Academic and Professional Standards

Academic Rights, Penalties, and Appeals

The policies described in this section are based on the West Virginia University (WVU) Board of Governors Policy 15, Student Academic Rights. This section expands the general policy to include procedures for undergraduate, graduate, and professional students at WVU (including the Potomac State and WVU Tech campuses).

A student, by voluntarily accepting admission to West Virginia University (WVU) or enrolling in a class or course of study offered by WVU, accepts the academic requirements and criteria of the institution. Normally students may finish a program of study according to the requirements under which they were admitted to the program. However, requirements are subject to change at any time with reasonable notice provided to students. It is the student’s responsibility to fulfill coursework and degree or certificate requirements and to know and meet criteria for satisfactory academic progress and completion of the program. Students are expected to adhere to academic requirements and standards in all academic settings, such as classrooms, laboratories, and clinics, and during any activities that are part of academic requirements. Further, WVU students are citizens of a broader academic community. As such, the University expects that every member of its academic community share its historic and traditional commitment to honesty, integrity, and the search for truth. To meet these standards, academic dishonesty is prohibited and is subject to academic penalties. Students who fail to meet academic requirements or standards, or who engage in academic dishonesty, may be subject to one or more of the academic penalties described in the Academic Penalties section.

Any question of interpretation regarding student rights and responsibilities, academic penalties, or appeal processes for final grades, charges of academic dishonesty, or academic penalties shall be referred to the Provost and Vice President of Academic Affairs, the Vice President for Health Sciences, or the divisional campus President, as appropriate, for final determination.

Any behaviors not academic in nature but related to student conduct should be referred to the Campus Student Code as stipulated in Board of Governors Policy 31 (http://bog.wvu.edu/files/d/4c27ce4e-93b5-451b-a557-c9d8ab25a773/policy-31-dec-18-2015-amendment.pdf). Although academic penalties are imposed on students who engage in academic dishonesty according to procedures described below, findings of academic dishonesty may also be taken into consideration with respect to disciplinary penalties and procedures described in the Campus Student Code.

Academic Rights

Each student at West Virginia University has the following academic rights (as well as others; see BOG Policy 15 (http://bog.wvu.edu/policies)):

1. Right to have his/her performance evaluated solely upon performance as measured against academic standards. The student shall not be evaluated prejudicially, capriciously, or arbitrarily. The student shall not be graded, nor shall his/her performance be evaluated, on the basis of his or her race, color, national origin, ancestry, age, physical or mental disability, marital or family status, pregnancy, veteran status, service in the uniformed services (as defined in state and federal law), religion, creed, sex, sexual orientation, genetic information, gender identity, or gender expression (see BOG Policy 44 (http://bog.wvu.edu/files/d/0dfc7853-4569-4895-b2bc-6bd7f00a3eaf/policy-44-december-18-2015-amendment.pdf)), or other protected status.

2. Right to appeal any final grade, charge of academic dishonesty, or academic penalty.

3. Right to access a copy of the University catalog and program documents in which all current program requirements and standards are described (e.g. required courses, total credit requirements, time in residence requirements, special program requirements, minimum grade point average, probation standards, professional standards, etc.).

4. Right to receive course syllabi with descriptions of content and requirements for any course in which they are enrolled (e.g., attendance expectations, special requirements, laboratory requirements including time, field trips and costs, grading standards and procedures, professional standards, etc.).

5. Right to assigned grades issued from the instructor of each course to students enrolled in the course consistent with the academic rights set out in the preceding sections.

Definitions and Types of Academic Penalties

**PENALTIES FOR FAILURE TO MEET ACADEMIC REQUIREMENTS OR STANDARDS**

A student at West Virginia University who fails to meet academic requirements or standards will be subject to one or more of the following academic penalties:

1. A lower final grade, including failure of a course. A lower grade or failure of the course can be imposed by the course instructor/COORDINATOR. If a student appeals a final grade, the grade shall remain in effect until the appeal is completed.

2. Exclusion of a student from further participation in class prior to any appeal proceedings requires that the course instructor/coordinator obtain approval of the dean of the college or school offering the course.

3. Required repetition or revision of a program requirement, or termination of the student's participation in specific program-related activities.

4. Failure of a program requirement or failure to meet academic standards. Program requirements and standards must be described in the catalog or other program documents provided or available to students. Program requirements may include such items as passing a qualifying exam,
Academic and Professional Standards

maintaining progress on research, developing required technical skills, or meeting professional standards of conduct (including the avoidance of academic dishonesty).

5. Academic probation or suspension at the program, college, or school level for failure to meet program requirements and academic standards, or at the university level for failure to meet grade point average standards. More information concerning probation and suspension of undergraduate students at the university level (http://catalog.wvu.edu/undergraduate/coursecreditstermsclassification/#probationsuspensiontext) is available in the Academic Standards section of undergraduate catalog. More information about probation and suspension of graduate or professional students at the program, college, or school level (http://catalog.wvu.edu/graduate/enrollmentandregistration/#probationsuspensiontext) is in the Academic Standards section of the graduate catalog as well as in program documents. If a graduate or professional student appeals a penalty of program suspension, the dean of the college or school offering the student’s program will determine if the student shall be allowed to continue in the program until the case is determined.

6. Dismissal from a program, college, school or the university. Dismissal is defined as termination of student status, including any right or privilege to receive some benefit or recognition or certification. A student may be academically dismissed from any program and remain eligible to enroll in courses in other programs at the institution, or a student may be academically dismissed from the institution and not remain eligible to enroll in other courses or programs at the institution, including other divisional campuses (BOG Policy 15 (http://bog.wvu.edu/files/d/e7102743-6a83-4822-b4a3-a050e5e0711f/policy15-amended-student-academic-rights-amended-april-12-2013.pdf)). If a student appeals a penalty of program dismissal, the dean of the college or school offering the student’s program will determine if the student shall be allowed to continue in the program until the case is determined. Dismissal from a program, college, or school must be communicated to the Associate Provost for Undergraduate or Graduate Academic Affairs, the Health Sciences Associate Vice President for Academic Affairs, or the divisional campus President once the time limit for a student appeal has expired or the appeal process has been completed. The Associate Provost, Associate Vice President, or divisional campus President submits a request to the Office of the University Registrar to change the student’s status to non-degree. Academic dismissal from the university requires consultation and approval from the student’s dean, the Associate Vice President for Academic Affairs (Health Sciences students only), and the Provost’s or divisional campus President’s Office.

PENALTIES FOR ACADEMIC DISHONESTY

The term “academic dishonesty” means plagiarism; cheating and dishonest practices in connection with examinations, papers, and/or projects; and forgery, misrepresentation, or fraud as it relates to academic or educational matters. In addition to the definitions and examples provided below, supplementary information about types and examples of academic dishonesty is available.

1. “Plagiarism” means the use, by paraphrase or direct quotation, of the published or unpublished work of another person without full and clear acknowledgment, including, but not limited to, the unacknowledged use of materials prepared by another individual.

2. “Cheating and dishonest practices in connection with examinations, papers, and/or projects” include, but are not limited to, (i) giving or receiving of any unauthorized assistance in taking quizzes, tests, examinations, or any other assignment for a grade; (ii) depending upon the aid of sources beyond those authorized by the instructor or supervisor in quizzes, tests, examinations, writing papers, preparing reports, solving problems, or carrying out other assignments; (iii) the acquisition or use, without permission, of tests or other academic material belonging to a member of the University faculty or staff; and (iv) engaging in any behavior specifically prohibited by a faculty member in the course syllabus or class discussion.

3. “Forgery, misrepresentation, or fraud as it relates to academic or educational matters” includes, but is not limited to, (i) wrongfully altering, or causing to be altered, any records; (ii) use of University documents or instruments of identification with the intent to defraud; (iii) presenting false data or information or intentionally misrepresenting records; (iv) furnishing the results of research projects or experiments for the inclusion in another’s work without proper citation; or (v) furnishing false statements in any University academic proceeding; and vi) providing false or misleading information to gain an academic advantage.

A student at West Virginia University who engages in academic dishonesty will be subject to one or more of the following academic penalties (see the previous section (p. ____ ) for full descriptions of those penalties that can also be imposed for failure to meet academic requirements or standards):

1. Course-level academic penalties. When academic dishonesty occurs within the context of a course (including individually supervised courses), the course instructor/coordinator has the option of imposing the following academic penalties, including but not limited to:
   a. Change in assignment or test grade.
   b. A lower final grade (p. ___), including failure of a course.
   c. A final grade of unforgivable failure (UF). The UF penalty can be recommended by the course instructor/coordinator but must be reported to the Registrar’s Office by the dean of the college or school offering the course after the time limit for a student appeal has expired or the appeal process has been completed, upholding the UF penalty. The student may repeat the course, but the undergraduate D/F repeat process will not be applied to the UF.
   d. Required repetition or revision of the assignment or test.
   e. Exclusion from further participation in class (p. ____), including laboratories or clinical experiences.
   f. Other course resolutions within the discretion of the course instructor/coordinator.

2. Other academic penalties. If academic dishonesty occurs either in a course or within the context of program requirements, the academic penalties below may be imposed.
   a. Required repetition or revision of a program requirement, or termination of the student’s participation in specific program-related activities. When academic dishonesty occurs within the context of program requirements and expectations not associated with a specific course (including, but not limited to, completing qualifying exams, conducting research, performing duties associated with a graduate assistantship, performing...
required service or professional activities, etc.), the student’s program director, supervisor, or chair of an appropriate committee may impose these or similar academic penalties.

b. Failure of a program requirement or failure to meet academic standards. (p. )

c. Academic probation or suspension at the program, college, or school level (p. ) for failure to meet program requirements and academic standards.

d. Dismissal from a program, college, or the university. (p. )

Academic Dishonesty

The term “academic dishonesty” means plagiarism; cheating and dishonest practices in connection with examinations, papers, and/or projects; and forgery, misrepresentation, or fraud as it relates to academic or educational matters.

1. The term “plagiarism” means the use, by paraphrase or direct quotation, of the published or unpublished work of another person without full and clear acknowledgment, including, but not limited to, the unacknowledged use of materials prepared by another individual engaged in the selling of term papers or other academic materials.

2. The terms “cheating and dishonest practices in connection with examinations, papers, and/or projects” mean (i) giving or receiving of any unauthorized assistance in taking quizzes, tests, examinations, or any other assignment for a grade; (ii) depending upon the aid of sources beyond those authorized by the instructor or supervisor in quizzes, tests, examinations, writing papers, preparing reports, solving problems, or carrying out other assignments; (iii) the acquisition or use, without permission, of tests or other academic material belonging to a member of the University faculty or staff; or (iv) engaging in any behavior specifically prohibited by a faculty member in the course syllabus or class discussion.

3. The terms “forgery, misrepresentation, or fraud as it relates to academic or educational matters” mean (i) wrongfully altering, or causing to be altered, any records; (ii) use of University documents or instruments of identification with the intent to defraud; (iii) presenting false data or information or intentionally misrepresenting records; (iv) furnishing the results of research projects or experiments for the inclusion in another’s work without proper citation; or (vi) furnishing false statements in any University academic proceeding.

Academic Penalties

A student at West Virginia University who fails to meet academic requirements or standards, including those for academic honesty, will be subject to one or more of the following academic penalties:

1. A lower final grade, including failure of a course. A lower grade or failure of the course can be imposed by the course instructor/coordinator. The course instructor/coordinator can recommend the grade of unforgivable failure (UF). The UF penalty can only be imposed by the dean of the college or school offering the course after the time limit for a student appeal has expired or the appeal process has been completed, upholding the UF penalty. The student may repeat the course, but the undergraduate D/F repeat process will not be applied to the UF.

2. Other course-related academic penalties. When academic dishonesty occurs within the context of a course (including individually supervised courses), the course instructor/coordinator may impose the following academic penalties, including but not limited to:
   a. Change in assignment or test grade
   b. Required repetition or revision of the assignment or test
   c. Change in course grade
   d. Failure of the course, with possible exclusion from further participation in class, including laboratories or clinical experiences
   e. Other course resolutions within the discretion of the course instructor/coordinator

3. Required repetition or revision of a program requirement, or termination of the student’s participation in specific program-related activities. When academic dishonesty occurs within the context of program requirements and expectations not associated with a specific course (including, but not limited to, completing qualifying exams, conducting research, performing duties associated with a graduate assistantship, performing required service or professional activities, etc.), the student’s program director, supervisor, or chair of an appropriate committee may impose these or similar academic penalties.

4. Exclusion from further participation in class (including laboratories or clinical experiences). Exclusion of a student from further participation in class requires that the course instructor/ coordinator first consult with the dean of the college or school offering the course.

5. Failure of a program requirement or failure to meet academic standards. Program requirements and standards must be described in the catalog or other program documents provided or available to students. Program requirements may include such items as passing a qualifying exam, maintaining progress on research, developing required technical skills, or meeting professional standards of conduct (including the avoidance of academic dishonesty). Failure of a program requirement or failure to meet academic standards must be communicated to the student in writing, typically by their program director or chair of the committee that assesses the program requirement or academic standard.

6. Academic probation or suspension at the program, college, or school level for failure to meet program requirements and academic standards, or at the university level for failure to meet grade point average standards. Students placed on probation or suspension shall be notified in writing, including the reason for the probation or suspension, the length of the probation or suspension, and the requirements for removing or continuing the probation or suspension. More information concerning probation and suspension of undergraduate students at the university level (http://catalog.wvu.edu/undergraduate/coursecreditstermsclassification/#probationsuspensiontext) is available in the Academic Standards section of undergraduate catalog. More information about probation and suspension of graduate students at the program, college, or school level (http://
regardless of whether or not the student is still enrolled in the course or program or does not attend a scheduled meeting regarding the appeal, the final grade, charge of academic dishonesty, or academic penalty will be upheld.

If a student does not appeal a final grade, charge of academic dishonesty, or academic penalty, fails to follow the appeal procedures described below, determining the penalty. Further guidance for students on preparing an appeal is available of responsibility (in the case of academic dishonesty) or the choice of penalty; or additional evidence or new information that was not considered in unreasonable severity of the penalty; demonstrable prejudice in the decision-making process; a belief that the evidence does not support the finding bog.wvu.edu/files/d/0d9c7853-4569-4895-b2bc-6bd7f00a3eaf/policy-44-december-18-2015-amendment.pdf). Additional grounds for appeal may include:

• Appeals of a final grade, including the recommendation of a grade of unforgivable failure (UF). Grades for individual course assignments cannot be appealed except in the context of a final grade appeal or a charge of academic dishonesty (see below). The grade appealed shall remain in effect until the appeal procedure is completed or the problem resolved.
• Appeals of academic penalties for academic dishonesty. Students may appeal both the charge of academic dishonesty and the academic penalty imposed.
• Appeals of exclusion from class. If the student appeals, the dean of the college or school offering the course will determine if the student shall be allowed to attend and participate in class until the case is determined.
• Appeals of failure of academic program requirements.
• Appeals of imposition of academic probation for graduate and professional students.
• Appeals of imposition of academic suspension for graduate and professional students. If the student appeals, the dean of the college or school offering the student’s program will determine if the student shall be allowed to continue in the program until the case is determined.
• Appeals of dismissal from undergraduate, graduate, or professional degree programs. If the student appeals, the dean of the college or school offering the student’s program will determine if the student shall be allowed to continue in the program until the case is determined.
• Appeals of dismissal from the institution.

Appeals

In this section:

• General Information about Appeals (p. 4)
• The Appeal Process (p. 5)

GENERAL INFORMATION ABOUT APPEALS

Students may appeal any final grade, charge of academic dishonesty, or academic penalty described above and imposed by a course instructor/coordinator, the institution, or its constituent academic units through the procedures described in this section of the catalog with the following exceptions:

• Grades for individual course assignments cannot be appealed except in the context of a final grade appeal or a charge of academic dishonesty.
• University, college/school, or program probation based on failure to meet minimum GPA standards may not be appealed. University suspension of undergraduate students based on GPA may be appealed as described in the Academic Standards section of the undergraduate catalog (http://catalog.wvu.edu/undergraduate/coursecreditstermsclassification/#probationsuspensiontext).
• Disciplinary penalties imposed by the Office of Student Conduct, including but not limited to probation, suspension, or expulsion from the university, may not be appealed through this process. Refer to the Campus Student Code for procedures to appeal disciplinary penalties, including those for academic dishonesty.

The primary purpose of the appeal procedure is to allow review of a final grade, charge of academic dishonesty, or academic penalty in cases where a student believes that due process was not followed or that the grade, charge, or penalty was imposed unfairly or inconsistently with course, program, and university standards and regulations. Students have the right to appeal a final grade, charge of academic dishonesty, or academic penalty that they believe reflects a capricious, arbitrary, or prejudiced academic evaluation, or reflects discrimination based on criteria listed in BOG Policy 44 (http://bog.wvu.edu/files/d/e7102743-6a83-4895-b4a3-a050e5e0711f/policy15-amended-student-academic-rights-amended-april-12-2013.pdf). Dismissal from the university (expulsion) requires consultation and approval from the student’s dean, the Associate Vice President for Academic Affairs (Health Sciences students only), and the Provost’s Office.

If a student does not appeal a final grade, charge of academic dishonesty, or academic penalty, fails to follow the appeal procedures described below, or does not attend a scheduled meeting regarding the appeal, the final grade, charge of academic dishonesty, or academic penalty will be upheld, regardless of whether or not the student is still enrolled in the course or program.

Appeals may include but are not limited to:

• Appeals of a final grade, including the recommendation of a grade of unforgivable failure (UF). Grades for individual course assignments cannot be appealed except in the context of a final grade appeal or a charge of academic dishonesty in courses in other programs at the institution, as in program documents.

7. Dismissal from a program, college, school, or the university. Dismissal is defined as termination of student status, including any right or privilege to receive some benefit or recognition or certification. “A student may be academically dismissed from any program and remain eligible to enroll in other courses or program at the institution” (BOG Policy 15, page 3 (http://bog.wvu.edu/files/d/e7102743-6a83-4895-b4a3-a050e5e0711f/policy15-amended-student-academic-rights-amended-april-12-2013.pdf)). Dismissal from a program, college, or school must be communicated to the Associate Provost for Undergraduate or Graduate Academic Affairs or to the Health Sciences Associate Vice President for Academic Affairs once the time limit for a student appeal has expired or the appeal process has been completed. The Associate Provost or Associate Vice President submits a request to the Office of the University Registrar to change the student’s status to non-degree. Academic dismissal from the university (expulsion) requires consultation and approval from the student’s dean, the Associate Vice President for Academic Affairs (Health Sciences students only), and the Provost’s Office.
The primary purpose of the appeal procedure is to allow review of a penalty or sanction in cases where a student believes that due process was not followed or that the penalty or sanction was imposed unfairly or inconsistently with program and university standards and regulations.

Students have the right to appeal academic penalties that they believe reflect a capricious, arbitrary, or prejudiced academic evaluation, or reflect discrimination based on race, sex, age, handicap, veteran status, religion or creed, sexual orientation, color, or national origin. Additional grounds for appeal may include: unreasonable severity of the penalty; demonstrable prejudice in the decision-making process; a belief that the evidence does not support the finding of guilt (in the case of academic dishonesty) or the choice of penalty; or additional evidence or new information that was not considered in determining the penalty.

If a student does not appeal an academic penalty, fails to follow the appeal procedures described below, or does not attend a scheduled meeting regarding the appeal, the academic penalty will be upheld.  

THE APPEAL PROCESS

Steps in the Appeal Process:

The following is a summary of the steps in the appeal process. In addition, a detailed list of the steps involved in each type of appeal is available to assist students, instructors, and administrators in managing the appeal process.

- Students are notified of final grades, charges of academic dishonesty, and other academic penalties.
  - Students are informed of final grades for courses at the end of each academic term through the WVU Portal. (https://sso.wvu.edu/cas/login?service=https%3A%2F%2Fidp.wvu.edu%2Fidp%2FAuthn%2FRemoteUser%3Fconversation%3D6e1)
  - The person making a charge of academic dishonesty must notify the student in writing via WVU e-mail of the charge and penalty within 10 class days* of discovering the infraction.
  - The individual or chair of the committee who imposed an academic penalty must notify the student in writing via WVU e-mail of the academic penalty.
- Level 1 appeal (for final grades (p. ), charges of academic dishonesty (p. ), and academic penalties (p. )):
  - The student may begin an appeal by submitting a written appeal via WVU e-mail to the Level 1 appeal reviewer named here within the time limit provided here (p. ). The student’s appeal must include the documentation and evidence forming the basis of their appeal. In the case of a charge and/or penalty for academic dishonesty, the student may appeal the charge, the penalty, or both.
  - The individual or committee that gave the grade, made the charge, or imposed the penalty must provide all relevant documentation (including the criteria for determining the student’s final grade in the case of a final grade appeal) to the Level 1 appeal reviewer upon their request.
  - The Level 1 appeal reviewer assesses the available evidence (p. ) and makes a decision about the appeal based on that evidence. The reviewer communicates the decision in writing via WVU e-mail to the student and other individuals or committees that have been involved in the grade, charge, penalty, or appeal to that point and reports the outcome of the appeal via the University Academic Penalty and Appeal Repository. In the case of a final grade appeal, the Level 1 appeal reviewer ensures that a grade modification is submitted if necessary.
  - If the student accepts the Level 1 appeal decision, the appeal is concluded.
- Level 2 appeal (for final grades (p. ), charges of academic dishonesty (p. ), and academic penalties (p. )):
  - If the student does not accept the Level 1 appeal decision, the student may continue their appeal by submitting a written appeal via WVU e-mail to the Level 2 appeal reviewer named here within the time limit provided here (p. ). The student’s appeal must include the documentation and evidence forming the basis of their appeal. In the case of a charge and/or penalty for academic dishonesty, the student may appeal the charge, the penalty, or both.
  - The Level 1 appeal reviewer forwards all materials included in the appeal to the Level 2 reviewer. Both the student and other individuals or committees may provide additional information if they wish.
  - The Level 2 appeal reviewer assesses the available evidence (p. ) and makes a decision about the appeal based on that evidence. The reviewer communicates the decision in writing via WVU e-mail to the student and other individuals or committees that have been involved in the grade, charge, penalty, or appeal to that point, including the Level 1 appeal reviewer, and reports the outcome of the appeal via the University Academic Penalty and Appeal Repository. In the case of a final grade appeal, the Level 2 appeal reviewer ensures that a grade modification is submitted if necessary.
  - If the student accepts the Level 2 appeal decision, the appeal is concluded. If the appeal concerned a final grade, a charge of academic dishonesty without a penalty of program suspension or dismissal, or an academic penalty other than program dismissal, the appeal is concluded.
- Level 3 appeal (for suspension from a program for academic dishonesty or dismissal from a program):
  - If the penalty is suspension from a program for academic dishonesty or dismissal from a program, the student may continue their appeal by submitting a written appeal via WVU e-mail to the Level 3 appeal reviewer named here within the time limit provided here (p. ).
  - The Level 3 appeal reviewer may appoint and convene a Student Academic Hearing Committee (SAHC) to hear the case and review the appeal. In the case of an academic penalty of program suspension or dismissal based on academic dishonesty, a hearing is required. SAHC procedures follow.
    - Members are appointed to the SAHC at the discretion of the Level 3 appeal reviewer and shall comprise at least three faculty members. At least one SAHC member should be from the program offering the course or the student’s program; at least one should be from outside the program offering the course or the student’s program.
• The SAHC holds a joint hearing with the student and any individuals involved in making the academic dishonesty charge or imposing the academic penalty and may also convene additional individual meetings or request additional materials to collect further evidence. The hearing is set outside of the student's scheduled classes; should the student choose not to appear, the meeting will proceed as scheduled.

• The student may be accompanied to the hearing or meetings or be advised by a person of his or her choice from the institution. Likewise, the faculty member, academic officer, or committee recommending academic suspension (for academic dishonesty) or dismissal may have an advisor from the institution. Such advisors may consult with but may not speak on behalf of their advisees or otherwise participate directly in the proceedings, unless they are given specific permission to do so by the individual or committee conducting the appeal.

• In addition, for cases involving program suspension or dismissal based on academic dishonesty, the student may be accompanied to the hearing or meetings by an attorney, who may question witnesses and make arguments on behalf of the student.

• Witnesses may be called by any of the parties involved.

• A record of the SAHC hearing shall be prepared in the form of summary minutes and relevant attachments and will be provided to the student upon request.

• The Level 3 appeal reviewer assesses the available evidence (p. ), including the recommendation of the Student Academic Hearing Committee, when available, and makes a decision about the appeal based on the evidence and recommendation. The reviewer communicates the decision in writing via WVU e-mail to the student, and other individuals or committees that have been involved in the charge, penalty, or appeal to that point, including the Levels 1 and 2 appeal reviewers.

• The appeal is concluded.

Disciplinary penalties for academic dishonesty: The individual or committee that charged the student with academic dishonesty, or the Level 1, 2, or 3 appeal reviewers may determine, in their judgment, that in addition to the academic penalty already assigned, the academic dishonesty rises to a level of significance warranting a potential disciplinary penalty of University probation, suspension, or expulsion. Examples of such cases and guidance in making this decision is available. In this case, they may refer the matter to the Office of Student Conduct. The Office of Student Conduct may also choose to pursue disciplinary penalties based on evidence of repeated instances of academic dishonesty by a student submitted to the Academic Penalty and Appeal Repository. The Office of Student Conduct shall then undertake student disciplinary proceedings consistent with WVU BOG Policy 31 and the Campus Student Code. These proceedings do not affect the academic penalty. If the disciplinary proceedings under the Campus Student Code result in a finding that the academic offense does not warrant additional disciplinary penalty, the case is closed and only any academic penalty imposed and upheld through the academic appeal process will apply.

Time Limits for Steps in the Appeal Process:

• Level 1:
  • Final Grade Appeal
    • Student files initial or continuation of appeal 10 class days after grade is posted
    • Decision about appeal communicated to student 10 class days after student submits appeal
  • Academic Dishonesty Charge
    • Student files initial or continuation of appeal 10 class days after charge is sent to student
    • Decision about appeal communicated to student 10 class days after student submits appeal
  • Academic Penalty
    • Student files initial or continuation of appeal 10 class days after penalty is sent to student
    • Decision about appeal communicated to student 10 class days after student submits appeal

• Level 2 (all types of appeals)
  • Student files initial or continuation of appeal 10 class days after decision at Level 1 is sent
  • Decision about appeal communicated to student 10 class days after student submits Level 2 appeal

• Level 3 (appeals of suspension/dismissal only)
  • Student files initial or continuation of appeal 10 class days after decision at Level 2 is sent
  • Decision about appeal communicated to student at discretion of the Provost's office

*Class days are defined as days during which the University is open and classes are officially in session. If classes are canceled for the University as a whole for part or most of a day, the day will not be deemed a class day.

Communication about Appeals:

All communication with a student concerning an appeal must come directly from, or be directed to, the student. Although students and others involved in the appeal process may consult with third parties, appeals and communication about appeals should be conducted between the student and individuals or committees charged with reviewing the appeal. Communication may take place through written documents, e-mail (using official University e-mail accounts whenever possible), and direct contact (telephone, face-to-face meetings, etc.). Decisions at each level of appeal must be communicated to
the student and other individuals involved with the appeal at prior levels in writing transmitted via WVU e-mail. In addition, all penalties for academic dishonesty and the outcomes of all appeals must be reported to the University Academic Penalty and Appeal Repository.

Responsibility for Appeal Decisions:

Detailed information about which individuals or committees are responsible for handling different types and levels of appeals is available. These individuals may refer this responsibility to a designee or to a standing or ad-hoc committee. In some cases, program, college, or school documents may provide additional guidance on who is charged with reviewing specific types of appeals. Any disagreements about who is responsible for appeal decisions will be resolved by the Associate Vice President for Academic Affairs in Health Sciences, the Associate Provost for Undergraduate or Graduate Academic Affairs, or the divisional campus President.

Evidence and Meetings Concerning Appeals:

Individuals and committees reviewing appeals may convene individual or joint meetings or request additional materials to collect further evidence. The student may be accompanied to meetings concerning the grade, charge, penalty, or appeal by a person of his or her choice from the institution. Such advisors may consult with but may not speak on behalf of their advisees or otherwise participate directly in the proceedings, unless they are given specific permission to do so by the individual or committee conducting the appeal. Note that some Level 3 Student Academic Hearing Committee meetings (p. ) may allow the presence and participation of an attorney.

In this section:

- Probation (p. 7)
- Suspension and Dismissal

Probation

Graduate students may be placed on probation by the director of their program or by the dean of their college or school by failing to maintain acceptable grades in their courses or in their performance in other areas such as research progress or professional behavior. Graduate students with a cumulative grade point average (GPA) below 2.75 may be subject to probation by the dean of their college or school. Individual academic units may designate a higher GPA or other academic standards required for students to remain in good standing.

Probation, which is not recorded on a student’s permanent record, constitutes a warning to the student that standards are not being met. A letter of probation delivered by the graduate program to the student must outline the reason for the sanction as well as delineate academic or other benchmarks for the student to attain in order to have the probation sanction removed. Students may request review of the sanction of probation by the academic official who imposed it at any point in a semester. At the conclusion of the semester in which a student was placed on probation, the academic program shall review the academic record and performance of the student. If the stipulations set forth in the letter of probation have been met, the student is removed from probation. If the stipulations have not been met, student standing is reassessed by the program and the student may continue on probation or be suspended or dismissed by the academic unit.

Suspension and Dismissal

Students failing to maintain satisfactory academic standing, progress toward their degree, or professional behavior as delineated by the letter of probation may be suspended or dismissed from their degree program. Suspension or dismissal from a program normally follows a sanction of probation in cases where students have been counseled regarding academic stipulations and fail to attain those stipulations. Typically, students are suspended or dismissed from a program at the end of an academic term and are notified formally by the department and/or the dean of the college/school of suspension or dismissal from their program. However, students can be suspended or dismissed from their program without a prior probation period and at times other than the end of a term in the case of serious violations of academic or professional standards, with approval of the school or college dean and the Associate Provost for Graduate Academic Affairs or Associate Vice President of Academic Affairs (Health Sciences). If the program recommends dismissal from the University, which is only an option in the case of conduct violations, the case is referred to the Office of Student Conduct and Student Conduct processes apply.

Suspension from a program means that a student will not be permitted to register for classes offered by the program or participate in other program activities until the student has been notified that he or she is no longer suspended. The normal period of suspension is a minimum of one academic semester but will not exceed one calendar year. Suspended students may petition in writing for reinstatement at any time. The college or school petitioned shall establish the terms of reinstatement for successful student petitions. At the end of one calendar year of suspension, the student must be reinstated to or dismissed from the program. If appropriate, the student may be reinstated and placed on probation.

Dismissal from a program can result from repeated failure to make academic progress, failure to meet probationary terms set forth in writing by the student’s program, violations of written standards provided by the student’s program, or serious violations of professional standards. A student who is dismissed from a program will not be permitted to register for classes offered by the program or participate in other program activities. A student who is dismissed from a program will be reclassified as a non-degree student unless they are admitted into a different degree program.

A student who is dismissed from the University by the Office of Student Conduct will not be permitted to register for any classes offered by the University for academic credit. After five calendar years from the effective date of dismissal from the University, a dismissed student may request reinstatement to
the University with the terms of reinstatement to be established by the college or school willing to admit the student to a degree program. Failure to meet these terms will result in permanent dismissal.

**Research Integrity**

Integrity in research and scholarship is an obligation of all who engage in the acquisition, application, and dissemination of knowledge. Research and scholarly work by West Virginia University faculty, staff, and students is governed by a number of federal, state, and institutional policies. Information on policies and procedures, guidelines, educational programs, and monitoring and accountability in these areas is provided at oric.research.wvu.edu.

Any graduate student who conducts research using animals must have a protocol approved by the Animal Care and Use Committee before starting the research. Information and procedures are available at oric.research.wvu.edu/services/iacuc.

Any graduate student who conducts research involving human subjects must have the approval of the Institutional Review Board for the Protection of Human Subjects before starting the research. Information and procedures are available at oric.research.wvu.edu/services/human-subjects.

All members of the University community are obligated to report observed, suspected, or apparent misconduct in research. Reports should be made to the University’s research integrity officer through the link to Online Research Problem Reporting at oric.research.wvu.edu.

**Intellectual Property**

The Office of Technology Transfer is responsible for the protection and commercialization of intellectual property for all WVU organizations. Faculty members and other researchers, including graduate students, are the primary source of intellectual property, either through the invention of new products or processes, or through know-how and expertise in certain fields. Intellectual property can be protected through patents, copyrights, trademarks, and trade secrets. Commercialization occurs primarily through licenses of patents and/or know-how to existing companies, and, in some cases, through the creation of a joint venture or even a start-up company. Policies, forms, and other useful information about intellectual property and technology transfer activities at WVU is available at techtransfer.research.wvu.edu.

Graduate students with other concerns about intellectual property, such as research data ownership and retention, authorship considerations when presenting or publishing, and use of course materials, should discuss these concerns with faculty members and administrators in their discipline as well as with their collaborators in any research activities. Additional information is available from the Office of Research Integrity and Compliance (http://oric.research.wvu.edu/services/responsible-conduct).