

Trial: 1983/84-07
Expelled: April 19, 1984



THE UNIVERSITY TRIBUNAL
ROOM 107, SIMCOE HALL
THE UNIVERSITY OF TORONTO
TORONTO, CANADA
M5S 1A1

978-2192

February 9, 1984

REGISTERED MAIL

CONFIDENTIAL

Mr. **M.**

Downsview, Ontario

Dear Mr. **M.**

On February 6, 1984 the Appeal Division of the University Tribunal heard your appeal from the judgment of the Trial Division of the University Tribunal which recommended that you be expelled from the University of Toronto and that the expulsion be recorded permanently on your academic transcript.

The Appeal Division of the Tribunal unanimously concluded as follows:

'Based on our review of the trial transcript and the submissions made by the appellant and counsel for the university, we cannot justify interfering with the jury's decision to recommend expulsion. We accept that recommendation.

With respect to the jury's recommendation that the expulsion be recorded permanently on the student's academic transcript, we are unanimously of the view that this recommendation ought to be changed. Our recommendation would be that a notation of the expulsion appear on Mr. **M.**'s academic transcript until January 1, 1986.

We recognize that our disposition of this appeal is to substitute our judgment for that of the jury. We also recognize that this matter is ultimately in the hands of the Governing Council. We want it made clear to the Governing Council that in our disposition of the appeal we were influenced in part by Mrs. Feldman's submissions, which submissions included a concession that the University was not seeking to maintain a permanent record of the expulsion on the student's transcript.'

February 9, 1984

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In accordance with the procedures set out in G.3 of the Code of Behaviour on Academic Matters, the Tribunal's recommendation that you be expelled from the University of Toronto and that the expulsion be recorded on your academic transcript until January 1, 1986 has been forwarded to the President of the University for a recommendation by him to the Governing Council of the University of Toronto.

Sincerely,

Patrick S. Phillips
Secretary, Academic Tribunal

PSP/co

cc: S.G. Fisher
D. Affleck
F. Marrocco
K. Feldman