



University of California Police Department  
**BERKELEY**

# Resource Guide

*Revised December 8, 2022*

[ucpd.berkeley.edu](http://ucpd.berkeley.edu)

UCPD Berkeley  
1 Sproul Hall  
Berkeley, CA 94720-1199

**IN AN EMERGENCY, DIAL 911**

*- Text to 911 available -*

24-hour non-emergency telephone: (510) 642-6760  
Campus-only emergency alternate: (510) 642-3333

TDD/TTY users please dial 911 for any UCPD Berkeley service request

For general questions you may send an email to [police@berkeley.edu](mailto:police@berkeley.edu)

Officer name: \_\_\_\_\_ Badge #: \_\_\_\_\_ Case #: \_\_\_\_\_

## A note from UCPD

If you are reviewing this guide, you may have been the victim of, or witness to, a crime. Please know that however you are feeling at this moment is valid, and whatever crime you may have experienced or witnessed is not your fault. You might be shocked, overwhelmed, and harmed, so we hope this Resource Guide will provide help by describing some of your options and resources, as well as answers to a few common questions and concerns. We strongly encourage you to consider utilizing advocacy, counseling, or other formal and informal support options that might be available to you.

### Our goals

At the most basic level, our goal is to provide service in a safe, appropriate and timely manner. As part of our mission to defend the University community from threats to public safety and criminal activity, our efforts are intended to interrupt the cycles of violent crime and minimize the risk and impact of property crime. Whatever the issue, we want to facilitate the best possible outcome, provide equitable access and service, and preserve the rights and dignity of everyone involved.

Our highest priority is to enable your safety. We can also help by attempting to identify and hold offenders accountable, whether through the criminal justice system, by engaging campus resources, or with the assistance of other community and campus-based options for support and resolution. To achieve any of these potential outcomes we depend upon the voluntary cooperation of all persons with information about the situation.

### Partnership

We want to assist you as a partner and guide. Please contact the assigned case officer or the on duty patrol supervisor with your questions and concerns. You can reach us by telephone at (510) 642-6760, or you can stop by Room 1 Sproul Hall at any time of day or night.

Please take a moment to let us know what you think we are doing well, and also how we can improve. You might receive an automated invitation to complete a survey via email or text. You can also visit our web page to share your thoughts ([ucpd.berkeley.edu/feedback](https://ucpd.berkeley.edu/feedback)).

If you have any questions or comments about this resource guide or other administrative matters, please send us a message by email to [police@berkeley.edu](mailto:police@berkeley.edu).

Sincerely,

Margo Bennett  
Chief of Police  
UCPD Berkeley

## Table of contents

<p><b><u><a href="#">A note from UCPD</a></u></b></p> <p><u><a href="#">Our goals</a></u>  <u><a href="#">Partnership</a></u></p>	<b>2</b>
<p><b><u><a href="#">Victims' Bill of Rights (Marsy's Law)</a></u></b></p>	<b>5</b>
<p><b><u><a href="#">Notice of Rights and Options for Survivors of Sexual Assault, Dating or Domestic Violence, Stalking, Sexual Harassment, and Invasion of Sexual Privacy</a></u></b></p> <p><u><a href="#">Consider contacting the PATH to Care Center</a></u>  <u><a href="#">Medical care and preserving evidence</a></u>  <u><a href="#">Confidential resources on campus</a></u>  <u><a href="#">Off-campus confidential resources</a></u>  <u><a href="#">Disclosures to non-confidential resources and third-party reporting</a></u>  <u><a href="#">Making a first-person report</a></u>  <u><a href="#">Obtaining a protective/restraining order</a></u>  <u><a href="#">Making a third-party report</a></u>  <u><a href="#">Interim measures</a></u>  <u><a href="#">Requesting other supportive measures</a></u>  <u><a href="#">Transportation assistance</a></u>  <u><a href="#">Immigration status protection</a></u>  <u><a href="#">Campus disciplinary process: rights and options</a></u>  <u><a href="#">Notice of rights and options - resource index</a></u></p>	<b>7</b> 7 7 9 9 10 10 12 12 13 13 14 14 14 16
<p><b><u><a href="#">More Information about Crimes Involving Sexual Assault, Dating or Domestic Violence &amp; Stalking</a></u></b></p> <p><u><a href="#">UCPD's role and responsibilities</a></u>  <u><a href="#">Threat assessment and management</a></u>  <u><a href="#">Self-protection</a></u>  <u><a href="#">Shelters &amp; Services</a></u>  <u><a href="#">Sexual assault medical exams</a></u></p>	<b>22</b> 22 23 23 24 24
<p><b><u><a href="#">Understanding the Police Response</a></u></b></p> <p><u><a href="#">Criminal investigations</a></u>  <u><a href="#">Arrest, prosecution and other outcomes</a></u>  <u><a href="#">Statutes of limitations</a></u>  <u><a href="#">Private persons arrests</a></u>  <u><a href="#">Emergency protective orders</a></u>  <u><a href="#">Custody, citations and release</a></u>  <u><a href="#">Custody status notifications and VINE</a></u>  <u><a href="#">Requesting copies of police reports</a></u>  <u><a href="#">Working with the District Attorney</a></u>  <u><a href="#">Nonimmigrant visa options (T-visa &amp; U-visa)</a></u></p>	<b>25</b> 25 25 25 26 26 26 26 26 27 27 27

<b><u>Other Options for Support &amp; Resolution</u></b>	<b>28</b>
<a href="#"><u>UC Berkeley support services</u></a>	28
<a href="#"><u>UC Berkeley policy violation reporting options</u></a>	29
<a href="#"><u>UC Berkeley alternative resolution services</u></a>	30
<a href="#"><u>Restraining orders &amp; civil actions</u></a>	30
<b><u>Limiting Harms and Losses</u></b>	<b>32</b>
<a href="#"><u>Personal injuries</u></a>	32
<a href="#"><u>Theft, damage and other loss</u></a>	32
<a href="#"><u>Identity theft</u></a>	33
<a href="#"><u>Passport theft</u></a>	34
<a href="#"><u>Recovering the value of harms and losses</u></a>	34
<b><u>Personal Safety &amp; Security Options</u></b>	<b>36</b>
<a href="#"><u>Night safety services</u></a>	36
<a href="#"><u>Self defense</u></a>	36
<a href="#"><u>Weapons</u></a>	37
<a href="#"><u>Personal safety plan</u></a>	37
<a href="#"><u>Crime &amp; threat prevention advice</u></a>	38

*Note: This resource guide is also intended to serve as the “Victims of Domestic Violence” card in compliance with the provisions of Penal Codes §264.2 and §13701(c)(9).*

# Victims' Bill of Rights (Marsy's Law)

The California Constitution, Article I, section 28, confers certain rights to victims of crime:

**1. Fairness and Respect**

To be treated with fairness and respect for his or her privacy and dignity, and to be free from intimidation, harassment, and abuse, throughout the criminal or juvenile justice process.

**2. Protection from the Defendant**

To be reasonably protected from the defendant and persons acting on behalf of the defendant.

**3. Victim Safety Considerations in Setting Bail and Release Conditions**

To have the safety of the victim and the victim's family considered in fixing the amount of bail and release conditions for the defendant.

**4. The Prevention of the Disclosure of Confidential Information**

To prevent the disclosure of confidential information or records to the defendant, the defendant's attorney, or any other person acting on behalf of the defendant, which could be used to locate or harass the victim or the victim's family or which disclose confidential communications made in the course of medical or counseling treatment, or which are otherwise privileged or confidential by law.

**5. Refusal to be Interviewed by the Defense**

To refuse an interview, deposition, or discovery request by the defendant, the defendant's attorney, or any other person acting on behalf of the defendant, and to set reasonable conditions on the conduct of any such interview to which the victim consents.

**6. Conference with the Prosecution and Notice of Pretrial Disposition**

To reasonable notice of and to reasonably confer with the prosecuting agency, upon request, regarding, the arrest of the defendant if known by the prosecutor, the charges filed, the determination whether to extradite the defendant, and upon request, to be notified of and informed before any pretrial disposition of the case.

**7. Notice of and Presence at Public Proceedings**

To reasonable notice of all public proceedings, including delinquency proceedings, upon request, at which the defendant and the prosecutor are entitled to be present and of all parole or other post-conviction release proceedings, and to be present at all such proceedings.

**8. Appearance at Court Proceedings and Expression of Views**

To be heard, upon request, at any proceeding, including any delinquency proceeding, involving a post-arrest release decision, plea, sentencing, post-conviction release decision, or any proceeding in which a right of the victim is at issue.

**9. Speedy Trial and Prompt Conclusion of the Case**

To a speedy trial and a prompt and final conclusion of the case and any related post-judgment proceedings.

## **10. Provision of Information to the Probation Department**

To provide information to a probation department official conducting a pre-sentence investigation concerning the impact of the offense on the victim and the victim's family and any sentencing recommendations before the sentencing of the defendant.

## **11. Receipt of Pre-Sentence Report**

To receive, upon request, the pre-sentence report when available to the defendant, except for those portions made confidential by law.

## **12. Information About Conviction, Sentence, Incarceration, Release, and Escape**

To be informed, upon request, of the conviction, sentence, place and time of incarceration, or other disposition of the defendant, the scheduled release date of the defendant, and the release of or the escape by the defendant from custody

## **13. Restitution**

- a. It is the unequivocal intention of the People of the State of California that all persons who suffer losses as a result of criminal activity shall have the right to seek and secure restitution from the persons convicted of the crimes causing the losses they suffer
- b. Restitution shall be ordered from the convicted wrongdoer in every case, regardless of the sentence or disposition imposed, in which a crime victim suffers a loss.
- c. All monetary payments, monies, and property collected from any person who has been ordered to make restitution shall be first applied to pay the amounts ordered as restitution to the victim.

## **14. The Prompt Return of Property**

To the prompt return of property when no longer needed as evidence.

## **15. Notice of Parole Procedures and Release on Parole**

To be informed of all parole procedures, to participate in the parole process, to provide information to the parole authority to be considered before the parole of the offender, and to be notified, upon request, of the parole or other release of the offender.

## **16. Safety of Victim and Public are Factors in Parole Release**

To have the safety of the victim, the victim's family, and the general public considered before any parole or other post-judgment release decision is made

## **17. Information About These Rights**

To be informed of the rights enumerated in paragraphs (1) through (16).

This information is provided by UCPD Berkeley in compliance with guidance from the California Attorney General's Office. For more information on Marsy's Law, visit the AG Victims' Services Unit online ([ag.ca.gov/victimservices](http://ag.ca.gov/victimservices)) or call 877-433-9069.

You can also contact the California Victims Resource Center at 1-800-VICTIMS (842-8467) or by visiting [1800victims.org](http://1800victims.org).

# Notice of Rights and Options for Survivors of Sexual Assault, Dating or Domestic Violence, Stalking, Sexual Harassment, and Invasion of Sexual Privacy

## University of California, Berkeley

Everyone deserves to live, learn, and work in a safe and welcoming environment. This guide outlines rights, options, and resources for individuals who have been the subject of harm including sexual assault, dating or domestic violence, stalking, invasion of sexual privacy, and sexual harassment.

Accessibility statement: We strive to ensure everyone has access to information about rights, options, and resources. If you experience any difficulty accessing the information provided in this Notice of Rights and Options, please contact [clery@berkeley.edu](mailto:clery@berkeley.edu).

Please note: Some of the resources may only be available locally. Please contact the [PATH to Care Center](#) for more guidance to connect with your local resources.

This document is intended to comply with requirements under the Jeanne Clery Act.

### Are you in danger? If yes, call 911

The University of California Police Department (UCPD) can assist with transportation and safety planning. If the incident occurred off-campus, UCPD can coordinate with other law enforcement agencies. Find more information about the resources listed below in the [Resource Index](#):

- [University of California Police Department \(UCPD\)](#): 24/7 emergency line: 510-642-3333
- [Berkeley Police Department \(Off-campus\)](#): 24/7 non-emergency line: 510-981-5900

### Unsure of where to start? Consider contacting the PATH to Care Center

The [PATH to Care Center](#) offers confidential and free support around sexual assault, sexual harassment, interpersonal violence, stalking, and invasion of sexual privacy. (24/7 Urgent Support Care Line: 510-643-2005).

Additionally, at the end of this guide, the [Resource Index](#) lists a number of national and Bay Area resources.

### Medical care and preserving evidence

Do you need medical attention?

After experiencing harm, you may choose to get medical care, including treatment for possible injuries and testing for pregnancy and/or exposure to sexually transmitted infections (STIs). Not all injuries or evidence of a physical offense are outwardly apparent. Some may have delayed impact. A medical assessment can help you determine the need for treatment or testing. For support, call the [24/7 urgent support Care Line \(510-643-2005\)](#) to speak with a confidential advocate, who can coordinate transportation to an appropriate local healthcare

facility for medical care and/or forensic evidence collection, assist in navigating reporting requirements and options, and accompany you to provide emotional support throughout the process.

Important note: Medical staff are mandated reporters, meaning that they are required to report to the police any physical evidence of a violent crime (such as bruising, tearing, or bleeding) observed during a physical exam. If you have concerns about reporting, including mandated reporting, contact the Care Line for assistance.

The healthcare facilities local to the UC Berkeley campus are [Highland Hospital \(Off-campus\)](#) and [Urgent Care at University Health Services \(UHS\), Tang Center](#). If you are located outside of the Berkeley area, contact the [PATH to Care Center](#) or a hotline listed in the [Resource Index](#) for assistance in identifying medical providers in your area.

## Preserving evidence

If you report to law enforcement and/or request a protective order, you may choose to submit evidence to help prove the alleged criminal offense occurred. Preserving evidence may assist in proving that the alleged criminal offense occurred or may be helpful in obtaining a protection order. Evidence can include, but is not limited to:

- Photos or videos
- Documentation of any unwanted communication (posts, messages, letters)
- Log with dates and descriptions of incidents, records of phone calls
- Names and contact information of witnesses
- Gifts

## Forensic evidence collection

Time-sensitive: If you have experienced any physical violence, such as sexual assault or dating/domestic violence, and are considering reporting to law enforcement now or in the future, you have the option to have forensic evidence formally documented.

If you experienced a sexual assault, an approved medical facility can collect and document forensic evidence. A forensic exam is administered by a registered nurse who has advanced training to provide care and treatment to sexual assault survivors. The nurse can also provide emergency contraception, treatment for STIs, and other needed medical care. It is usually best if forensic evidence collection occurs within 72 hours after the sexual assault; the earlier the better. Some services such as STI testing and other medical treatment can take place after 72 hours. Although rare, medical personnel may approve evidence collection up to 120 hours.

Forensic evidence collection is a police process, and in many cases, making a police report is required in order to get forensic evidence collected. However, some law enforcement agencies – including UCPD – will approve the collection of evidence through an official sexual assault exam before a survivor decides whether or not to file a criminal report. In most cases, forensic evidence collection is cost-free for survivors, however, some medical treatment options may have associated costs.

For best evidence collection, if possible:

- Leave the area where the harm occurred undisturbed



- Resist the urge to shower, bathe, wash hands, eat, drink or brush teeth
- Place each item of clothing in a separate paper bag (no plastic)

Call the PATH to Care Center for a confidential advocate to support you in receiving medical care, pursuing evidence collection, and reporting to local law enforcement. The closest hospital to campus approved for evidence collection in Alameda County is Highland Hospital.

For more information from the California Coalition Against Sexual Assault (CALCASA) about your rights and options regarding sexual assault forensic evidence collection, see [Your Rights as a Survivor of Sexual Assault](#).

For dating/domestic violence, certain medical providers may document evidence of physical violence you experienced. Contact the PATH to Care Center for more information.

Find more information for the resources listed below in the [Resource Index](#):

- [PATH to Care Center](#): 24/7 Urgent Support Care Line: 510-643-2005.
- [Bay Area Women Against Rape \(BAWAR\) \(Off-campus\)](#): 24/7 Crisis Hotline, English and Español: 510-800-4247
- [Highland Hospital \(Off-campus\)](#)

### **Confidential resources on campus**

Speaking with a confidential resource does not trigger a report to the university. Unless there is imminent risk of serious harm to you or someone else, confidential resources cannot share your information with anyone without your consent. You are encouraged to contact these resources if you have any questions or concerns about confidentiality.

Support is available to survivors no matter when or where the harm took place, even if it occurred when the survivor was not affiliated with UC Berkeley. Survivors do not need to formally report to receive confidential support. If you are unsure of where to start or the options available, contact a confidential resource listed below. Find more information for the resources listed below in the [Resource Index](#):

- [PATH to Care Center](#): 24/7 Urgent Support Care Line: 510-643-2005.
- [University Health Services \(UHS\): Social Services](#)
- [University Health Services \(UHS\): Be Well at Work/Employee Assistance Program](#)
- [The Ombuds Office for Students & Postdoctoral Appointees](#)
- [Staff Ombuds Office](#)
- [The Student Advocate's Office \(SAO\)](#)
- [Student Legal Services](#)

### **Off-campus confidential resources**

You may wish to seek confidential support off-campus, in addition to or instead of on-campus confidential resources. Find more information for the resources listed below in the [Resource Index](#):

- [Family Violence Law Center \(FVLC\)](#): 24/7 Crisis Line 800-947-8301
- [Bay Area Women Against Rape \(BAWAR\)](#): 24/7 Crisis Hotline, English and Español: 510-800-4247
- [Rape, Abuse, and Incest National Network \(RAINN\)](#): 24/7 Hotline: 800- 656-4673

## Disclosures to non-confidential resources and third-party reporting

Types of prohibited or illegal conduct

Prohibited conduct that is reportable to the Office for the Prevention of Harassment and Discrimination is defined by the [University of California Policy on Sexual Violence and Sexual Harassment](#).

If you have experienced harm related to sexual harassment, sexual assault, intimate partner or dating violence, domestic violence, stalking, and invasions of sexual privacy, as well as other forms of harm related to interpersonal violence, the [PATH to Care Center](#) can offer you confidential support.

Some campus resources, though not confidential, can be helpful in coping with the effects of a traumatic experience. PATH to Care and other confidential campus resources can help you contact them, or you can contact them directly. Find descriptions and contact information for the resources listed below in the [Resource Index](#):

- [Gender Equity Resource Center \(GenEq\)](#)
- [Student Basic Needs Center](#)
- [Disabled Students' Program](#)

Because they are not confidential, individuals in these offices, like other non-confidential employees of the university, are “Responsible Employees,” meaning that they have reporting obligations.

Most employees of UC Berkeley, unless they are designated Confidential Resources, are required to share with OPHD information that they learn about conduct which violates the UC SVSH Policy. For information about Responsible Employee obligations, see the [UC SVSH Policy](#).

Under Federal law known as the Clery Act, some employees are Campus Security Authorities, who have a responsibility to report certain crimes to the university. Definitions of Clery Act reportable crimes can be found on the Clery Division website. When the campus receives reports of crimes meeting certain criteria that could constitute a serious or ongoing threat to the campus community, UCPD may issue a timely warning to students and employees. For more information on the Clery Act at UC Berkeley, please visit the [Clery Division website](#).

Certain employees, by virtue of their professional responsibilities, are mandated reporters of child, dependent adult, or elder abuse/neglect; imminent threat of harm to self or others; and/or violent crimes. For information about Mandated Reporting, see [Article 3: Mandatory and Nonmandatory Reports of Abuse](#).

### Making a first-person report

Someone who has experienced harm from sexual violence, sexual harassment, dating or domestic violence, stalking, and/or invasion of privacy (SVSH) has the right – and the choice – to report it to UC Berkeley, to the police, or to both, and the right not to make a report. These are separate options, each with a different process and different potential outcomes.

## Deciding how or whether to report

Reporting is an intensely personal decision. UC Berkeley respects the right of a survivor to decide whether or not to report to anyone. Survivors are encouraged to consult a confidential resource, such as the PATH to Care Center, about reporting options and processes.

Confidential support services are available to anyone who has experienced harm, whether or not they choose to report.

Find more information about the PATH to Care Center in the [Resource Index](#):

- [PATH to Care Center](#): 24/7 Urgent Support Care Line: 510-643-2005.

PATH to Care's confidential advocates are familiar with both the university and the criminal justice system, and they bring a non-judgmental, caring approach to exploring all options, rights, and resources. Survivors have the right to be accompanied by an advocate during all stages of reporting and investigation.

UC Berkeley will protect your identity in publicly available information, such as within our Annual Security and Fire Safety Report or in warnings sent to the campus community. If you have any questions about protecting your identifying information or privacy, contact the PATH to Care Center.

## Law enforcement reporting

The university encourages the accurate and prompt reporting of all crimes. To report any crime that occurred on university property, contact UCPD. When a crime occurs somewhere else, UCPD can also help a survivor contact the appropriate law enforcement agency.

Under the Clery Act, if a crime reported to law enforcement meets certain criteria and is determined to constitute a serious or ongoing threat to the campus community, a campus-wide timely warning will be sent to students and employees. The warnings will include, at minimum, the time, location, and type of crime. Names of the victim(s) will be withheld from timely warnings, and the university will also refrain from including information that could compromise law enforcement efforts. Find more information about timely warnings on the [Clery Division website](#).

The police can document and investigate crimes involving SVSH, and with sufficient evidence they can present the case to the District Attorney to consider for prosecution. Persons convicted of crimes might be subject to court-ordered restrictions, fines, and imprisonment.

Whether or not you choose to pursue a criminal investigation, in some cases survivors of SVSH may be eligible for additional protections by applying to the Superior Court of California for a civil restraining order.

Find more information for the resources listed below in the [Resource Index](#):

- [University of California Police Department \(UCPD\)](#): 24-hour emergency line: 510-642-3333 | 24-hour non-emergency line: 510-642-6760
- [Berkeley Police Department \(Off-campus\)](#): 24-hour line: 510-981-5900

## **Obtaining a protective/restraining order (law enforcement reporting)**

Survivors have the option to obtain a protective/restraining order from their local law enforcement anytime 24/7. Protective orders are civil court orders to protect survivors who have experienced, or are in fear of, physical violence, sexual assault, or stalking by another individual. For information about restraining orders, visit the [California Courts Restraining Order website](#).

You do not have to be living with or divorced from the person causing you fear/harm in order to obtain a protective order. The PATH to Care Center and the Family Violence Law Center can offer assistance with this process.

It can take as little as 24 hours for the court to return a temporary restraining order (TRO), but it is not valid until the respondent is served. UCPD can assist with service of restraining orders.

If you live in Alameda County, restraining/protective orders are granted by the Superior Courts of California, Alameda County. For additional information, visit the [County of Alameda Superior Court of California website on emergency protective orders](#) and the [Alameda County Family Justice Center domestic violence restraining order FAQ](#) webpage. For assistance, contact the resources listed below in the [Resource Index](#):

- [PATH to Care Center](#): 24/7 Urgent Support Care Line: 510-643-2005.
- [Family Violence Law Center \(Off-campus\)](#): 24/7 Crisis Line: 800-947-8301
- [California Courts Restraining Orders Site \(Off-campus\)](#)

## University reporting

Regardless of whether or not you report to the police, you can report to the university by contacting the Office for the Prevention of Harassment and Discrimination (OPHD). Find more information in the [Resource Index](#).

The university has policies and processes to hold faculty, staff, and students accountable for SVSH policy violations after conducting a fair and appropriate investigation & adjudication. Persons found responsible for SVSH violations can face penalties up to and including academic suspension or expulsion and suspension or termination from employment.

The university can also provide support and make accommodations for survivors of SVSH to help preserve their ability to attend school and/or work.

## Obtaining a campus no-contact directive (university reporting)

The Office for the Prevention of Harassment and Discrimination (OPHD) can also issue mutual no-contact directives effective on-campus. To discuss this option and administrative reporting, contact OPHD. Find descriptions and contact information in the [Resource Index](#).

## **Making a third-party report**

If you learn that another person has experienced harm, you may report this yourself as a third party, to law enforcement, OPHD, or another non-confidential campus office.

Remember that reporting is a survivor's choice and it is important to respect the survivor's decisions. That said, there are times when a third-party needs to make a report. Here are some reasons a third-party might need to make a report on a survivor's behalf:

- You are obligated to make a report as a Responsible Employee, Campus Security Authority, and/or a Mandated Reporter;
- You believe someone is in immediate danger, based on the information you have learned;
- Or the survivor has requested you to make a report on their behalf to either law enforcement, OPHD, or another non-confidential office.

Contact the Office for the Prevention of Harassment and Discrimination (OPHD) to discuss questions about third party reporting, or your obligations as a Responsible Employee. Contact the Clery Division to discuss the obligations of Campus Security Authorities. Find a description and contact information in the [Resource Index](#).

### **Interim measures**

Interim measures are actions that the university can take, depending on circumstances, to promote the safety and well-being of its students and employees and their continued access to university programs and activities. Interim measures can be temporarily put in place by the Office for the Prevention of Harassment and Discrimination (OPHD) after they receive a report of prohibited conduct. For more information, see the [UC Policy on Sexual Violence and Harassment](#).

Contact the OPHD to discuss interim measures. Find a description and contact information in the [Resource Index](#).

### **Requesting other supportive measures**

UC Berkeley will provide supportive measures, if the survivor requests them and if they are reasonably available, regardless of whether the survivor chooses to report the crime to law enforcement. Requested supportive measures can include, but are not limited to, academic and workplace adjustments, living arrangement changes, transportation accommodations, health and mental health services, legal assistance, and no-contact directives. Confidential resources such as the PATH to Care Center can assist you with requesting supportive measures by coordinating with the offices that are responsible for implementing supportive measures.

After receiving a formal complaint alleging conduct prohibited by the UC Policy on SVSH, OPHD will determine and oversee interim measures, which can include mutual no contact orders.

More information about these resources can be found in the [Resource Index](#). For questions about privacy when requesting supportive measures, contact the [PATH to Care Center](#).

## Transportation assistance

The university can arrange to assist with transportation related to accessing medical care/treatment, forensic evidence collection, reporting, and attending legal court proceedings or meetings with legal counsel.

If you are interested in transportation to/from accessing medical care/treatment, forensic evidence collection, reporting, and attending legal court proceedings or meetings with legal counsel, contact the following resources. Find more information in the [Resource Index](#):

- [PATH to Care Center](#): 24/7 Urgent Support Care Line: 510-643-2005
- [University of California Police Department \(UCPD\) \(reporting\)](#): 24-hour emergency line: 510-642-3333 | 24-hour non-emergency line: 510-642-6760

UC Berkeley night safety services

UC Berkeley offers comprehensive free [night safety services](#) made up of [BearWalk escort](#) and [night shuttle buses](#).

The Loop golf cart

[The Loop](#) is a golf cart that provides intra-campus rides for eligible faculty, staff, and students with disabilities on a first-come, first-served basis. This service was created to assist persons with mobility disabilities (including temporary disability as a result of injury) and people with visual disabilities. The Loop only operates on the core campus.

## Immigration status protection

Most, if not all, resources are available to anyone, regardless of immigration status. If you are concerned that your experience of harm could impact your visa or other immigration status, please contact the Berkeley International Office.

There are some legal status provisions available for undocumented survivors of violent crime and their qualifying family members (domestic violence, sexual assault, stalking, trafficking, and certain other crimes). When seeking these provisions, legal assistance is strongly recommended. The following resources offer assistance (find more information in the [Resource Index](#)):

- [Family Violence Law Center \(Off-campus\)](#): 24/7 Crisis Line: 800-947-8301
- [Bay Area Legal Aid \(off-campus resource\)](#)
- [Undocumented Students' Program](#)
- [Berkeley International Office \(BIO\)](#)
- [PATH to Care Center](#): 24/7 Urgent Support Care Line: 510-643-2005

## Campus disciplinary process: rights and options

University of California policies prohibit sexual harassment and assault. We are committed to providing an environment free from discrimination and harassment on the basis of race, color, national origin, gender, age, and sexual orientation/identity.

To make a report against anyone affiliated with the university (including students, faculty, staff, postdoctoral appointees, and visiting scholars) contact the Office for the Prevention of Harassment and Discrimination (OPHD). Find a description and contact information in the [Resource Index](#).

## Your rights

You have the right to a prompt, fair, and impartial process from the initial investigation to the final result (completed within the timeframes laid out by our policy in a manner that is transparent, provides timely notice of meetings and equal access to information to both the complainant and the respondent, and conducted by officials without a conflict of interest or bias for either party that receive annual training on how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability). The Office for the Prevention of Harassment and Discrimination will provide you with written notification of your rights during the administrative investigation and adjudication process.

For information about your rights or UC policies and procedures for resolving complaints, please see the [OPHD website](#) or contact OPHD directly: [ask\\_ophd@berkeley.edu](mailto:ask_ophd@berkeley.edu).

## Retaliation

The UC SVSH Policy prohibits retaliation against any person based on their report of prohibited conduct or participation in the investigation, report, remedial, or disciplinary processes provided for in the SVSH Policy. Retaliation includes threats, intimidation, reprisals, and/or adverse employment or educational actions. Retaliation will be treated as a separate violation under the [UC SVSH Policy](#).

For more information or to file a complaint regarding retaliation, contact the Office for the Prevention of Harassment and Discrimination (OPHD). Find more information in the [Resource Index](#).

## Rights of victims of crimes

For information about victims' rights, due process protections, and services in California, visit the [California Attorney General website](#).

Victims of crimes in California have expanded rights under Marsy's Law during the criminal legal process. Find information about your rights on the [California Attorney General website](#). For assistance, contact the Victims of Crime Resource Center: 1-800-842-8467 (1-800-VICTIMS).

The California Victim Compensation Board (CalVCB) can help pay bills and expenses that result from violent crime. Victims of crime who have been injured or have been threatened with injury may be eligible for help.

CalVCB Helpline: 1-800-777-9229 (Phone)

## Notice of rights and options - resource index

### Campus confidential resources

#### **PATH to Care Center** (Prevention | Advocacy | Training | Healing)

[Confidential Resource]

Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005

Appointment phone: 510-642-1988

Website: [care.berkeley.edu](http://care.berkeley.edu)

Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

*Provides affirming, empowering, and confidential support for all those who have experienced sexual assault, sexual harassment, dating and intimate partner violence, stalking, sexual exploitation, and invasion of privacy. Advocates bring a non-judgmental, caring approach to exploring all options, rights, and resources. The PATH to Care Center serves the UC Berkeley community (current and former staff, faculty, students, visiting scholars and postdoctoral appointees), and anyone who was harmed by someone affiliated with UC Berkeley. PATH to Care services are free.*

#### **University Health Services (UHS): Be Well at Work - Employee Assistance Program**

[Confidential Resource]

Tang Center Address: 2222 Bancroft Way, Suite 3100

Phone: 510-643-7754

Website: [uhs.berkeley.edu/bewellatwork/employee-assistance](http://uhs.berkeley.edu/bewellatwork/employee-assistance)

*Provides free, confidential assessment, referral, and consultation services for UC Berkeley faculty, staff, visiting scholars, and postdoctoral appointees.*

#### **University Health Services (UHS): Social Services**

[Confidential Resource]

Tang Center Address: 2222 Bancroft Way, Room 2280

Phone: 510-642-6074

Social Services Satellite Office at University Village (UVA) Phone: 510-520-7031

Website: [uhs.berkeley.edu/social-services](http://uhs.berkeley.edu/social-services)

*Provides confidential individual counseling, group counseling, and consultation for all registered students. There is no fee for counseling services. For after-hours emergency consultation or crisis resource referrals, students may call the UHS after-hours counseling line at 855-817-5667.*

#### **The Ombuds Office for Students & Postdoctoral Appointees**

[Confidential Resource]

Phone: 510-642-5754

Website: [sa.berkeley.edu/ombuds](http://sa.berkeley.edu/ombuds)

*Provides a confidential space where students and postdoctoral appointees can be empowered with information to make choices that best fit their needs, including assistance navigating informal and formal options, policy and procedures.*



**Staff Ombuds Office**

[Confidential Resource]

Phone: 510-642-7823

Website: [staffombuds.berkeley.edu](http://staffombuds.berkeley.edu)

*Provides strictly confidential, impartial and informal conflict resolution and problem-solving services for all staff, non-Senate academics, and faculty who perform management functions.*

**The Student Advocate's Office (SAO)**

[Confidential Resource]

Phone: 510-642-6912

Website: [advocate.berkeley.edu](http://advocate.berkeley.edu) |

Email: [help@berkeleysao.org](mailto:help@berkeleysao.org)

*Provides free, confidential, student-to-student casework services for undergraduate and graduate student survivors. Caseworkers are not responsible employees or mandated reporters, and can help survivors understand the resources and options they have available to them.*

**Student Legal Services (SLS)**

[Confidential Resource]

Phone: 510-664-7487

Website: [sa.berkeley.edu/legal](http://sa.berkeley.edu/legal)

*Advises currently registered UC Berkeley students regarding their legal questions, rights, and obligations.*

Off-campus confidential resources**Alameda County Family Violence Law Center (FVLC)**

[Confidential Resource]

24/7 Crisis Phone Line: 800-947-8301

Website: [fvlc.org](http://fvlc.org)

*Provides support and legal assistance for all survivors of domestic violence and sexual assault. All services are confidential and free.*

**Bay Area Women Against Rape (BAWAR)**

[Confidential Resource]

24/7 Crisis Hotline (English and Español) Phone: 510-800-4247

Website: [bawar.org](http://bawar.org)

*Offers in-person counseling and hospital, police, and courtroom accompaniment for all people impacted by sexual assault and rape. All services are confidential and free.*

## **Rape, Abuse, and Incest National Network (RAINN)**

[Confidential Resource]

24/7 Hotline: 800- 656-4673 (HOPE)

Website: [rainn.org](http://rainn.org)

*Operates the national 24/7 sexual assault hotline; provides referrals to sexual assault services nationwide.*

## **Bay Area Legal Aid (off-campus resource)**

[Confidential Resource]

Legal Advice Phone: 800-551-5554 | Office Phone: 510-663-4755

Website: [baylegal.org/what-we-do/stability/immigration](http://baylegal.org/what-we-do/stability/immigration)

*Provides legal assistance to low income residents of the Bay Area, including immigrant survivors of domestic violence and assault, such as temporary restraining orders, VAWA and U Visa petitions, and income security and CalFresh assistance.*

## **National Domestic Violence Hotline**

[Confidential Resource]

24/7 Hotline: 1-800-799-7233 | TTY: 1-800-787-3224 (English and en español)

*Operates 24/7 hotline for anyone experiencing domestic violence; provides referrals and resources nationwide.*

## **Victims of Crime Resource Center**

[Confidential Resource]

Toll-Free Victims Phone line: 1-800-842-8467 | TTY: 916-739-7083

Website: [1800victims.org](http://1800victims.org)

*Provides resource and referral information to victims and their families, victim service providers, and other victim advocates. Callers receive information on such matters as victims compensation, victims' rights in the Justice System, restitution, civil suits, right to speak at sentencing and parole board hearings, as well as information on specific rights of victims of domestic violence, elder abuse, child abuse, and abuse against disabled.*

## Reporting resources

### **Office for the Prevention of Harassment and Discrimination (OPHD)**

Phone: (510) 643-7985

Website: [ophd.berkeley.edu](http://ophd.berkeley.edu)

Email: [ask\\_ophd@berkeley.edu](mailto:ask_ophd@berkeley.edu)

*Responsible for ensuring the university provides an environment for faculty, staff, and students that is free from discrimination, harassment, and sexual violence. OPHD takes reports alleging discrimination and harassment on the basis of categories including race, color, national origin, gender, age, sexual orientation/identity, including allegations of sexual harassment and sexual violence.*

## **University of California Police Department (UCPD)**

Address: 1 Sproul Hall, UC Berkeley

### **IN AN EMERGENCY DIAL 911**

24/7 campus emergency phone line: 510-642-3333

24/7 non-emergency phone line: 510-642-6760

TDD/TTY users please dial 911 for any UCPD Berkeley service request

Website: [police.berkeley.edu](http://police.berkeley.edu)

*A full-service state law enforcement agency with primary law enforcement jurisdiction on the campus of the University of California and associated university properties.*

## **Berkeley Police Department (BPD) (Off-campus)**

Address: 2100 Martin Luther King, Jr. Way, Berkeley CA 94704

24/7 phone line: 510-981-5900

Website: [ci.berkeley.ca.us/police](http://ci.berkeley.ca.us/police)

*Full-service law enforcement agency of the City of Berkeley.*

## Additional campus resources

### **People and Culture - Central Human Resources**

Phone: 510-642-7053

Website: [hr.berkeley.edu/about-hr/central-hr-staff-directory](http://hr.berkeley.edu/about-hr/central-hr-staff-directory)

Website: [Reasonable Accommodation and Interactive Process webpage](#)

*Provides work-related resources to all employees, with a focus on non-academic staff. People and Culture's Central Human Resources provides guidance regarding accommodations and the interactive process for employees.*

### **Disability Access and Compliance (DAC)**

Phone: 510-643-7921

Website: [dac.berkeley.edu](http://dac.berkeley.edu)

*Connects the UC Berkeley community with the resources, training, evaluative tools, and services that support equal access to students, staff, faculty, and visitors with disabilities to participate in university-sponsored non-course-related programs or activities.*

### **Disability Management**

Phone: (510) 643-7921

Website: [uhs.berkeley.edu/bewellatwork/disability-management](http://uhs.berkeley.edu/bewellatwork/disability-management)

*Facilitates return-to-work initiatives and reasonable accommodation for faculty and staff who have or who may develop health issues that interfere with the ability to work.*

### **Urgent Care at University Health Services (UHS), Tang Center**

Address: 2222 Bancroft Way (1st Floor) | Phone: 510-642-3188  
UHS Advice Nurse (After-hours medical assistance): 510-643-7197 |  
Website: [uhs.berkeley.edu/medical/urgent-care](https://uhs.berkeley.edu/medical/urgent-care)

*Offers medical care to all students, 7 days a week, regardless of insurance status. UHS is not an approved site to provide forensic evidence collection; its staff coordinate with Highland Hospital. UHS medical costs are covered for student survivors of sexual violence.*

### **Gender Equity Resource Center (GenEq)**

Phone: 510-643-5727  
Website: [geneq.berkeley.edu](https://geneq.berkeley.edu)

*The Gender Equity Resource Center (GenEq) provides community, and an entry point to access resources related to gender and sexuality for students, staff, and faculty.*

### **Basic Needs Center**

Address: Lower level of MLK Student Union (BNorth), Suite 72  
Website: [basicneeds.berkeley.edu](https://basicneeds.berkeley.edu)

*Physical resource hub for basic needs (food, housing, and economic security) resources and services for students. Some services, such as the Food Pantry, are available to UC Berkeley students (undergraduate and graduate), staff, visiting scholars, postdocs, and faculty. Other services, such as emergency housing through the Basic Needs Center, are currently available only to enrolled UC Berkeley students (graduate, undergraduate, international, etc.).*

### **Disabled Students' Program (DSP)**

Voice: (510) 642-0518 | TTY: (510) 642-6376  
Website: [dsp.berkeley.edu](https://dsp.berkeley.edu)

*Provides assessment, consultation, and accommodation services to students with disabilities and works closely with faculty and staff to build a more accessible learning environment.*

### **Senate Faculty Ombudspersons**

Website: [academic-senate.berkeley.edu/committees/omb](https://academic-senate.berkeley.edu/committees/omb)

*The Academic Senate Faculty Ombudsperson is a committee of faculty who provide impartial peer advice to faculty in a private and informal manner. Individual members hear complaints from academic personnel regarding actions by members of the Division and other officers of the University, by students, or by staff. They are Responsible Employees who must notify the Office for the Prevention of Harassment and Discrimination (OPHD) if they learn about violations of the UC Policy on SVSH.*

### **Undocumented Students Program**

Phone: 510-642-7224  
Website: [undocu.berkeley.edu](https://undocu.berkeley.edu)

*Provides guidance and support to undocumented undergraduates.*

**Berkeley International Office (BIO)**

Phone: 510-642-2818

Website: [internationaloffice.berkeley.edu](http://internationaloffice.berkeley.edu)

*Provides advising, immigration services, advocacy to international students and scholars.*

**Residential Life**

Phone: 510-642-4108

Email: [reshall@berkeley.edu](mailto:reshall@berkeley.edu)

*Residential Life works closely with a number of campus departments, including the PATH to Care Center and the Office for the Prevention of Harassment and Discrimination to coordinate reasonable supportive measures when requested.*

**Student Financial Aid & Scholarships**

Phone: (510) 664-9181

Website: [financialaid.berkeley.edu](http://financialaid.berkeley.edu)

*Helps students and parents navigate financial aid processes, and counsels students so they understand their options and feel empowered to make the best choices to manage their financial lives. For online advising, create a case online at any time.*

Off-campus non-confidential resources**Highland Hospital**

Address: 1411 E 31st St, Oakland, CA 94602

Phone: 510-437-4800

Website: [alamedahealthsystem.org](http://alamedahealthsystem.org)

*Provides full emergency care and evidence collection for sexual assault and relationship violence. Evidence collection costs are covered for survivors of sexual violence.*

**California Courts Restraining Orders Site**

Website: [courts.ca.gov/selfhelp-abuse.htm](http://courts.ca.gov/selfhelp-abuse.htm)

*Provides information about restraining orders, abuse and harassment cases, and how to get help.*

**California Victim Compensation Board**

CalVCB Helpline: 1-800-777-9229

Website: [victims.ca.gov](http://victims.ca.gov)

*The California Victim Compensation Board (CalVCB) can help pay bills and expenses that result from violent crime. Victims of crime who have been injured or have been threatened with injury may be eligible for help.*

## More Information about Crimes Involving Sexual Assault, Relationship Violence & Stalking

The University of California Police Department (UCPD) is able to document and investigate reports of felony and misdemeanor crimes involving sexual assault, relationship violence and stalking that occur on University property. When a crime happens in another police department's jurisdiction, UCPD can help contact the appropriate law enforcement agency and assist in investigatory and support efforts.

### UCPD's role and responsibilities

A survivor's health and safety are our highest priority. We can also help by attempting to hold offenders accountable for their behavior. There is no requirement for a survivor to make a police report or to participate in an investigation, but for an investigation to result in a criminal justice outcome the survivor's cooperation is critical.

UCPD police officers and staff are "responsible employees" per campus policy and must report violations of campus Sexual Violence & Sexual Harassment (SVSH) policy to the UC Berkeley Office for the Prevention of Harassment and Discrimination (OPHD). However, California law allows survivors who report crimes of sexual assault, relationship violence and stalking to the police to keep their name and contact information off the public record (Penal Code § 293 and Government Code § 6254), and in those cases UCPD will not give this information to OPHD - or anyone outside of the criminal justice system - without the survivor's permission.

UCPD is also a "Campus Security Authority" (CSA) for purposes of Federal law (The "Clery Act"). UCPD is required by the Clery Act to issue timely warnings to the campus community for crimes that present an ongoing safety threat on or near campus, to maintain a public daily crime log, and to record and disclose crime statistics. However, the identity of a survivor will be protected to the fullest extent possible under law and policy.

UCPD is part of a campus and community multi-disciplinary team working together to address sexual assault, relationship violence and stalking. Survivors are encouraged to consult a confidential resource, such as the PATH to Care Center, about reporting options and processes. Seeking support through the PATH to Care Center does not trigger a report to law enforcement or the campus; a report will not be made unless the survivor chooses to do so. Survivors have the right to be accompanied by an advocate during all stages of reporting and investigation.

#### **PATH to Care Center (Prevention | Advocacy | Training | Healing)**

[Confidential Resource]

Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005

Appointment phone: 510-642-1988

Website: [care.berkeley.edu](http://care.berkeley.edu)

Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

## Threat assessment and management

Cases involving sexual assault, relationship violence and stalking can include patterns of behavior that present potential threats to the survivor and others. To effectively handle these types of situations, UCPD has strong partnerships with other campus and community resources, and together we proactively address concerning behavior and other signs of potential threats to the University, utilizing all options that might be available and appropriate.

The UCPD Threat Management Unit (TMU) is an element of the UCPD Criminal Investigations Bureau (CIB), and consists of detectives who are assigned to assess, investigate and manage the response to potential threats, in addition to their other duties as criminal investigators. UCPD Berkeley was a pioneer in this proactive approach, establishing TMU in 1995 as one of the first units of its type in the country.

Our detectives are active members of the Students of Concern Committee (SOCC), a group managed by the UC Berkeley Center for Support and Intervention (CSI), and they regularly engage with a variety of campus resources to communicate and coordinate strategies for assisting students who are exhibiting behaviors that suggest the potential for harm to themselves or others.

UCPD serves as the chair for the UC Berkeley Behavioral Risk / Response Team (BRT), a group of key campus officials with the shared mission of enabling a coordinated, multi-disciplinary assessment and response to known credible risks of significant physical violence within or against the University community.

## Self-protection

If you are experiencing an ongoing threatening situation involving sexual assault, dating or domestic violence, stalking, sexual harassment, or invasion of sexual privacy but are unsure about making an official report, here are a few ideas to consider:

- Utilize night safety services - [see page 36](#)
- Develop a personal safety plan - [see page 37](#)
- Keep a detailed log of harmful and threatening events - [see page 37](#)
- Preserve items and information that might be useful as evidence - [see page 37](#)
- Contact the UC Berkeley PATH to Care Center for guidance, support and assistance navigating the options and resources that might be available to you.

### **PATH to Care Center (Prevention | Advocacy | Training | Healing)**

[Confidential Resource]

Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005

Appointment phone: 510-642-1988

Website: [care.berkeley.edu](http://care.berkeley.edu)

Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

Remember, even if an act of domestic violence, assault or sexual assault is done by a person who is known to the victim, including the victim's spouse, it is still a crime.

## Shelters & Services

For further information about shelters and other services in the community (where available) related to domestic violence and sexual assault, you may contact the Alameda County Family Violence Law Center:

**Alameda County Family Violence Law Center (FVLC)**  
[Confidential Resource]  
24/7 Crisis Phone Line: 800-947-8301  
Website: [fvlc.org](http://fvlc.org)

Some shelters and other hotlines may also be contacted directly:

**A Safe Place:** (510) 536-SAFE (7233)  
**Building Futures with Women & Children:** (866) 292-9688  
**Ruby's Place:** (888) 339-SAFE (7233)  
**Human Outreach Program:** (510) 582-1172  
**Safe Alternative to Violent Environments (SAVE):** (510) 794-6055  
**Woman's Daytime Drop-in Center:** (510) 548-6933  
**Narika Hotline (south Asian languages):** (800) 215-7308  
**Community United Against Violence (LGBTQ+):** (925) 685-8052  
**National Domestic Violence Hotline:** (800) 799-SAFE (7233)

## Sexual Assault Medical Exams

Survivors of sexual assault are not required to complete a sexual assault medical exam, and may decide whether or not to pursue a criminal investigation whether or not they complete a sexual assault medical exam.

If a sexual assault medical exam is conducted as part of a UCPD Berkeley criminal investigation, there is no charge to the patient for this service. If additional services are provided at the same time, any additional expense may be the responsibility of the patient.

Survivors may seek a confidential sexual assault medical exam before deciding whether or not to pursue a criminal case. The location nearest to the UC Berkeley campus where sexual assault medical exams are performed is Highland Hospital:

**Highland Hospital**  
Address: 1411 E 31st St, Oakland, CA 94602  
Phone: 510-437-4800  
Website: [alamedahealthsystem.org](http://alamedahealthsystem.org)

UCPD Berkeley will approve a confidential sexual assault medical exam at the request of a medical examiner from Highland Hospital, for any assault that occurred in UCPD's primary jurisdiction, or for any survivor who is a UC Berkeley affiliate. UCPD Berkeley will issue a case number and preserve the evidence for at least 30 days from the date of the exam.



## Understanding the Police Response

The police response begins when an incident is reported to, or discovered by, the police department. After handling any immediate hazards, and while engaging any other needed resources, the officers determine if there are sufficient facts to indicate a crime may have occurred. To identify crimes UCPD Berkeley must use the legal definitions under California law. Some harmful incidents might not be crimes, but they could be policy violations or involve civil liability, and the police can still help by documenting those situations.

### Criminal investigations

During the preliminary investigation of a crime the officers gather facts, which can include statements from witnesses and involved persons, physical evidence that might exist, and their own observations. They also need names and contact information for all involved parties. Sometimes the officers are able to take action immediately to investigate further or even apprehend an offender. Other times the information may be too limited to take immediate action, or it might require a delay for follow-up investigation by that officer or a detective.

Days, weeks or sometimes much later, an officer or detective might reach out to you with questions or news about the case. We also offer automated messaging to keep adult crime victims apprised on their case status. If you ever want to know the current status of the case, you can contact the police department for an update. It is helpful if you know the case number and assigned officer. We may be limited in what we can share with you but usually we can at least confirm whether or not the investigation is still active.

### Arrest, prosecution and other outcomes

To make an arrest, the officers must have sufficient reliable facts that establish probable cause to believe a known person committed a criminal offense. But for the District Attorney to prosecute a crime, the D.A. must be able to prove guilt beyond a reasonable doubt. Officers are aware of this, so they complete as thorough an investigation as reasonably possible before presenting the case to the D.A. for consideration of criminal charges. It is important to know that not all cases are charged by the D.A., even if there was probable cause for arrest. Regardless, the victim may directly ask the district attorney to file a criminal complaint.

It is still worthwhile to report crimes, even if they might not result in an arrest or the recovery of something taken from you. We use crime report information to identify trends, to focus our preventative efforts, and to keep the campus community informed. If an incident also involved violations of University policy, or if it caused you injury or damages, you might be able to report a University policy violation, pursue civil action, and/or seek other support services and resolution options.

### Statutes of limitations

Most misdemeanor crimes are only prosecutable for a year from the time the offense was discovered, with exceptions for a few specific crimes. Felonies are often prosecutable for three or six years, and some have no time limit (homicide, for example, and sexual assault since 2017 if accomplished by force or fear). Criminal statutes of limitations are found in [California Penal Codes §799 - §805](#).

## Private persons arrests

Police officers may make arrests for felonies based on probable cause, but for misdemeanors only if they occur in the officer's presence, with a few exceptions. However, if a misdemeanor occurs in your presence, you have the right (but not an obligation) to make a "private persons arrest" (also known as a "citizens arrest"), and an officer might advise you of this option.

If you decide not to make a private persons arrest, the officer might not be able to take any enforcement action. If you do make a private persons arrest, the suspect might be arrested or issued an in-field citation and released, depending on the situation. Just like any other arrest, the police report will be sent to the District Attorney's office for a decision about prosecution.

## Emergency protective orders

Officers may request an emergency protective order (EPO) from the court when, during a police response, they become aware someone faces immediate danger of domestic violence, child abuse, abduction or elder abuse. If the court grants the EPO, it is valid for up to seven calendar days, to give the protected party time to seek a restraining order from the court. The protected party should keep a copy of the EPO with them at all times while it is in effect. If the restrained party violates the EPO, the protected party should contact the police for assistance and to document the violation. For information about restraining orders, [see page 30](#).

## Custody, citations and release

Someone arrested for a felony will usually be taken to jail, but when only misdemeanors have been committed the suspect will often be issued a field citation and released (with some exceptions, notably including domestic violence crimes). Once booked into jail, the suspect might be held until a court hearing, or eligible for release on bail, or released on their own recognizance with a date to appear in court. The restrained person may be released at any time, and victims or survivors should not rely upon an arrest as a guarantee of safety.

## Custody status notifications and VINE

For persons booked into jail in Berkeley or elsewhere in Alameda County, you can check their current custody status online:

**Alameda County Sheriff's Office - Inmate Locator**  
Website: [acgov.org/sheriff\\_app](http://acgov.org/sheriff_app)

For persons booked many other county or state facilities, a victim or survivor can also register free of charge for the Victim Information & Notification Everyday (VINE) service, to check custody status and to receive automated updates when custody status changes:

**Victim Information & Notification Everyday (VINE)**  
Phone: (866) 277-7477  
Website: [vinelink.com](http://vinelink.com)

## Requesting copies of police reports

Crime victims are usually eligible to receive a free copy of the initial police report and any statement they provided. The names and personal identifying information of other parties may be redacted from the report, and investigative or evidentiary supplements are not included.

Police reports will not be released to persons who are arrested or considered suspects. A defendant's attorneys might eventually acquire police reports through standard court procedures, but the court will ensure that confidential information is protected.

For anyone to get a copy of a police report from the department, they must have both a "right to know" (lawful authority) and a "need to know" (a valid, necessary purpose). Typically this is limited to parties involved in the report or their legal representatives. A processing fee will be charged (except for victims or University agents) - refer to the [UCPD Berkeley website](#) for the current fee amount. Report requests may take up to ten days to review and fulfill.

To request a copy of a police report, complete and submit a request form, available online or in person at the police department.

### **University of California Police Department (UCPD)**

Address: 1 Sproul Hall, UC Berkeley

**IN AN EMERGENCY DIAL 911**

24/7 campus emergency phone line: 510-642-3333

24/7 non-emergency phone line: 510-642-6760

Website: [police.berkeley.edu](http://police.berkeley.edu)

## Working with the District Attorney

When the District Attorney's Office accepts a case for resolution, victims and witnesses involved in the case can inquire about its status and seek other help from the DA's Victim-Witness Assistance Division:

### **Alameda County District Attorney - Victim-Witness Assistance Division**

Address: 1401 Lakeside Drive, Suite 802, Oakland CA 94612

Phone: (510) 272-6180

Website: [alcoda.org/victim\\_witness](http://alcoda.org/victim_witness)

## Nonimmigrant visa options (T-visa & U-visa)

To encourage reporting and enable investigation and prosecution of domestic violence, sexual assault and other serious crimes, victims and survivors who are not US citizens may qualify for a nonimmigrant visa to remain and work in the United States for up to four years. For more information, please visit the US Citizenship and Immigration Services website:

### **US Citizenship and Immigration Services**

Website: [uscis.gov/humanitarian/victims-of-human-trafficking-and-other-crimes](http://uscis.gov/humanitarian/victims-of-human-trafficking-and-other-crimes)

## Other Options for Support & Resolution

Regardless of the current status or final outcome of a criminal investigation, if the incident also involved violations of University policy, or if it caused you injury or damages, you might be able to report a University policy violation, pursue civil action, and/or seek other support services and resolution options.

### UC Berkeley support services

For confidential support and guidance regarding any incident involving sexual violence, relationship violence or sexual harassment, please contact the PATH to Care Center:

**PATH to Care Center (Prevention | Advocacy | Training | Healing)**

[Confidential Resource]

Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005

Appointment phone: 510-642-1988

Website: [care.berkeley.edu](http://care.berkeley.edu)

Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

For other types of incidents, confidential support is available to UC Berkeley affiliates:

#### Students:

**University Health Services (UHS): Social Services**

[Confidential Resource]

Tang Center Address: 2222 Bancroft Way, Room 2280

Phone: 510-642-6074

Social Services Satellite Office at University Village (UVA) Phone:

510-520-7031

Website: [uhs.berkeley.edu/social-services](http://uhs.berkeley.edu/social-services)

#### Employees:

**University Health Services (UHS): Be Well at Work - Employee Assistance**

[Confidential Resource]

Tang Center Address: 2222 Bancroft Way, Suite 3100

Phone: 510-643-7754

Website: [uhs.berkeley.edu/bewellatwork/employee-assistance](http://uhs.berkeley.edu/bewellatwork/employee-assistance)

## UC Berkeley policy violation reporting options

To report any campus policy violation involving sexual violence, relationship violence or sexual harassment, please contact:

**Office for the Prevention of Harassment and Discrimination (OPHD)**

Phone: (510) 643-7985

Website: [ophd.berkeley.edu](http://ophd.berkeley.edu)

Email: [ask\\_ophd@berkeley.edu](mailto:ask_ophd@berkeley.edu)

To report all other UC Berkeley policy violations by students, faculty, academic employees or staff, please contact:

### Violations by students:

**Center for Student Conduct**

Website: [conduct.berkeley.edu](http://conduct.berkeley.edu)

### Violations by faculty:

**Vice Provost for the Faculty**

Website: [vpf.berkeley.edu](http://vpf.berkeley.edu)

### Violations by academic employees (non-faculty):

**Academic Personnel Office**

Website: [apo.berkeley.edu](http://apo.berkeley.edu)

### Violations by staff:

**People and Culture - Employee & Labor Relations**

Phone: 510-642-7053

Website: [hr.berkeley.edu/employee-labor-relations](http://hr.berkeley.edu/employee-labor-relations)

UC Berkeley housing residents are also subject to the residential code of conduct. To report a violation by a housing resident, please contact:

**UC Berkeley Housing Residential Conduct**

Website: [reslife.berkeley.edu/conduct](http://reslife.berkeley.edu/conduct)

## UC Berkeley alternative resolution services

For UC Berkeley students and employees, the campus Ombuds offices provide informal and impartial dispute resolution services between voluntarily participating persons, but do not administer disciplinary action. For more information, please contact:

### **The Ombuds Office for Students & Postdoctoral Appointees**

[Confidential Resource]

Phone: 510-642-5754

Website: [sa.berkeley.edu/ombuds](http://sa.berkeley.edu/ombuds)

### **Senate Faculty Ombudspersons**

Website: [academic-senate.berkeley.edu/committees/omb](http://academic-senate.berkeley.edu/committees/omb)

### **Staff Ombuds Office**

[Confidential Resource]

Phone: 510-642-7823

Website: [staffombuds.berkeley.edu](http://staffombuds.berkeley.edu)

## Restraining orders & civil actions

A restraining order (or “protective order”) may be issued by the court to restrict or direct the conduct of a person who poses a threat, and is enforceable by arrest. The protected party should keep a copy of the order and proof of service with them at all times while it is in effect. If the restrained party violates the order, the protected party should contact the police for assistance and to document the violation. For general information about restraining orders, refer to:

### **California Courts Restraining Orders information**

Website: [courts.ca.gov/selfhelp-abuse.htm](http://courts.ca.gov/selfhelp-abuse.htm)

For example, in cases involving domestic violence, the victim / survivor may petition the court for an order for relief, including:

- Restraining the attacker from abusing the victim and other family members;
- Directing the attacker to leave the household;
- Preventing the attacker from entering the residence, school, business or place of employment of the victim;
- Awarding the victim or the other parent custody of or visitation with a minor child or children;
- Restraining the attacker from molesting or interfering with minor children in the custody of the victim;
- Directing the party not granted custody to pay support of minor children, if that party has a legal obligation to do so;
- Directing the defendant to make specified debit payments coming due while the order is in effect;
- Directing that either or both parties participate in counseling.

A civil action (or “civil suit”) means a lawsuit in which a private party asks the court to mandate relief for damages or injury caused by another private party. Civil actions are separate from criminal court cases.

For example, a victim of domestic violence has the right to file a civil suit for losses suffered as a result of abuse, including medical expenses, loss of earnings, other expenses for injuries sustained and damage to property, and any other related expenses incurred by the victim or any agency that shelters the victim.

For general information about civil actions, refer to:

**Alameda County Civil Court information**  
Website: [alameda.courts.ca.gov/divisions/civil](http://alameda.courts.ca.gov/divisions/civil)

For campus-related cases involving sexual assault, relationship violence and stalking, the PATH to Care Center can provide guidance about restraining orders and civil actions.

**PATH to Care Center (Prevention | Advocacy | Training | Healing)**  
[Confidential Resource]  
Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005  
Appointment phone: 510-642-1988  
Website: [care.berkeley.edu](http://care.berkeley.edu)  
Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

For community-based guidance on restraining orders and civil actions related to sexual assault, relationship violence and stalking, contact the Alameda County Family Violence Law Center:

**Alameda County Family Violence Law Center (FVLC)**  
[Confidential Resource]  
24/7 Crisis Phone Line: 800-947-8301  
Website: [fvlc.org](http://fvlc.org)

## Limiting Harms and Losses

In the aftermath of a crime the first priority is your safety and well being. There may be additional actions you can take to limit and recover from harm and loss you have suffered.

### Personal injuries

When police arrive to assist, one of their top priorities is to facilitate any emergency medical care that might be necessary. Some injuries are not obvious or might only become apparent after a time, so please let the officers know if you think you need urgent medical treatment. Strangulation, in particular, may cause internal injuries that are hidden to the eye but still life threatening and require urgent attention. Injuries are also potential evidence and valuable to document in the event you seek resolution through a criminal, administrative or civil process.

If you are injured, after any emergency medical care is completed we strongly encourage you to follow through with your medical care provider for any additional necessary treatment.

A life-threatening experience can create sudden extreme stress and a survival reaction in your brain - triggering the flight, fight and/or freeze responses, and a variety of ongoing mental and physical post-traumatic effects. Cumulative stress from exposure to ongoing threat or harm can also lead to a state of trauma. Just as with physical injuries, it may be critical to work with professional assistance to achieve a healthy recovery. If you are experiencing trauma, please reach out to a qualified resource - we recommend the UC Berkeley PATH to Care Center.

#### **PATH to Care Center (Prevention | Advocacy | Training | Healing)**

[Confidential Resource]

Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005

Appointment phone: 510-642-1988

Website: [care.berkeley.edu](http://care.berkeley.edu)

Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

With your cooperation and consent, our officers and detectives will help you pursue a criminal justice outcome, and can also connect you with other administrative support and resolution options that might be available.

### Theft, damage and other loss

Property theft, damage and other loss can have significant financial, practical and personal consequences. In some cases a police investigation can lead to the recovery of stolen items or money. The unfortunate truth is that most stolen property is never recovered. Many items targeted for theft are difficult to identify as stolen property even if found - computers, mobile phones, scooters & bicycles, and cash for example. Fraud and scams involving the electronic transfer of money often involve out-of-state or even international parties and might be beyond the practical capacity for police to resolve.

Important: If your credit card, debit card, checks or other personal financial information was stolen, contact the issuing banks or other institutions to cancel them without delay. You might also want to take additional steps to prevent identity theft - [see page 33](#) for more on this topic.



Tracking hardware and software can be useful if acted upon quickly, and if there are sufficient police resources available. Sometimes suspects can be identified using any security cameras that might be in the area. If someone is not apprehended immediately, the most common way stolen property is recovered is when police are able to identify repeat offenders, develop probable cause for arrest, and serve warrants or perform other lawful searches.

The more specific information you can provide about any stolen property and the circumstances in which it was taken, the more likely it is to be identified and returned. If you do not have a full description of stolen property at the time of the initial report, please provide one to the case officer as soon as possible if you can.

Some thieves search through stolen property for specific things they want and abandon the rest near the scene of the theft. Sometimes stolen property is turned into various lost and found locations by good samaritans. Certain items might be listed for sale on web sites or at flea markets, but please know that unless you can specifically and convincingly demonstrate that an item for sale is rightfully your property, there may be little that can be done.

## **Identity theft**

Identity theft is the unlawful collection and use of another person's personal identifying information to commit fraud or theft. Personal identifying information can be collected from bank cards, stolen mail, electronic data breaches, or scams and subterfuge. You might not be aware of identity theft until after it occurs, when you notice unexpected charges or bills.

If your credit cards or other financial accounts have been compromised, contact the issuing financial institutions or companies without delay to close the accounts. Change your passwords and PIN codes, including any accounts where you reuse them (the best advice is not to use the same passwords or PIN codes with more than one account).

If new accounts have been fraudulently opened using your personal identifying information, contact those companies or institutions and ask them to freeze those accounts and investigate.

You may place a fraud alert and review your credit reports by contacting at least one of the three credit bureaus (each is obligated to inform the others):

### **Experian**

Phone: 888-EXPERIAN (888-397-3742)

Website: [Experian.com/help](https://www.experian.com/help)

### **Transunion**

Phone: 888-909-8872

Website: [TransUnion.com/credit-help](https://www.transunion.com/credit-help)

### **Equifax**

Phone: 800-685-1111

Website: [Equifax.com/personal/credit-report-services](https://www.equifax.com/personal/credit-report-services)

File an identity theft report with the US Federal Trade Commission (FTC). This online reporting and recovery resource will help you determine what other steps might be needed for your specific situation:

**US Federal Trade Commission - identity theft reporting and recovery**

Phone: 1-877-438-4338

Website: [identitytheft.gov](http://identitytheft.gov)

If another person committed a crime using your identity, you can clear your name with assistance from the California Department of Justice:

**California Department of Justice - criminal identity theft information**

Website: [oag.ca.gov/idtheft/criminal](http://oag.ca.gov/idtheft/criminal)

### Passport theft

If your US passport is lost or stolen, make a report to the US Department of State without unnecessary delay. You can complete this report online or by telephone at:

**US Department of State - passport information**

Phone: 1-877-487-2778 (TTY 1-888-874-7793)

Website: [travel.state.gov/passport](http://travel.state.gov/passport)

If your passport from another country is lost or stolen, please contact the appropriate consulate or issuing government for assistance.

### Recovering the value of harms and losses

There may be other ways you can recover the value of any harm or loss you suffer as a result of criminal activity, or at least a portion of it.

In cases involving the defeat of electronic security measures such as fraudulent purchases and unauthorized account access, financial institutions and private businesses may have policies that credit or compensate you for your loss. Stolen items that you recently bought using a credit card with a purchase protection plan might be covered. Contact those companies directly to determine if these options might apply.

Various types of insurance policies may provide a benefit in the event of injury, theft, fraud, damage or other loss. Check the terms of any policies that might cover you, including any policies that are held by family members, organizations or facilities connected to you or the incident in question. Contact those insurance companies directly to file a claim.

If a criminal court finds the suspect guilty of a crime, you might be eligible for court-ordered restitution for your harm or loss. In those situations the court will provide information about how to proceed. The District Attorney Office's Victim-Witness Assistance Division can also help.

**Alameda County District Attorney - Victim-Witness Assistance Division**

Address: 1401 Lakeside Drive, Suite 802, Oakland CA 94612

Phone: (510) 272-6180

Website: [alameda.org/victim\\_witness](http://alameda.org/victim_witness)

In criminal cases involving physical or emotional injury, threat of physical injury or death, financial assistance may be available through the California Victim Compensation Board (CalVCB) for victim / survivor expenses that are not compensated by another source. For more information about the CalVCB program, you may contact:

**California Victim Compensation Board**

CalVCB Helpline: 1-800-777-9229

Website: [victims.ca.gov](http://victims.ca.gov)

“Civil action” means a (non-criminal) lawsuit in which a private party asks the court to mandate relief for damages or injury caused by another private party. For general information about civil actions, refer to:

**Alameda County Civil Court information**

Website: [alameda.courts.ca.gov/divisions/civil](http://alameda.courts.ca.gov/divisions/civil)

## Personal Safety & Security Options

After experiencing a crime, you might be wondering about options to reduce risks to your personal safety and security. As follows are some resources and ideas that many people frequently ask about.

### Night safety services

From dusk to 2:30am every night of the year, BearWalk is available to provide walking safety escorts on and near the UC Berkeley campus. This service is free and available to all community members, not just campus affiliates. BearWalk is staffed by student employees of the police department, who are also known as Community Service Officers. CSOs are unarmed but wear a distinct uniform and carry police radios so they can call officers directly in an emergency. To use BearWalk, call or place an online request about 15 minutes ahead:

**BearWalk - Service Requests**  
Phone: 510-642-WALK (9255)  
Website: [bearwalk.ridecell.com](http://bearwalk.ridecell.com)

The Night Safety Shuttle provides free rides most nights of the year, managed by the UC Berkeley Department of Parking and Transportation but operating in tandem with BearWalk. The Night Safety Shuttle routes include most residence halls and also the Downtown Berkeley BART station. For more information about the Night Safety Shuttle and other Night Safety Services, please visit:

**UC Berkeley - Night Safety Services**  
Website: [nightsafety.berkeley.edu](http://nightsafety.berkeley.edu)

### Self defense

The UC Berkeley Gender Equity Resource Center (GenEq) offers Cal Self Defense for All (CSDA), a program to address violence and harassment by empowering community members with personal strategies and resistive techniques. For information about this program and attending a CSDA workshop, please visit:

**Gender Equity Resource Center - Cal Self Defense for All (CSDA)**  
Website: [cejce.berkeley.edu/gender-equity-resource-center/geneq](http://cejce.berkeley.edu/gender-equity-resource-center/geneq)

The UC Berkeley Physical Education Program offers college courses in Martial Arts, including basic self defense. UC Berkeley Recreational Sports also offers paid Martial Arts instructional programs. For more information, please visit:

**UC Berkeley Physical Education Program - Martial Arts**  
Website: [pe.berkeley.edu/courses/martial-arts](http://pe.berkeley.edu/courses/martial-arts)

## UC Berkeley Recreational Sports - Martial Arts program

Website: [recsports.berkeley.edu/programs-events/martial-arts](https://recsports.berkeley.edu/programs-events/martial-arts)

### Weapons

Weapons are generally prohibited on UC Berkeley property (including residential hall property), by law and/or by policy. Firearms and knives with a fixed blade over 2.5 inches are illegal to possess on University property. "Less lethal" weapons and stun guns are illegal to possess on University property without the written permission of the Chancellor or their designee. Violators are subject to arrest, as described in [California Penal Code §626.10\(b\) and \(i\)](#).

The possession and use of pepper spray (Oleoresin Capsicum) for the purpose of self-defense is legal in California - except for persons who have been convicted of a felony, assault or pepper spray misuse, persons addicted to narcotics, or persons under age 18 (except persons age 16 or 17 with written permission from their parent/guardian). Lawful possession of pepper spray is permitted at UC Berkeley but may be restricted for specific locations or events. More information about pepper spray laws can be found in [California Penal Code §22810](#).

Off campus, California law allows most persons to possess a stun gun for the purpose of self-defense, except for persons convicted of a felony, assault or stun-gun misuse, persons addicted to narcotics, or persons under age 18 (except persons age 16 or 17 with written permission from their parent/guardian). More information about stun gun laws can be found in [California Penal Code §22610](#).

### Personal safety plan

One of the most effective ways to manage safety and security risks and fears is to develop and follow a personal safety plan. The details of your plan will depend upon your specific concerns and the resources you are able and willing to utilize, but the purpose is the same - to reduce your risks and fears by making changes to factors you can control, and by preparing ways to react to the things you are unable to control.

Elements you might consider as part of your personal safety plan might include:

- How to contact help in an emergency
- Maintaining awareness of surroundings and others' behaviors
- Identifying resources and persons you can trust and contact for assistance
- Improving the safety and security of your residence, vehicle, workplace
- Protection of personal information
- Awareness of legal and administrative options, services and protections

In situations involving relationship violence, many persons are conflicted about seeking assistance or making a report. Keeping a personal safety log with the date, time and details of harmful incidents can help you evaluate your risks, and it can also serve as useful evidence if you decide to make a report. A log could be physical or electronic, but you should take precautions to keep it hidden from the person(s) causing the harm.

Another useful strategy for survivors who think they might eventually decide to make a report is to preserve items and information that might be useful as evidence. This can include physical

objects, photos & videos, electronic or printed messages, and other documentation or notes. Again, it is important to keep all items and information secure from discovery by the person(s) causing the harm.

For assistance developing a personal safety plan and log in situations involving sexual assault, sexual harassment, dating & intimate partner violence, stalking, sexual exploitation, and invasion of privacy, please contact the PATH to Care center:

**PATH to Care Center (Prevention | Advocacy | Training | Healing)**

[Confidential Resource]

Urgent 24/7 confidential survivor support Care Line phone: 510-643-2005

Appointment phone: 510-642-1988

Website: [care.berkeley.edu](http://care.berkeley.edu)

Email: [pathtocare@berkeley.edu](mailto:pathtocare@berkeley.edu)

**Crime & threat prevention advice**

For other crime and threat prevention advice, please contact the assigned case officer or visit UCPD Berkeley:

**University of California Police Department (UCPD)**

Address: 1 Sproul Hall, UC Berkeley

**IN AN EMERGENCY DIAL 911**

24/7 campus emergency phone line: 510-642-3333

24/7 non-emergency phone line: 510-642-6760

Website: [police.berkeley.edu](http://police.berkeley.edu)

# NOTES



University of California, Berkeley  
Police Department  
1 Sproul Hall  
Berkeley, CA 94270-1199

1-65900-23396-72



**Let us know how we're doing!**  
Scan the code at left or visit:  
[ucpd.berkeley.edu/feedback](https://ucpd.berkeley.edu/feedback)

Questions? Send an email to [police@berkeley.edu](mailto:police@berkeley.edu)