

Final Report Notes and Case Preparation

Proving:

Kevin's testimony demonstrates potential guilt and cause for concern.

Evidence: Does not deny the rape, offering instead that he doesn't remember whether

or not Margot said no, implying the possibility that Margot could have said no.

When confronted with incriminating allegations, Kevin's response is I do not recall.

Kevin's alleged confidence in himself to stop sexual activity when asked is ironic given

His acknowledged lack of capacity to often remember his actions after drinking.

Kevin was emotionally manipulative.

Evidence: I am your family etc.

Kevin made unsolicited statements and promises, such as "I am your family" and "We can be together forever" and then got angry when Margot expected him to do basic things like show up when he said he would.

Kevin was sexually manipulative.

Evidence: "just" friends

Kevin was a reckless drunk who put his community and self in danger.

Evidence: Punching holes in walls while drunk

Questions:

- Have you ever admitted to sexually assaulting someone at Vassar?
- Can you describe the nature of your relationship with Margot?
- What does friendship mean to you?
- What is your definition of family?
- What can one expect of a friend?
- What was Margot asking of you that you felt you could not handle?
- Do you consider statements such as "I love you" "I am your family" and "We can be together forever" to be just friendly?
 - Follow up: What did you mean by saying these statements?
 - Follow up: If you did not mean these words, then why did you say them on multiple occasions unsolicited?
- When maintaining a sexual, emotional relationship, is it fair to say that you and Margot were just friends?
- Do you think it is acceptable to sexually and emotionally manipulate someone who is undergoing intensive outpatient treatment for Bipolar I Disorder and Anorexia?

- On the night of January 19, 2013 do you remember asking Margot for her consent to sexual intercourse?
- You indicate uncertainty regarding whether or not there was consent on several occasions, as you are unsure do you concede it's possible there was no consent?
- Do you think it is manipulative to tell someone under severe emotional/mental duress that you will always support them when you have no intention of doing so?
- Did you make promises you could not and did not fulfill?
- In your statement you say that you "felt manipulated into admitting [your] alcoholism." Can you confirm that you are indeed an alcoholic?
- When did you learn of Margot's disorders? How did you react?
- Knowledge of Margot's family situation?
- Probe potential inducement of manic attack – i.e., did you know that your actions would lead to what happened to Margot?
- Do you treat other people similarly?
- Do you think/know/understand how your actions exacerbated Margot's disorders?
 - When did you first start drinking?
 - How much do you consume on a daily/weekly basis?
 - Do you drink to excess?
 - What happens when you drink to excess?
 - Have there been times where you have blacked out or not remembered anything from the night before?
- Probe sexual misconduct
 - Were you drinking the night of January 19, 2013?
 - How much?
 - Did you engage in sexual intercourse with Margot?
 - Do you remember asking Margot for her consent to sexual intercourse?
 - Were you drinking the night in November 2012?
 - How much?
 - Did you try to touch Margot?
 - Do you remember asking Margot for her consent?
- Probe emotional/verbal abuse
 - Probe friendship vs. romantic relationship
 - Probe isolation of Margot from friends and family
 - Probe comments made Kevin's awareness of Margot's instability:
 - What did you mean by telling Margot that she was "not that small" in January 2013? What was the point of telling her

this? Were you aware by that time that she suffered from an eating disorder and was bipolar?

- Why did you tell Margot you were like “family” to her? What did you mean by telling Margot she could “count on you”? How did you expect her to react?
 - Do you feel like you treated Margot like family? Do you feel like Margot was able to count on you?
- What did you mean by calling Margot “charity” during your May 11, 2014 conversation with her? Why did you say this?

Margot:

On Thursday, November 29, 2012 Margot and Kevin are with a mutual friend [name redacted], in [name redacted]’s room watching a movie. Kevin had been drinking alcohol earlier in the night and was “blackout drunk.” Kevin placed his hands on Margot’s thigh and moved it up her leg and under her skirt. Kevin attempted to digitally penetrate Margot vaginally. Margot grasped Kevin’s hand and pushed him away. Kevin continued to attempt digital penetration 2-3 more times. Margot had to hold Kevin’s hand away from her body in order to prevent him from penetrating her. Eventually, Kevin stopped. The room is dark and it is unlikely that [name redacted] saw anything, Margot kept quiet because she was embarrassed.

On December 1, 2012 Margot and Kevin are at Dormal Formal (an all campus dance party) in Main building. The two decide to go to Margot’s room to have sex when they bump into Margot’s roommate in the elevator. Margot and Kevin ride the elevator to the fourth floor, but decide to ride the elevator back down and make their way outside. Margot and Kevin walk to the backside of the Chapel and lay their coats on the ground. Margot and Kevin have sexual intercourse. Shortly after, Kevin walks back to Main building and Margot does not see or hear from him the rest of the night. The next day Kevin sent Margot a text message asking, “ how was the rest of your night?” Margot responded, “You mean after we had sex and you left me?” Kevin apologizes profusely and promises to never do that again and promises to take Margot on a date. Margot forgives Kevin.

Over winter break Kevin and Margot continue to talk and Kevin asks Margot to go on a trip with him to Madrid. The two decide to start dating.

On Jan 19, 2013, after a month of separation, Margot met Kevin and a mutual friend at Grand Central. The three take the train back up to Poughkeepsie and Margot and Kevin tell their friend they are “going to take a nap.” Margot and Kevin go back to Margot’s

room and have consensual, sober sex. Later that night, Margot and Kevin met up with friends to drink. Margot had one or two drinks, but Kevin “drank a lot.” Margot specifically remembers limiting her alcohol intake because of calories. Kevin and Margot leave the gathering and go back to Kevin’s room for the night. The two began having sex and Margot was sober at this point. Kevin was lying on top of Margot and she began to feel scared because “he did not seem like himself.” Kevin was “distant and far off, barely looking at [Margot], treating [Margot] like a means to an end not his girlfriend or a person.” Kevin became frustrated because he was having trouble sustaining an erection because he had had so much to drink. Kevin grasped his hands tightly around Margot’s back, ribcage and shoulder, holding her in place. Kevin’s grip was painful and Margot felt the silver ring he wore digging into her skin. Margot was pinned to the bed and “When she moved it hurt more than when she stayed still.” Margot said to Kevin, “We don’t need to have sex tonight, we can have sex tomorrow when you are sober.” Kevin continued. Margot then told him “No” and that he was “hurting [her]” Kevin did not respond and continued. Margot “froze” and “watched him, terrified, as he kept going, hoping it would end soon.” Kevin eventually ejaculated and Margot laid next to him, “frozen and horrified.”

On January 25, 2013, Kevin found out that he had not gotten a role in a production he wanted. Later that night while at a friend’s birthday party, Kevin started drinking and became “dangerously drunk” and started “drinking everything in front of him.” Kevin became “rowdy and extremely loud.” Kevin removed his clothes in public and started climbing trees and staircases in Raymond House. Margot began to worry about Kevin’s behavior and “hid drinks from him and took his flask away.” Kevin was no longer in sight and Margot was afraid that he was either going to hurt himself or get alcohol poisoning. Margot started looking for him and called/texted him. Margot found Kevin in Raymond and sat with him in the lobby with his head in her lap as she comforted him. Kevin left again and Margot searched Raymond for Kevin. Eventually, Margot found Kevin and put him to bed. The next morning Margot told Kevin how upsetting it was to have to witness his behavior and how stressful it was. Kevin acted like it was a normal night and just complained about how hung-over he was. After the incident Margot contemplated breaking up with Kevin because the stress was impacting her anorexia.

In early February of 2013, Kevin and Margot breakup.

March 8-24, 2013, Kevin and Margot resume a sexual relationship. Kevin says they are “just friends.”

During May 2013, Kevin confides in Margot that he may be “kicked out of school for possession of weed.” Kevin is visibly upset and crying, seeking Margot’s support.

Later in May 2013, [name redacted], [name redacted] and a mutual friend confront Margot about her undiagnosed anorexia and bipolar disorder. After this meeting, [name redacted] and Kevin meet without Margot to discuss how they can support Margot through this time. Kevin promises [name redacted] that he would be there through this.

During the summer of 2013 Margot enters a Partial Hospitalization Program in Chicago, IL where she is officially diagnosed with Anorexia Nervosa and Bipolar 1 Disorder and begins treatment. Kevin tells Margot, "If you get better we'll see what happens" when the two discuss their relationship.

In July, Kevin visits Margot in Chicago. The two engage in sexual activity [NOTE: genital stimulation but did not have sex]. Later that month Margot moves out of her parent's home due to family issues. Margot confides in Kevin about these events and he is made aware of Margot's physical, psychological, and emotional states. Kevin promises that he "will always be there" and he "is her family."

From August 2-4, 2013 Margot visits Kevin in [redacted]. Margot and Kevin share a bed, but do not engage in sexual activity [Margot's Correction: Incorrect: engage in snuggling, including breast fondling, but do not have sex]. During the visit the two fight, but Kevin promises "that the will be there for [her] in the coming year, [their] relationship will be different etc." Kevin says he hopes "we are both healthier and making better choices;" referring to Margot's Bipolar and Anorexia and Kevin's substance use, grades, and relationships.

Kevin and Margot return to Vassar in the fall of 2013. Kevin and Margot organize a book club with several friends, including [name redacted]. The group meets on September 9, 2013 at Kevin's on-campus Townhouse for dinner. During dinner, the conversation turned to suicide. Margot does not remember what happened next, but was later told that she "passed out." Margot was unable to move and felt herself being moved to the couch. Margot started to cry uncontrollably and experienced shortness of breath. [Name redacted] and Kevin were taking care of Margot when [name redacted] asked Kevin if she ([name redacted]) should stay. Kevin assured [name redacted] that he "got this." Kevin came over beside Margot on the couch and began whispering in her ear a poem he used to recite to Margot while they were together. After the severe manic episode passed, Kevin told Margot he was "family."

After this night, Kevin begins to withdraw and distance himself from Margot. Contact between Kevin and Margot is intermittent and they fight about how little they see each other and how Kevin was not following through on his promises. For about a month

Margot and Kevin barely see/speak to one another. In later October, closer to Halloween, Kevin invited Margot to spend time with him at his house. Margot goes to Kevin's house, but he is with his housemates watching a movie and then decides to go out to a party. Kevin invites Margot, but Margot expresses how she thought the two of them were going to be spending time alone and did not like the sudden change of plans. Kevin apologized, but Margot questioned his sincerity since this has happened on more than one occasion.

On November 15, 2013 [name redacted] and Margot go to Margot's roommate's play in which Kevin is also starring. At the end of the show Margot went to find her roommate and ran directly into Kevin. Margot tried walking into the woman's bathroom before he could notice her, but he immediately came up to Margot and gave her a hug. Margot was uncomfortable by the interaction and tried to keep the conversation very short.

During winter break, December 20, 2013 through January 22, 2014 Kevin and Margot resume communication (text, Skype) and the relationship is positive.

When Margot returned for the spring 2014 semester she learned that [name redacted] was taking a semester off and that Kevin would be the only person left on campus who knew of her illnesses and situation. Margot sought Kevin as a support system. After several weeks Margot and Kevin cease communication because Kevin continued to "fail to keeping his promises."

On February 15, 2014 Margot went to see the Vagina Monologues to support her friends in the cast, [name redacted] and [name redacted]. Kevin is co-directing the production. At the time Margot was physically very weak and severely anorexic. Margot also experiences an intense depressive episode and contemplates suicide. Margot reached out to Kevin for help, but Kevin neglects to even respond to Margot's text messages. Kevin later tells Margot that he was "too drunk" to respond. After this, Margot decided to "cut him out of her life."

2 months and no contact

On April 22, 2014, Margot and Kevin resume contact. Margot wants to return Kevin's things she had in her possession. Kevin responds saying, "I miss you" and "can I come over?" Margot tells Kevin she wants an apology for the way he treated her and that she wants to confront him in person and how he made her feel.

On April 27, 2014, Kevin and Margot meet at Sander's Hill. Margot confronted him about his abusive treatment, lying, and manipulation, and the hurt he inflicted. Margot

told Kevin that his abandonment when she needed him most almost destroyed her. Margot explained the devastation she felt when she reached out to him for help and he ignored her “because he was too drunk.” At this point both Margot and Kevin are crying and holding each one another. He apologized and told Margot he loved her for the first time. The conversation shifted from Kevin’s apology to him confiding that he is an alcoholic. Margot comforts him and Margot is present when Kevin calls his father. Kevin’s father asks if he has any friends that can support him and Kevin looks at Margot. Kevin asks Margot to help him get and stay sober. Margot tells Kevin she will support him throughout the rest of the semester. Later that night Margot received a text message from Kevin: “I hope you sleep well Margot. You are an incredible person and I am so very lucky to have you in my life. So thank you; I can’t wait to start being the person you loved again.”

For several weeks Kevin and Margot spend a lot of time together studying in the library and talking. According to Margot, “it felt like old times.” To Margot’s knowledge, Kevin is sober during this period of time. On Friday, May 2, 2014 Kevin sent Margot a text message that read, “I went to a party sober and had a pretty good time actually.” Margot replied, “That makes me so happy. I am so proud of you. You’ve done great this week. You’ve been like the Kevin I first met.” Kevin replied, “Thanks so much it means a lot to hear that. I think I like myself a little more each day, which is really cool.”

Margot’s mania is extremely intense and she is not able to sleep. On Wednesday, May 7, 2014 Margot spends the night at Kevin’s place. Kevin invites Margot over and tells her that he will “stay up with me.” While in bed with him, Margot tells Kevin how anxious she is about his being in her life again. Margot tells him, “I do not feel that I can trust you even though I want to.” Kevin tells Margot she can “trust him” and that he “isn’t going anywhere.” Margot tells him, “I want to believe him but it does not come easy.”

On Friday May 9, 2014, Margot sleeps at Kevin’s place for a second time. Margot expresses sadness about “how much time we have lost fighting.” Margot tells him she is going abroad and that she will not see him for almost a year. Kevin tells Margot it does not matter and that they “have the rest of our lives.”

On May 11, 2014, shortly after Kevin told Margot he thought he might be an alcoholic, Margot saw Kevin holding a beer while passing a window. Margot texted him and asked if he had been drinking. Kevin responded, “No, when did you see me?”

On May 13, 2014, Kevin tells Margot that he “loves her like a friend” and that he “doesn’t want to hurt [her] anymore.” Kevin then said, “I don’t love you” and “I felt bad

for you. You were charity.” Margot asked Kevin if this would be the last time she would see him. Kevin said, “for the foreseeable future.”

On May 15, 2014 Margot and Kevin communicate for the last time via text message. Margot sent Kevin the following:

“You have disappointed me so much: as a boyfriend, a lover, and a friend. All of the promises you made and all of the time we spent together, you said was all for nothing. I do not know who it was that came into my room yesterday and said all of those awful lies and left me like he didn’t care. He was not the Kevin I knew and loved, it was a monster. Where did the boy go who read Keats to me and watched the stars fall? I do not know him and I no longer will wait around to find out. You lied to me and abused me. You turned something that should have been beautiful into something so twisted and sick. I feel broken and that is your doing.”

Other information detailing allegations (with non-specific dates/times) of dating violence/emotional abuse are outlined in the “Factual Summation” section and include, when available, Kevin’s responses.

Kevin’s Statement

“According to Kevin, the first six months (approximately) of their relationship were “good.” Kevin said they were “happy and spent a lot of time together.”

“Kevin does not recall a time in which he was touching (sexually) Margot and she pushed/pulled him away. Kevin is confident that if such an instance occurred, he would have stopped.”

- Throughout the rest of the fall 2012 semester Margot and Kevin continue to “casually see each other.”
- In December 2012, on the night of Dormal Formal, Margot and Kevin have sex. Kevin does not recall many details of that night or any follow-up conversation the next day.
- “In November of 2012, Margot confided in Kevin that she was having some issues with her parents being “manipulative.” Kevin tried to provide support and advice, but Margot expressed feeling “Alone” and “cut off.”
- “In December 2012, on the night of Dormal Formal, Margot and Kevin have sex. Kevin does not recall many details of that night or any follow-up conversation the next day.”
- Dormal Formal: Refer to text messages for clarification
- “During winter break (Dec. 2012-Jan.2013), Kevin and Margot spend a lot of time communicating and Kevin asked Margot to go to Madrid with him.

The day they return to NY they meet in Grand Central Station and return to campus. Kevin recalls cuddling/Kissing in Kevin's room in Raymond House. Later that night Kevin and Margot are at a party. Kevin recalls drinking around 5-6 drinks of possibly wine and/or beer. Kevin said that it is possible they had sex that night, but does not specifically remember details and/or whether or not she said "no."

- Kevin explained that he and Margot had sex a lot and both were always really engaged. It was more common for them to have sex sober, but sex while either party had been drinking was not significantly different (perhaps both more engaged, but not drastically so).
- In January 2013, Kevin and Margot start a formal relationship (dating). In February 2013, Margot and Kevin break up. According to Kevin, the relationship "didn't feel right" anymore.
- In March 2013, Margot and Kevin start hanging out again and resume a sexual relationship.
- Throughout the spring semester Kevin noticed that Margot has become increasingly aware of her own mental health and is losing weight. Margot tells Kevin that she is feeling "manic". There are several instances in which Kevin stays with Margot while she is in a manic state. It was difficult for Kevin to talk to Margot at times. He said he was one of the only few individuals that were aware and understood her situation. According to Kevin, Margot would often express that she wished he were more supportive than he was being at the time. Margot's expectations were more than what Kevin could provide. Kevin would try to be there, but would overextend himself and as a result withdrawal on alcohol. On one occasion, Kevin recalls sitting with Margot and a mutual friend in the Retreat trying to help her eat (**Correction:** Was with [name redacted] and it was in the Deece and it was after the intervention).
- In July 2013, Kevin visits his cousin in Chicago and meets Margot in the city. There is no sexual contact between the two of them. Kevin is aware that Margot, who lives north of Chicago, is part of an outpatient rehab program.
- In August 2013, Kevin invites Margot to visit him in Indiana. Both feel confused and conflicted about their relationship. Margot is upset that Kevin is unable to give her a clear answer about how he feels about her/their relationship. Kevin is afraid of hurting Margot's feelings and feels guilty so he passively agrees with her.
- In September 2013 Kevin, Margot, and several friends are at Kevin's Town House apartment for a "book club night." The group is having dinner, drinking wine, and talking. Suddenly Margot stopped talking and

looked “distraught” and “unresponsive”. Margot was experiencing a severe manic episode and “seemed like she was hallucinating.” Kevin helped to move Margot to the couch and comforted her. The episode lasted several hours.

- Kevin and Margot’s friendship continued, but Margot never seemed happy or comfortable. Kevin tried to cheer Margot up as best he could.
- Communication between Margot and Kevin lessens and their friendship is increasingly strained. During the spring semester, Kevin does recall a time when Margot did reach out to him for help (one missed phone call-no voicemail or text messages); however he did not respond at the time because he was at rehearsal. Margot later confronted Kevin and told him that missed call had been her reaching out to talk about her suicidal thoughts. Margot told Kevin, “I really needed you and you weren’t there for me.” Kevin was worried about Margot and expressed that concern.
- In April/May 2014, Margot and Kevin met on Sander’s Hill and Kevin apologizes for not being explicit about their relationship. Kevin recalls Margot telling him that she doesn’t trust him. Kevin is unsure what she means because he has never lied to her. Margot told Kevin that she is concerned about his alcohol use. Kevin told Margot that he thinks he might be an alcoholic. Kevin tells his parents and some friends who are surprised by this news. Margot offers her support and Kevin accepts; however, Kevin felt manipulated into admitting his alcoholism.
- In April/May 2014 a friend convinces Kevin to talk to Margot. Kevin goes to Margot’s room and tells her that it “might be best if they stop communicating.” Kevin went on to say that he was “hurting her” and he “was not able to give [her] what she needed” and was “not interested in dating.” Kevin and Margot have not had any contact since May 2014.

Keenan ’s* Perspective:

Keenan and Kevin have been friends since fall of 2011. Keenan met Margot through Keenan /Kevin in the middle of the fall 2012 semester. During the fall of 2012 Keenan recalls a time in which he, his then girlfriend, Margot and Kevin watched a movie in Keenan’s room. Keenan does not recall anything specific about that night. Keenan shared that the four of them would occasionally hang out.

One weekend Kevin and Margot visited [name redacted] in NYC. Keenan remembers Kevin being very excited to see and spend time with Margot. Keenan shared that during Kevin and Margot’s relationship they “seemed to get along” and that they “complimented each other/made a nice pair.” To Keenan’s knowledge, when they were dating, Kevin’s friend’s were aware.

[Name redacted] does not recall a time in Raymond House in which Kevin was intoxicated to the point of being concerned for his health/safety or Kevin causing damage to college property.

Lilly's* Perspective

[Name redacted] and Margot have been friends since sophomore year (fall 2013). During the 13-14 academic years Margot would confide in [name redacted] that her relationship with Kevin was "toxic." Margot told [name redacted] that Kevin would make promises and not keep them and even hide the knowledge of Kevin/Margot's relationship from Kevin's friends. Margot also told [name redacted] that Kevin was belligerent when he drank. [Name redacted] never witnessed any of these behaviors first-hand.

Margot also confided in [name redacted] about emotional abuse and would become very upset when speaking about it. [Name redacted] gave Margot advice to "get out of the relationship" and [name redacted] remembers Margot expressing a desire to separate herself from Kevin.

Margot and [name redacted] went abroad in London together during the fall of 2014. While in London, Margot told [name redacted] that Kevin physically assaulted her during the January of their freshman year (January 2013). Margot told [name redacted] that the day it happened they (Margot and Kevin) had consensual sex, which was good, but later Kevin had been drinking he seemed distant during sex. Margot told him to stop and that they could wait until the next day, but Kevin did not stop.

On October 13, 2014 Margot and [name redacted] were messaging on Facebook and Margot mentioned to [name redacted] that she thought she had been sexually assaulted in January 2013: "there's one night in particular when we first started dating when he was blackout drunk and I said to him: 'we can have sex tomorrow' when he was inside me and it kind of was starting to hurt. I don't really know how to feel about it but it brings me back to that night." See attached

[Name redacted] witnessed Margot visibly upset and stressed when they talked about returning to Vassar for Spring 2015 semester. [Name redacted] witnessed Margot having a panic attack and saw Margot cry and vomit at the thought of returning to campus.

Molly's* perspective:

[Name redacted] and Margot were roommates during the 13-14 academic years, but did not know each other during their freshman year (12-13).

[Name redacted] was aware that Margot dated Kevin during their freshman year, but they broke up prior to sophomore year. According to [name redacted], Margot still seemed to want to maintain a friendship with Kevin. Kevin would hang out in their room with Margot doing homework and Margot went to Kevin's house to hang out. Margot was "really stressed" during sophomore year. [Name redacted] was aware that Margot was bipolar and had an eating disorder.

Although Kevin and Margot would sometimes hang out a lot of effort to communicate and maintain that friendship fell on Margot and Kevin "seemed not to care."

Margot suggested that Kevin had been emotionally abusive. In spring of 2014 Margot changed her mind about maintaining a relationship with Kevin and said, "I'm done. I never want to see him again."

Bella's* Perspective:

During Kevin and Margot's relationship, Margot and [name redacted] spent "a lot of time talking about Kevin's drinking." [Name redacted] shared that Margot rarely confided in her about any issues she and Kevin were having as a couple, but instead discussed each of their "personal issues."

In November of 2012 Margot told [name redacted] that Kevin had persistently tried touching her one night while watching a movie in [name redacted]'s room. Margot told [name redacted] that she had to hold him and push him away from her to prevent him from doing so. Margot told [name redacted] that Kevin had been very drunk.

In the spring of 2013 Kevin reached out to [name redacted] to discuss an "intervention" with Margot. Both were concerned about Margot's weight loss and potential eating disorder. The intervention occurred in Kevin's room.

During the Fall 2014 semester while Margot was abroad, she confided in [name redacted] about the January 19, 2013 incident involving Margot and Kevin. Margot and [name redacted] had several conversations about what occurred that night. At first, the conversations were very passive and indirect. Margot shared, "I've been thinking about this one night." [Name redacted] asked, "Did you say 'no'?" Margot told [name redacted], "yes." [Name redacted] asked, "Aloud?" Margot told [name redacted], "yes."

Margot told [name redacted] that “he [Kevin] was scary” and that she was sore after. Margot also told [name redacted] that Kevin had been drinking that night.

Factual Summation:

5.05 Sexual Misconduct

Allegations that Kevin engaging in non-consensual sexual contact (or attempts to commit same), nonconsensual intercourse (or attempts to commit the same) informs this possible College Regulations violation.

1. Non-Consensual Contact/Attempted Contact Nov. 2012

- According to Margot, Kevin attempted to digitally penetrate Margot vaginally (made contact with outer labia and tugged at her underwear). Margot grasped Kevin’s hand and pushed him away. Kevin continued to attempt digital penetration 2-3 more times.
- Kevin does not recall a time in which he was touching (sexually) Margot and she pushed/pulled him away. Kevin is confident that if such an instance occurred, he would have stopped.
- [Name redacted] shared that Margot had confided in her about the event shortly after it happened.

2. Non-Consensual Intercourse-January 19, 2013

- According to Margot, Kevin grasped his hands tightly around Margot’s back, ribcage, and shoulders, holding her in place. Kevin’s grip was painful and Margot felt the silver ring he wore digging into her skin. Margot was pinned to the bed and “when she moved it hurt more than when she stayed still.” Margot said to Kevin, “We don’t need to have sex tonight, we can have sex tomorrow when you are sober.” Kevin continued. Margot told him “NO” and that he was “hurting [her]” Kevin did not respond and continued.
- Kevin said that it is possible they had sex that night, but does not specifically remember details and/or whether or not she said “no.”
- Margot shared details of the incident with [name redacted] in October 2014.
- During the fall of 2014 Margot confided in [name redacted] about the January 19 incident. [Name redacted] asked, “Did you say ‘no’?” Margot told [name redacted], “Yes.” [Name redacted] asked, “Aloud?” Margot told [name redacted] “yes.” Margot told [name redacted] that “he [Kevin] was scary” and that she was sore after.”

7.01 Emotional/Verbal Abuse (Dating/Domestic Violence)

Allegations that Kevin engaged in emotional/verbal abuse that undermines an individual’s sense of self-worth, and or self-esteem inform this possible College Regulations violation. This may include, but is not limited to constant criticism,

diminishing one's abilities, name-calling, and/or damaging one's relationship with her or his friends or family.

1. Criticism/Diminishing One's Abilities

- According to Margot, she and Kevin were in her room talking. Margot was upset at how he had been treating her (breaking promises, withdrawing suddenly, avoiding her. etc.) Margot asked Kevin, "Do you hate me or something? Is this why you treat me like this? I just don't understand you." Kevin said, "You made me feel insecure. I know that you are more intelligent than I am and for some reason it really bugs me."
- According to Kevin, he would often tell Margot how he thought she was brilliant and more intelligent than him. He never meant this in a mean or hostile way.
- According to Margot, when she and Kevin first started dating in January 2013, Kevin told Margot, "You're not that small." At this point Margot was already engaging in anorexic behaviors and weighed 115 lbs. In March, during the breakup conversation, Margot asked Kevin, "Are you no longer attracted to me?" Kevin replied, " You're beautiful." This reinforced Margot's anorexic behaviors and perfectionism. When Margot was at her weakest, Kevin stopped complimenting on her appearance entirely. Kevin was aware that Margot was going into Baldwin weekly for weigh-ins and that she was struggling with her weight/body image. Throughout their relationship Margot felt pressure to be "perfect." She would often apologize to Kevin without cause and blame herself for every fight. Margot would often apologize "for needing too much." Whenever Margot and Kevin fought, Kevin would tell Margot it was her fault and would avoid any discussion of his own behavior or their relationship. Kevin would also say, "I love you, but..." throughout their conversations. Kevin would follow up "I love you's" with "I never meant that"

2. Name Calling

- According to Margot on May 11, 2014, during Kevin and Margot's last face-to-face interaction Kevin said, "I felt bad for you. You were charity."
- According to Margot, her and Kevin's relationship would oscillate between declarations of affection (trip to Madrid, "we have the rest of our lives," "I'll always be here for you," etc.) and then distance/withdrawal of affection, including exclusion. Kevin would also call Margot "pet names" such as "dear" and "love" and "Nora"-a personal inside joke between the two of them. Kevin would use affectionate language and nicknames even after saying they were "just friends."
- According to Kevin, he said the following to Margot on several occasions: "I love you, "I am your family," and "We have the rest of our lives together."

None of these were said while engaging in a romantic relationship, but were said in the context of friendship.

- According to Kevin, he never called Margot names or otherwise put her down. He never commented on her appearance other than trying to support her through her eating disorder.

3. Damaging One's relationship with Family/Friends

- According to Margot, Kevin kept the majority of their relationship from his closest friends, telling them, when they asked, that it was "too painful" to talk about. In July 2013 Kevin visited Margot in Chicago. Almost a year after the visit in May 2014, [redacted] told Margot she had a conversation with Kevin. According to [redacted], Kevin said "he didn't tell her about the relationship because he didn't want to think about it because he was so confused and stressed by it." [Redacted] also told Margot that Kevin "didn't know if he was an alcoholic but felt like you [Margot] convinced him he was. He felt like he had to say he was an alcoholic to excuse the way he treated you [Margot]. See attached
- According to Kevin, his friends were aware of the off/on relationship/friendship with Margot in which they would spend intense periods of time together and separate
- According to Margot, throughout their relationship, Kevin frequently told her she "could count on him" and that he was her family. Margot was isolated from her family and spent most of her time with Kevin and his friends. According to Margot, Kevin did not force this isolation, but his promises created an environment in which she depended on him. Margot all but stopped spending time with her own friends (with the exception of [name redacted]) and spent all of her time with Kevin and Kevin's friends.
- According to Kevin, on several occasions he would invite his friends to hang out with them as a group. Kevin recalls Margot expressing her dislike of such attempts.

4. Jealousy

- According to Margot, Kevin would become angry and jealous if he saw that someone was acting or speaking to Margot in a sexual way. He would respond by suddenly walking away from Margot or leaving her places without explanation. Neither directly confronted each other about other sexual partners.
- According to Kevin, he did not experience nor communicate any jealousy.

5. According to Margot on several occasions Kevin would talk about he and Margot's sexual activity with friends, especially [name redacted], in front of Margot. On one occasion the three of them were sitting in the dining hall and [name redacted] and

Kevin were in discussing sexual positions Kevin should try with Margot. Margot was extremely uncomfortable and voiced this to Kevin.

- Neither [name redacted] nor Kevin had any information about this allegation.

6. According to Margot, Kevin was intimately aware of Margot's bipolar one disorder and anorexia and would knowingly trigger/escalate manic episodes (whispering poem during book club night, impact of Kevin's alcohol use, etc.). Margot's weight continued to decrease throughout her relationship with Kevin.

- Kevin does not deny having knowledge of Margot's anorexia/bipolar disorders. According to Kevin, Margot would often express that she wished he were more supportive than he was being at the time. Kevin would try to be there, but would overextend himself and as a result withdrawal.
- According to [name redacted], after the breakup, he believed Kevin felt obligated to continue to talk to Margot. [Name redacted] witnessed Kevin make attempts to distance himself, but Margot would express that she needed him and Kevin would go talk to/be with her.