

CONFIDENTIAL

UNIVERSITY OF TORONTO

THE GOVERNING COUNCIL

REPORT NUMBER 43 OF THE ACADEMIC APPEALS BOARD

To the Academic Affairs Committee,
University of Toronto.

Your Board reports that it held a meeting on Tuesday, September 26th, 1978 at 3:00 p.m. in the Council Chamber, Faculty of Pharmacy, at which the following were present:

Professor J.B. Dunlop (In the Chair)
Ms. Beverley A. Batten
Professor W.E. Grasham
Professor Merrijoy Kalner

Dean John C. Ricker
Professor Victor G. Smith
Mr. David Tennenhouse
Miss M. Salter, Secretary

In Attendance:

Mr. A.
and Counsel Ms. Christine Mauro,
Toronto Community Legal Assistance
Services

Professor John Warden
Associate Dean (Academic)
Scarborough College

Mrs. A.

THE FOLLOWING ITEM IS REPORTED FOR INFORMATION

THE MEETING WAS HELD IN CLOSED SESSION

1. Mr. A.

At its meeting on Tuesday, September 26th, 1978 the Academic Appeals Board heard the appeal of Mr. A. from a decision of the Sub-Committee on Academic Appeals of Scarborough College refusing to grant his request to have a three-year suspension reduced to one year. The decision of the Board is that the appeal should be dismissed.

The appellant entered Scarborough College in 1973-74. His record of two Cs, two Ds and an F in the winter session caused him to be placed on probation. In his second year he achieved a D in a full year course and a B, two Cs and three Ds in six half year courses. He was suspended for a year. Thus his third year was the winter session of 1976-77. He was on probation for that year and achieved a B, four Cs and four Ds in nine half courses. He thus fell short of the requisite standing to have his probation removed since he needed at least one more grade of C or better. He was suspended for three years and has now served one year of that suspension.

The basis of his appeal was that medical problems affected his ability to study and write his examinations in the spring term of 1976-77. He claimed that but for these problems he would have achieved the requisite standing.

The appellant testified that he had suffered headaches with increasing frequency and of increasing severity during the month of April 1977. He said that he had to take as many as two or three aspirin tablets a day to relieve the pain. He consulted his family physician on May 2nd, 1977, obtained an appointment with an ophthalmologist on May 25th and got glasses a month later. He told the Board that it had taken him some time to adapt to the use of glasses but that the headaches had decreased and as of the date of the appeal he was much better. The letter from the appellant's family physician indicated that in addition to the May 2nd attendance the appellant had consulted him on May 24th, 1977, November 24th, 1977, February 13th, 1978 and May 13th, 1978. The letter referred to the appointment with the ophthalmologist and also to an appointment on March 23rd, 1978 with a neurologist. The family physician expressed no view at the date of writing (July 11th, 1978) as to the cause of the appellant's troubles. He stated his opinion that the appellant's "headaches and insomnia were genuine, the cause of which has not yet been clearly defined."

REPORT NUMBER 43 OF THE ACADEMIC APPEALS BOARD - September 26th, 1978

1. Mr. A. (Cont'd)

The appellant's evidence did not persuade the Board that but for the problem of headaches he would have succeeded in obtaining the requisite standing in April 1977. The Board therefore declines to interfere with the appellant's suspension.

Appeal dismissed.

Secretary
October 19th, 1978

Chairman