



November 24, 1999

Personal and Confidential

Mr. H.

[REDACTED]

Scarborough, ON

[REDACTED]

Dear Mr. H.

At its hearing held on November 16, 1999, the Trial Division of the University Tribunal considered the following charge against you:

On or about April 10, 1998, you did knowingly represent as your own any idea or expression of an idea or work of another in any academic examination or term test or in connection with any other form of academic work, i.e. to commit plagiarism.

Pursuant to section B of the *Code of Behaviour on Academic Matters*, you are deemed to have committed the offence knowingly if you ought reasonably to have known that you did represent as your own any idea or expression of an idea or work of another in connection with any form of academic work.

Particulars of the charge were as follows:

1. In the winter of 1998, you were a student in VPAB77S at Scarborough College.
2. On or about April 10, 1998, you submitted three video assignments entitled *Index*, *Simulacrum* and *Killing Time*.
3. The scenes from *Index* are plagiarized from a video work entitled *Finger* by the British artists Stephanie Smith and Edward Stewart; scenes from *Killing Time* are plagiarized from one part of the Smith/Stewart diptych *Sustain*; and scenes from *Simulacrum* are plagiarized from Smith/Stewart videos *Breathing Space* and *Dead Red*.

I am writing to confirm formally that the panel found you guilty of the above charge and imposed the following sanctions.

- assignment of a grade of zero for the course VPAB77S;
- that a notation of the sanction imposed by the Tribunal be recorded on the student's academic record and transcript for 12 months; and

- that the case be reported to the Provost, on the understanding that the Provost may publish notice of this decision in the University newspapers, with your name withheld.

The panel provided the following reasons for its determination of guilt.

The panel is satisfied on a balance of probabilities that the University has proven the case as particularized against you. The panel was satisfied that you have represented as your own the ideas of Smith and Stewart in the three assignments that were the subject of the evidence before us. In producing those videos you did not give appropriate credit to Smith and Stewart with the result that it would be reasonable for the person teaching you that course to think that the ideas disclosed in those assignments were your own, when in fact they were not. We think it was reasonable for you to know that you ought to have given credit to Smith and Stewart. So, we find the charge established.

Information concerning rights of appeal may be found in Section E of the *Code of Behaviour on Academic Matters*. The deadline for filing an appeal by you or by the University is 21 days from the date of this letter.

Yours sincerely,

Margaret McKone

Ms Margaret McKone
Acting Secretary
University Tribunal

cc: F. Marrocco, Chair, Tribunal Panel
D. Cook, Vice-Provost
L. Harmer, Discipline Counsel
N. Peacock, Counsel for Accused
R. Powers, Associate Dean, Scarborough College