0
	2015	10	0	0	10
Motor Vehicle Theft	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Arson	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Arrests: Weapons: Carrying, Possessing, Etc.	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Disciplinary Referrals: Weapons: Carrying, Possessing, Etc.	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Arrests: Drug Abuse Violations	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Disciplinary Referrals: Drug Abuse Violations	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Arrests: Liquor Law Violations	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Disciplinary Referrals: Liquor Law Violations	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0

‡ The "On-Campus Student Housing Facilities" category is a subset of the "On-Campus Property" category.

Hate Crimes (YUI)

There were no reported hate crimes for the years 2015, 2016 or 2017.

Domestic Violence, Dating Violence and Stalking (YUI)

Offense	Year	On-Campus Property	Non-Campus Property	Public Property	On-Campus Student Housing Facilities[§]
Domestic Violence	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Dating Violence	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Stalking	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0

Note: YUI's Bylaws pursuant to the Prevention of Sexual Harassment Law can be found at: https://www.yu.edu/jll/israel.

Fire Statistics (YUI)

Residence Halls - YUI 40 Duvdevani Street	Year	Fires and Cause	Injuries	Deaths	Value of Damages
Kollel Apartments	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0
Torat Shraga Dorm	2017	0	0	0	0
	2016	1*	0	0	$250.00
	2015	0	0	0	0
Kollel Married Apartments	2017	0	0	0	0
	2016	0	0	0	0
	2015	0	0	0	0

*Unintentional electrical fire occurred in the Torat Shraga Dormitory, room 208. Smoke coming from refrigerator and evidence of burned wires. No injury or death. Approximately $250.00 damage.

[§] The "On-Campus Student Housing Facilities" category is a subset of the "On-Campus Property" category.

Important telephone numbers and e-mail addresses:

- **EMERGENCY- 911**

- **Hatzolah Volunteer Ambulance Corp. - (212) 230-1000**

- Wilf Campus Security Department
  Paul Murtha, Director of Security
  2521 Amsterdam Avenue (1st Floor)
  Telephone: 212.960.5221
  Fax: 212.960.0072
  security@yu.edu
  24-Hour Hotline: 212.960.5200 (in-house Ext. 200)
  1-888-YU SAFTY (1-888-987-2389)

- University Dean of Students / Title IX Coordinator
  Chaim Nissel, Psy.D.
  Telephone: 646.592.4201
  drnissel@yu.edu

- Deputy Title IX Coordinators
  (Human Resources) Ms. Renee Coker - (646) 592-4336 - renee.coker@yu.edu
  (Athletics) Mr. Joe Bednarsh - (212) 960-0015 - joe.bednarsh@yu.edu
  (Cardozo) Ms. Maria Saez Tatman - (212) 790-0429 - maria.saeztatman@yu.edu

- Wilf Campus Office of Student Life
  Rabbi Josh Weisberg, Senior Director of Student Life
  Telephone: 212.960.5400, ext. 6169
  joshua.weisberg@yu.edu

- Wilf Campus Office of University Housing and Residence Life
  Jonathan Schwab, Director of University Housing and Residence Life
  Telephone: 646.592.4215
  wilfhousing@yu.edu

- Human Resources Department
  Julie Auster, Chief Human Resources Officer
  Wilf Campus – Belfer Hall
  2495 Amsterdam Avenue
  New York NY 10033
  Telephone: 646.592.4335
  Julie.auster@yu.edu

- Wilf Campus Counseling Center
  500 West 185th Street
  Telephone: 646.592.4200
  counseling@yu.edu

ADDENDUM A

New York Crime Definitions

The Violence Against Women Act (VAWA) and its regulations requires the University to include certain New York State definitions in its Annual Security Report and also requires that these definitions be provided in other materials disseminated by the University. Relevant New York definitions are set forth below.

CONSENT: Lack of consent results from: forcible compulsion; or incapacity to consent; or where the offense charged is sexual abuse or forcible touching, any circumstances, in addition to forcible compulsion or incapacity to consent, in which the victim does not expressly or impliedly acquiesce in the actor's conduct. Where the offense charged is rape in the third degree, a criminal sexual act in the third degree, or forcible compulsion in circumstances under which, at the time of the act of intercourse, oral sexual conduct or anal sexual conduct, the victim clearly expressed that he or she did not consent to engage in such act, and a reasonable person in the actor's situation would have understood such person's words and acts as an expression of lack of consent to such act under all the circumstances. A person is incapable of consent when he or she is: less than 17 years old; or mentally disabled; or mentally incapacitated; or physically helpless; or committed to the care and custody of the state department of correctional services, a hospital, the office of children and family services and is in residential care, or the other person is a resident or inpatient of a residential facility operated by the office of mental health, the office for people with development disabilities, or the office of alcoholism and substance abuse services, and the actor is an employee, not married to such person, who knows or reasonably should know that such person is committed to the care and custody of such department or hospital.

CONSENT, ABBREVIATED: Clear, unambiguous, and voluntary agreement between the participating to engage in specific sexual activity.

DATING VIOLENCE: New York State does not specifically define "dating violence." However, under New York Law, intimate relationships are covered by the definition of domestic violence when the crime is committed by a person in an "intimate relationship" with the victim. See "Family or Household Member" for definition of "intimate relationship."

DOMESTIC VIOLENCE: An act which would constitute a violation of the penal law, including, but not limited to acts constituting disorderly conduct, harassment, aggravated harassment, sexual misconduct, forcible touching, sexual abuse, stalking, criminal mischief, menacing, reckless endangerment, kidnapping, assault, attempted murder, criminal obstruction or breaching or blood circulation, or strangulation; and such acts have created a substantial risk of physical or emotional harm to a person or a person's child. Such acts are alleged to have been committed by a family member. The victim can be anyone over the age of sixteen, any married person or any parent accompanied by his or her minor child or children in situations in which such person or such person's child is a victim of the act.

FAMILY OR HOUSEHOLD MEMBER: Person's related by consanguinity or affinity; persons legally married to one another; person formerly married to one another regardless of whether they still reside in the same household; persons who have a child in common regardless of whether such persons are married or have lived together at any time; unrelated persons who are continually or

at regular intervals living in the same household or who have in the past continually or at regular intervals lived in the same household; persons who are not related by consanguinity or affinity and who are or have been in an intimate relationship regardless of whether such persons have lived together at any time. Factors that may be considered in determining whether a relationship is an "intimate relationship" include, but are not limited to: the nature or type of relationship regardless of whether the relationship is sexual in nature; the frequency of interaction between the persons; and the duration of the relationship. Neither a casual acquaintance nor ordinary fraternization between two individuals in business or social contexts shall be deemed to constitute an "intimate relationship"; any other category of individuals deemed to be a victim of domestic violence as defined by the office of children and family services in regulation. Intimate relationship status shall be applied to teens, lesbian/gay/bisexual/transgender, and elderly individuals, current and formerly married and/or dating heterosexual individuals who were, or are in an intimate relationship.

PARENT: means natural or adoptive parent or any individual lawfully charged with a minor child's care or custody.

SEXUAL ASSAULT: New York State does not specifically define sexual assault. However, sexual assault includes offenses that meet the definitions of rape, fondling, incest, or statutory rape.

SEX OFFENSES; LACK OF CONSENT: Whether or not specifically stated, it is an element of every sexual act committed without consent of the victim.

SEXUAL MISCONDUCT: When a person (1) engages in sexual intercourse with another person without such person's consent; or (2) engages in oral sexual conduct or anal sexual conduct without such person's consent; or (3) engages in sexual conduct with an animal or a dead human body.

RAPE IN THE THIRD DEGREE: When a person (1) engages in sexual intercourse with another person who is incapable of consent by reason of some factor other than being less than 17 years old; (2) Being 21 years old or more, engages in sexual intercourse with another person less than 17 years old; or (3) engages in sexual intercourse with another person without such person's consent where such lack of consent is by reason of some factor other than incapacity to consent.

RAPE IN THE SECOND DEGREE: When a person (1) being 18 years old or more, engages in sexual intercourse with another person less than 15 years old; or (2) engages in sexual intercourse with another person who is incapable of consent by reason of being mentally disabled or mentally incapacitated. It is an affirmative defense to the crime of rape in the second degree the defendant was less than four years older than the victim at the time of the act.

RAPE IN THE FIRST DEGREE: When a person engages in sexual intercourse with another person (1) by forcible compulsion; or (2) Who is incapable of consent by reason of being physically helpless; or (3) who is less than 11 years old; or (4) who is less than 13 years old and the actor is 18 years old or more.

CRIMINAL SEXUAL ACT IN THE THIRD DEGREE: When a person engages in oral or anal sexual conduct (1) with a person who is incapable of consent by reason of some factor other than being less than 17 years old; (2) being 21 years old or more, with a person less than 17 years old; (3)

with another person without such persons consent where such lack of consent is by reason of some factor other than incapacity to consent.

CRIMINAL SEXUAL ACT IN THE SECOND DEGREE: When a person engages in oral or anal sexual conduct with another person (1) and is 18 years or more and the other person is less than 15 years old; or (2) who is incapable of consent by reason of being mentally disabled or mentally incapacitated. It is an affirmative defense that the defendant was less than four years older than the victim at the time of the act.

CRIMINAL SEXUAL ACT IN THE FIRST DEGREE: When a person engages in oral or anal sexual conduct with another person (1) by forcible compulsion; (2) who is incapable of consent by reason of being physically helpless; (3) who is less than 11 years old; or (4) who is less than 13 years old and the actor is 18 years old or more.

FORCIBLE TOUCHING: When a person intentionally, and for no legitimate purpose, forcibly touches the sexual or other intimate parts of another person for the purpose of degrading or abusing such person; or for the purpose of gratifying the actor's sexual desire. It includes squeezing, grabbing, or pinching.

PERSISTENT SEXUAL ABUSE: When a person commits a crime of forcible touching, or second or third degree sexual abuse within the previous ten year period, has been convicted two or more times, in separate criminal transactions for which a sentence was imposed on separate occasions of one of one of the above mentioned crimes or any offense defined in this article, of which the commission or attempted commissions thereof is a felony.

SEXUAL ABUSE IN THE THIRD DEGREE: When a person subjects another person to sexual contact without the latter's consent. For any prosecution under this section, it is an affirmative defense that (1) such other person's lack of consent was due solely to incapacity to consent by reason of being less than 17 years old; and (2) such other person was more than 14 years old and (3) the defendant was less than five years older than such other person.

SEXUAL ABUSE IN THE SECOND DEGREE: When a person subjects another person to sexual contact and when such other person is (1) incapable of consent by reason of some factor other than being less than 17 years old; or (2) less than 14 years old.

SEXUAL ABUSE IN THE FIRST DEGREE: When a person subjects another person to sexual contact (1) by forcible compulsion; (2) when the other person is incapable of consent by reason of being physically helpless; or (3) when the other person is less than 11 years old; or (4) when the other person is less than 13 years old.

AGGRAVATED SEXUAL ABUSE: For the purposes of this section, conduct performed for a valid medical purpose does not violate the provisions of this section.

AGGRAVATED SEXUAL ABUSE IN THE FOURTH DEGREE: When a person inserts a (1) foreign object in the vagina, urethra, penis or rectum of another person and the other person is incapable of consent by reason of some factor other than being less than 17 years old; or (2) finger in the vagina, urethra, penis, rectum or anus of another person causing physical injury to such person and such person is incapable of consent by reason of some factor other than being less than 17 years old.

AGGRAVATED SEXUAL ABUSE IN THE THIRD DEGREE: When a person inserts a foreign object in the vagina, urethra, penis, rectum or anus of another person (1)(a) by forcible compulsion; (b) when the other person is incapable of consent by reason of being physically helpless; or (c) when the other person is less than 11 years old; or (2) causing physical injury to such person and such person is incapable of consent by reason of being mentally disabled or mentally incapacitated.

AGGRAVATED SEXUAL ABUSE IN THE SECOND DEGREE: When a person inserts a finger in the vagina, urethra, penis, rectum or anus of another person causing physical injury to such person by (1) forcible compulsion; or (2) when the other person is incapable of consent by reason of being physically helpless; or (3) when the other person is less than 11 years old.

AGGRAVATED SEXUAL ABUSE IN THE FIRST DEGREE: When a person subjects another person to sexual contact: (1) By forcible compulsion; or (2) when the other person is incapable of consent by reason of being physically helpless; or (3) when the other person is less than eleven years old; or (4) when the other person is less than thirteen years old and the actor is twenty-one years old or older.

STALKING IN THE FOURTH DEGREE: When a person intentionally, and for not legitimate purpose, engages in a course of conduct directed at a specific person, and knows or reasonably should know that such conduct (1) is likely to cause reasonable fear of material harm to the physical health, safety or property of such person, a member of such person's immediate family or a third party with whom such person is acquainted; or (2) causes material harm to the mental or emotional health of such person, where such conduct consists of following, telephoning or initiating communication or contact with such person, a member of such person's immediate family or a third party with whom such person is acquainted, and the actor was previously clearly informed to cease that conduct; or (3) is likely to cause such person to reasonably fear that his or her employment, business or career is threatened, where such conduct consists of appearing, telephoning or initiating communication or contact at such person's place of employment or business, and the actor was previously clearly informed to cease that conduct.

STALKING IN THE THIRD DEGREE: When a person (1) Commits the crime of stalking in the fourth degree against any person in three or more separate transactions, for which the actor has not been previously convicted; or (2) commits the crime of stalking in the fourth degree against any person, and has previously been convicted, within the preceding ten years of a specified predicate crime and the victim of such specified predicate crime is the victim, or an immediate family member of the victim, of the present offense; or (3) with an intent to harass, annoy or alarm a specific person, intentionally engages in a course of conduct directed at such person which is likely to cause such person to reasonably fear physical injury or serious physical injury, the commission of a sex offense against, or the kidnapping, unlawful imprisonment or death of such person or a member of such person's immediate family; or (4) commits the crime or stalking in the fourth degree and has previously been convicted within the preceding ten years of stalking in the fourth degree.

STALKING IN THE SECOND DEGREE: When a person: (1) Commits the crime of stalking in the third degree and in the course of and furtherance of the commission of such offense: (a) displays, or possesses and threatens the use of, a firearm, pistol, revolver, rifle, sword, billy, blackjack, bludgeon, plastic knuckles, metal knuckles, chuka stick, sand bag, sandclub, sligshot, slungshot, shirken, "Kung Fu Star," dagger, dangerous knife, dirk, razor, stiletto, imitation pistol, dangerous instrument, deadly instrument or deadly weapons; or (b) displays what appears to be a pistol,

revolver, rifle, shotgun, machine gun or other firearm; or (2) commits the crime of stalking in the third against any person, and has previously been convicted, within the preceding five years, of a specified predicate crime, and the victim of such specified predicate crime is the victim, or an immediate family member of the victim, of the present offense; or (3) commits the crime of stalking in the fourth degree and has previously been convicted of stalking in the third degree; or (4) being 21 years of age or older, repeatedly follows a person under the age of fourteen or engages in a course of conduct or repeatedly commits acts over a period of time intentionally placing or attempting to place such person who is under the age of fourteen in reasonable fear of physical injury, serious physical injury or death; or (5) commits the crime of stalking in the third degree, against ten or more persons, in ten or more separate transactions, for which the actor has not been previously convicted.

STALKING IN THE FIRST DEGREE: When a person commits the crime of stalking in the third degree or stalking in the second degree and, in the course and furtherance thereof, he or she intentionally or recklessly causes physical injury to the victim of such crime.

ADDENDUM B

Student Bill of Rights

The University is committed to providing options, support and assistance to victims/survivors of sexual assault, domestic violence, dating violence, and/or stalking to ensure that they can continue to participate in University-wide and campus programs, activities, and employment. All victims/survivors of these crimes and violations have the following rights, regardless of whether the crime or violation occurs on campus, off campus, or while studying abroad:

All students have the right to:

1. Make a report to local law enforcement and/or state police;

2. Have disclosures of domestic violence, dating violence, stalking, and sexual assault treated seriously;

3. Make a decision about whether or not to disclose a crime or violation and participate in the judicial or conduct process and/or criminal justice process free from pressure by the institution;

4. Participate in a process that is fair, impartial, and provides adequate notice and a meaningful opportunity to be heard;

5. Be treated with dignity and to receive from the institution courteous, fair, and respectful health care and counseling services, where available;

6. Be free from any suggestion that the reporting individual is at fault when these crimes and violations are committed, or should have acted in a different manner to avoid such crimes or violations;

7. Describe the incident to as few institution representatives as practicable and not be required to unnecessarily repeat a description of the incident;

8. Be protected from retaliation by the institution, any student, the accused and/or the respondent, and/or their friends, family and acquaintances within the jurisdiction of the institution;

9. Access to at least one level of appeal of a determination;

10. Be accompanied by an advisor of choice who may assist and advise a reporting individual, accused, or respondent throughout the judicial or conduct process including during all meetings and hearings related to such process; and

11. Exercise civil rights and practice of religion without interference by the investigative, criminal justice, or judicial or conduct process of the institution.

For more information about preventing and addressing sexual assault, domestic violence, dating violence, and stalking at the University, see the University's Non-Discrimination and Anti-Harassment Policy and Complaint Procedures available on the University's website at: http://yu.edu/student-life/resources-and-services/standards-policies/; http://yu.edu/hr/policies/; and http://yu.edu/ogc/policies/ (among other places). This policy includes information about filing a report, seeking a response and options for confidential disclosure.

Yeshiva University has a long-standing commitment to equal opportunity and affirmative action. We apply every good faith effort in achieving nondiscrimination and equality of opportunity in employment and in all spheres of academic life. All University-wide decisions with regard to faculty, staff and students are based on equitable and equally applied standards of excellence. Unlawful harassment procedures have been established, both as a legal obligation under applicable law and as a visible and formal expression of institutional policy. The University's policy is designed to insure that recruitment, hiring, training, promotion, and all other personnel actions take place, and all programs involving students, both academic and non-academic, are administered without regard to race, religion, creed, color, national origin or ancestry, sex, age, disability, veteran or disabled veteran status, genetic predisposition/carrier status, marital status, sexual orientation, gender identity or expression, or citizenship status, as those terms are used in the law. In addition, University policy is designed to maintain a work and academic environment free of harassment and intimidation. If you have any questions relating to equal opportunity or affirmative action, or if you wish the University to pursue a possible violation of University policy, you should contact the University's Title IX Coordinator, Dr. Chaim Nissel at (646) 592-4201, or a Deputy Title IX Coordinator: (Human Resources) Ms. Renee Coker at (646) 592-4336; (Athletics) Mr. Joe Bednarsh at (212) 960-0015; or (Cardozo) Ms. Maria Saez Tatman at (212) 790-0429, or a member of the University's Panel on Unlawful Harassment.