

Timely Warning (21-03)

Clery Crime: Rape

Under the Clery Act, the University of Florida issues Timely Warning messages regarding Clery Act crimes which pose a serious and continuing threat to the campus community.

On Friday, March 19, 2021, a Campus Security Authority (CSA) shared the report of a rape that occurred around 10:30 p.m. on March 16, 2021 at a fraternity house located at 7 Fraternity Dr, Gainesville, FL 32603. The complainant stated that they told the respondent no while the sexual assault occurred and that the advances were unwanted. As the respondent is unknown, the University is unable to take action at this time. Institutional support resources have been offered to the complainant.

The University of Florida strongly believes that no person is responsible for harm inflicted by another person.

Sexual assault, domestic violence, dating violence, and stalking are prohibited and unacceptable at the University of Florida.

Criminal incidents can be reported to UF CSAs who are designated, trained, and mandatory reporters under the Clery Act when victims chose not to report to law enforcement.

The University of Florida defines consent as, *“An act or statement that is knowing, freely given, and mutually understood to communicate a willingness to engage in the activity. It is the responsibility of each person involved in any sexual act to ensure that they have the Consent of the other(s).”*

- *The existence of a dating or sexual relationship between the people involved, or the existence of a past sexual encounter, is not by itself an indication of Consent for any current or future sexual encounter.*
- *Consent cannot be obtained by force, threat, Coercion, or by causing a reasonable fear of imminent injury.*
- *For sexual activity to be consensual, Consent must be ongoing throughout the sexual encounter. A person can withdraw Consent at any time. Consent to one sexual act does not automatically constitute Consent to another sexual act.*
- *A person withdraws Consent by clearly communicating withdrawal through words or actions.*
- *Consent to engage in sexual activity with one person does not automatically constitute Consent to engage in sexual activity with another person.*
- *Lack of protest or resistance, alone, is not Consent.*
- *A person who is incapacitated cannot give Consent (Regulations of the University of Florida, 4.040).*

The most common type of sexual assault occurs between individuals known to one another, including an acquaintance or in the context of a current or prior dating or domestic relationship. (Krebs et al., 2007)

At least half of sexual assaults among college students occur after the perpetrator, the victim, or both consume alcohol. Be alert to people pressuring you or others to use alcohol or other drugs. (Corbin et al, 2001)

Approximately 1 in 4 female undergraduates and nearly 1 in 14 male undergraduates experience sexual assault during their time as a college or university student. (Cantor et al., 2019)

Additionally, reporting to law enforcement is encouraged by calling 9-1-1 or through the GatorSafe app.

Information for support resources, services and programs at the University of Florida can be found at:

<https://police.ufl.edu/clery/victim-resources/>