



University of Toronto TORONTO ONTARIO M5S 1A1

## University Tribunal

March 12, 1993

BY REGISTERED MAIL

PERSONAL & CONFIDENTIAL

Ms E.

Brampton, Ontario

Dear Ms E.

At its hearing on March 9th, 1993, the University Tribunal considered the following charges against you, (indicated by number):

1. THAT on or about August 8, 1991, you did illegally enter the office of Ms Sophia Kirschner (now Garofano) for the purpose of attempting to forge or falsify an academic record, contrary to section B.II.2 and section B.I.3(a) of the University of Toronto Code of Behaviour on Academic Matters, 1991.
2. THAT on or about August 8, 1991, you did attempt to access University personal academic files without proper authorization, contrary to section B.I.4(c) and section B.II.2, of the University of Toronto Code of Behaviour on Academic Matters, 1991.

Particulars for Charges #1 and 2

On or about August 8, 1991, you did unlawfully enter the office of Ms Sophia Kirschner (now Garofano), for the purpose of accessing the academic files contained therein for the purpose of making changes to the various documents stored within those files.

As Ms Kirschner was in her office when you broke in, the attempt to access the files and falsify or alter the documents was foiled.

You were criminally charged as a result of this incident with breaking and entering with intent to commit an indictable offence (fraud). On September 11, 1991, you entered a plea of guilty to the charge. The facts that you admitted to in relation to the guilty plea are relied upon in support of these charges.

3. THAT on or about June 20, 1991, you did represent as your own an academic work submitted for credit in PSY341F (913) an idea or expression of an idea or work of another contrary to section E.1(a)(ii) of the University of Toronto Code of Behaviour on Academic Matters, 1985, by submitting an essay written by one B as your own.

4. THAT on or about June 20, 1991, you did submit for credit in relation to PSY341F (91S) an academic work for which credit had previously been obtained in the University, contrary to section E.1(a)(iii) of the University of Toronto Code of Behaviour on Academic Matters, 1985, submitting an essay for credit that had previously been submitted for credit by one  
B
5. THAT on or about June 20, 1991, you did represent as your own an academic work submitted for credit in PSY341F (91S) an idea or expression of an idea or work of another contrary to section E.1(a)(ii) of the University of Toronto Code of Behaviour on Academic Matters, 1985, by submitting an essay written by Ms S as your own.
6. THAT on or about June 20, 1991, you did submit for credit in relation to PSY341F (91S) an academic work for which credit had previously been obtained in the University, contrary to section E.1(a)(iii) of the University of Toronto Code of Behaviour on Academic Matters, 1985, by submitting an essay for credit that had previously been submitted for credit by one  
S

Particulars for Charges #3, 4, 5, and 6

You were originally registered in the spring session of PSY341F, a course taught by Professor M. K. Sorbey.

On or about June 13, 1991, you approached Professor Sorbey and informed her that you had missed the two term tests given in the course and did not intend to write the final exam, due to personal problems. You indicated that you wished to write three essays instead of three exams for credit in the course. You also indicated that you would need Professor Sorbey's permission to re-register for the course as an acquaintance had withdrawn you from the course without your knowledge.

You were given tentative approval to write two essays instead of the tests, subject to your providing further documentation justifying this special consideration.

On or about June 20, 1991, you submitted two essays for credit in the course, and held these essays out to be your own. One of these essays you submitted under the title of "An Evaluation of the Cognitive-Behavioural Approach in the Treatment of Depression in Childhood Adolescence". This essay was substantially the same as an essay entitled "The Evaluation of Cognitive-Behaviour Treatment Strategies in Treating Childhood and Adolescent Depression", an essay written by Barbara Brindza, a student in the winter session of PSY341S, taught by Professor S. Marcovitch. Ms Brindza's essay had been stolen from the Departmental office after it was marked.

You submitted an essay entitled "The Evaluation of Three Approaches to Treatment of Depression in Pre-Pubertal Children". This essay is substantially the same as one written by Sharon Smith, entitled "Evaluation of Three Approaches to Treatment of Depression in Pre-Pubertal Children", an essay that was also submitted for Professor Marcovitch's section of PSY341S. This essay was also stolen from Departmental offices after it was marked.

Particulars for Charges #3, 4, 5, and 6 (Cont'd)

Neither Ms B nor Ms S have ever leant copies of their essays to another student. Both Ms B and Ms S received credit for their respective essays.

It is apparent that certain portions of these essays were retyped by you, whereas other portions were simply photocopied, and submitted as your work.

[At the hearing, the University withdrew Charge #7, as follows:

7. THAT in or about the third week of May, 1991, you did represent as your own an academic work submitted for credit in MEI250S (90W) an idea or expression of an idea or work of another contrary to Section E.I. (a) (ii) of the University of Toronto Code of Behaviour on Academic Matters, 1985.]
8. THAT in or about October 1991, you did forge or falsify an academic record, and/or make use of a forged, altered or falsified record, in relation to MEI250S (90W), contrary to section B.I.3.(a) of the University of Toronto Code of Behaviour on Academic Matters, 1991.
9. THAT in or about the third week of May, 1991, you attempted to forge or falsify an academic record, and/or to make use of a forged, altered or falsified record, in relation to MEI250S (90W), contrary to section B.I.3.(a) and B.II.2. of the University of Toronto Code of Behaviour on Academic Matters, 1991.

Particulars for Charges #7, 8, and 9

In the spring of 1991, you were a student in MEI250S (90W).

Although you alleged that you had written two of the three term tests for the course, the records of the instructor for the course, Professor Sawa, indicated that you had written no tests. On or about May 13, 1991, a large number of the marked second and third term tests for the course were stolen from the Departmental office.

Soon after that date you submitted a test which you purported was your own, and which showed a mark of 24 out of 25.

Professor Sawa was aware that there was one test that received the mark of 24 out of 25 within the group of tests stolen from the Departmental office.

The test you submitted was in fact a rewritten copy of the test written by Ms A.

It is apparent from examination of the cover sheet of the test that the portion of the test containing the mark is not from the same test booklet, and apparently the part of the cover containing the score is from the stolen test booklet belonging to Ms A.

10. THAT at some point in late June or early July, 1991, you did forge or falsify an academic record relating to PSY201F (90W) in contravention of section B.I.1.3(a) of the University of Toronto Code of Behaviour on Academic Matters, 1985.
11. THAT in or about late June or early July, 1991, you intentionally gained access to a personal academic file relating to PSY201F (90W) without proper authorization, contrary to section B.I.4.(c) of the University of Toronto Code of Behaviour on Academic Matters, 1985.

Particulars for Charges #10 and 11

You were registered in PSY201F (90W), a course which ended in December 1990. Of the course requirements, you wrote one of the two term tests, and completed a number of the assignments. You did not write the final exam.

Your final mark in the course was 15%.

At some point between June 25 and the second week of July you gained access to Professor Wall's office, and the filing cabinet in which he kept a hard copy of the marks for this course, without authority.

You altered the marks such that the mark for your second term test went from 18% to 78%, your course assignment work was changed from 69% to 90%, your final exam mark was changed from 0% to 86% and the final grade was changed from 15% to 82%.

12. THAT you did forge, alter and falsify an academic record, in relation to PSY210Y (90W) in contravention of section B.I.1.3(a) of the University of Toronto Code of Behaviour on Academic Matters, 1991 and/or did forge, alter or falsify an academic record contrary to section E.1(c) of the University of Toronto Code of Behaviour on Academic Matters, 1985.
13. THAT you intentionally gained access to a personal academic file in relation to PSY210Y (90W) without proper authorization, contrary to section B.I.4.(c) of the University of Toronto Code of Behaviour on Academic Matters, 1991.

Particulars for Charges #12 and 13:

You were registered in PSY210Y (90W), a course which ended in the spring of 1991. Of the course requirements, you wrote three of the four term tests.

At the time of missing the 3rd term test, you indicated to the instructor, Professor Helwig, that you had missed the test due to medical reasons. You had several discussions with Professor Helwig in relation to providing medical documentation.

As no medical documentation was provided in relation to your missing the third term test, your term mark was calculated on the basis of an average of all our tests, including the "0" for the third term test. Had you provided legitimate medical documentation, the average would have been based on the three tests you wrote.

Particulars for Charges #12 and 13: (Cont'd)

Once the marks were posted for this course, you met with Professor Helwig, and indicated that your term mark was lower than expected. Once again, Professor Helwig indicated that you needed to provide medical documentation to legitimise your absence from the third term test. No documentation was provided.

At some point between May 14, 1991 and August 9, 1991, you gained access to Professor Helwig's office, and the filing cabinet in which he kept a hard copy of the marks for this course, without authorization.

You altered the marks list for this course such that it would falsely appear that you were legitimately absent from the 3rd term test, by writing in the blank left by the lack of a score for that test the letters "ABS".

[At the hearing, the University withdrew the following charges (#14 and 15) against you:

14. THAT you did forge, alter and falsify an academic record, in relation to PSY270Y (90W), in contravention of section B.I.1.3(a) of the University of Toronto Code of Behaviour on Academic Matters, 1991, and/or did forge, alter or falsify an academic record contrary to section E.1(c) of the University of Toronto Code of Behaviour on Academic Matters, 1985.
15. THAT you intentionally gained access to a personal academic file in relation to PSY270Y (90W) without proper authorization, contrary to section B.I.4.(c) of the University of Toronto Code of Behaviour on Academic Matters, 1991.]

Particulars for Charges #14 and 15

You were registered in PSY270Y (90W), a course which ended in the spring of 1991. This course was taught by Professor Lockhart.

At the end of the course, you had a failing mark of 29%, based on your term work alone. The term work was worth 60% of the course mark, and the final exam was worth 40% of the course mark.

At some date between May 7, 1991 and August 13, 1991, you gained access to Professor Lockhart's office, and the filing cabinet in which he kept a hard copy of the marks list for this course, without authority.

You altered the marks breakdown list, such that it falsely indicated that you had achieved a term mark of 54 marks out of a possible 60 marks, and the final mark to a passing grade of 54%.

The jury found you guilty of charges # 1, 2, 3, 5, 8, 9, and 10. The jury imposed the following sanctions:

- assignment of a grade of zero or a failing grade for the course in: PSY 341F, MEI 250S, PSY 201F and PSY 210Y
- suspension of five years from the University
- a notation of the sanctions and the reasons for them on your transcript until such time as you may have completed an undergraduate degree in the future;
- the case be reported to the Provost for publication of a notice of the decision of the Tribunal in the University newspapers.


The jury stated that "it wishes to leave open the opportunity for the accused to return to University, but in the meantime, believes she might well profit from psychological counselling."

In reaching its decision, the jury gave the following reasons:

"In light of the remorse expressed in the accused's letter to Provost Joan Foley and her experience of three months in jail with continuing probation, the jury recommends the sanctions (as noted)".

Information concerning rights of appeal may be found in Section L of the Code of Behaviour on Academic Matters. The deadline for filing an appeal by you or by the University is April 2nd, 1993.

Yours truly,



Lynn Snowden  
Secretary  
University Tribunal

c.c.: J. Minor  
L. Rothstein  
J.E. Foley  
D.B. Cook  
S. Tobe