

Annual Security Report

2024-2025



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INTRODUCTION

Ruben's Five Star Academy (RFSA) is committed to maintaining a safe and secure campus environment for all employees and students. As a Title IV participating institution, we comply with the Clery Act and the United States Department of Education's regulations by providing an Annual Security Report (ASR) to our campus community.

This report contains safety and security policy statements, crime statistics, and information on various campus safety topics, as required by law. Our unwavering dedication to transparency and the well-being of our community is of the utmost importance to us. It is our responsibility to provide accurate information about campus crimes, security procedures, and violence prevention efforts to current students, prospective students, parents, and employees, enabling them to make informed decisions regarding their education and employment.

Annual Security Reporting

- **Reporting Period:** This report covers the preceding three calendar years, from January 1, 2021 to December 31, 2023.
- **Distribution Date:** The ASR will be made available every October 1st to all current students and employees on the school's website. Prospective students and employees will be informed about the availability of the report. *Physical copies will be made available upon request.*

Main Campus

Ruben's Five Star Academy is a distinguished institution committed to excellence in education and the provision of a safe and secure campus environment. Our academy, founded in 2015, has undergone a significant transition, moving to our new main campus location in May 2023. This move signifies our dedication to enhancing the educational experience for our students and employees.

Former Main Campus (Previous Location)

Our academy's previous main campus, located at *104 SR 60 W, Lake Wales, FL 33853*, served as a crucial part of our growing educational institution. During this time, we diligently compiled safety and security data, as required by the Clery Act and the United States Department of Education's regulations. In this Annual Security Report, you will find statistics and information pertaining to this campus for the past three years (2021, 2022, and 2023) up until May 2023.

New Main Campus (Effective May 2023)

In May 2023, Ruben's Five Star Academy transitioned to our new main campus, situated at *820 Eagle Ridge Dr. Suite 346, Lake Wales, FL 33859*. This relocation represents an exciting chapter in our institution's history, and we are dedicated to upholding the highest safety standards at this new facility. To ensure a comprehensive view of our security efforts, we have included data pertaining to our new location from May to December 2023

POLICIES & PROCEDURES FOR REPORTING CRIMES AND OTHER EMERGENCIES

Reporting Crimes

All students, staff, faculty, and guests are encouraged to report crimes and emergencies to the Lake Wales Police Department (LWPD) by dialing 9-1-1 or (863) 678-4223 (non-emergency) while on campus.

In addition to reporting to local law enforcement all crimes should also be reported to the Campus Security Authority (CSA), who have the duty to report crimes committed on the school's Clery geography to the Campus Security Officer for the purpose of making Timely Warning reports and the annual statistical disclosure. In the case of RFSa, our CSA is the same as our Campus Security Officer. Students, staff, and faculty will be notified if new CSAs are appointed.

Lake Wales Police Department (LWPD)

Phone: (863) 678-4223

Emergency: 9-1-1

Campus Security Authority (CSA)/Campus Security Officer

Maximo Javier

Phone: (863) 241-0287

Email: rubens5staracademy@yahoo.com

Reporting Procedures

Individuals who want to report incidents regarding sexual harassment which includes sexual harassment, quid pro quo, sexual assault including rape, fondling, statutory rape and incest, domestic violence, dating violence, or stalking may report to the Title IX Coordinator. RFSA's Title IX coordinator also serves as the school's Campus Security Officer.

Title IX Coordinator/Campus Security Officer

Maximo Javier

Phone: (863) 241-0287

Email: rubens5staracademy@yahoo.com

Violations by students of the school's Code of Conduct and School Policies and Regulations can be reported directly to the Program Instructor or administrative personnel which include the School President, Director of Education, or Financial Aid Officer.

Violations by employees of the School's Policy and Regulations can be reported directly to the School President or Director of Education.

If criminal acts are reported to any of the administrative personnel, the information is shared with the Campus Security Officer for inclusion in the annual disclosure of crime statistics.

Timely Warnings Reporting Policies and Procedures

The issuance of timely warnings in the event of crimes or emergencies serves to notify the campus community of an immediate or potential threat to the safety and well-being of students, staff, faculty, and guests.

RFSA utilizes e-mail as the official medium through which timely warnings are issued, however text messaging may also be used, and if applicable supplemented with direct in-person communication. The names of victims will not be published, as they are confidential. The goal of issuing Timely Warnings is to enable the community to protect themselves and to aid in the prevention of similar crimes.

Timely warnings will be issued via email to all active students and all school employees for crimes or emergencies that meet the following criteria:

1. The incident has been reported to the local police and made known to the campus security authority (CSA) or reported the CSA.
2. The incident poses a serious immediate, continued, or potential threat to the safety of students, staff, faculty, or guests.
3. The crime or incident occurred on campus, in or on non-campus buildings or property owned by RFSA, or on public property that is within the campus or immediately adjacent to campus.

The message will indicate in the message header “Timely Warning” indicating it is a Timely Warning message. The Timely Warning will include information about the crime or incident that led to the necessity of the warning and any related prevention information. Crimes that may necessitate the issuance of a Timely Warning include but are not limited to the following:

- Criminal homicide (includes Murder, Nonnegligent Manslaughter, and Negligent Manslaughter)
- Sexual assault, including Rape, Fondling, Incest, and Statutory Rape
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson
- Domestic Violence
- Dating Violence
- Stalking
- Arrests or referrals for disciplinary action for liquor law violation, and weapons law violations
- Hate Crimes, including the listed above crimes or larceny-theft, simple assault, intimidation, and destruction/damage/vandalism of property (when motivated by bias), if such crime manifests evidence that the victim was intentionally selected because of the victim’s actual or perceived race, gender, religion, sexual orientation, ethnicity, or disability.

Emergency Response and Evacuation Procedures

For incidents or situations that do not meet the criteria for a Timely Warning, an Emergency Notification will be issued via e-mail communication or text communication, followed by in-person communication, if applicable, to enable campus community members to take actions to protect themselves. Such incidents or events may include but are not limited to the following:

- An outbreak of serious illness
- Approaching tornado, hurricane, or other extreme weather conditions
- Earthquake
- Gas Leak
- Fire
- Explosion
- Nearby chemical or hazardous waste spill
- Civil unrest or rioting
- Bomb Threat

To indicate the message is an Emergency Notification, the message will contain “Emergency Notification” in the header. Emergency Notifications will provide actions the affected population should take (i.e. evacuate the building, shelter in place, or avoid the area), evacuation procedures, and regular status updates. A final All-Clear message indicating the dangerous situation or significant emergency has ended will also be provided.

RFSA conducts a test of its emergency notification system at least once each year. This test is typically conducted at the beginning of the year in the Spring (January - March), whereby RFSA will send a coordinated test message via email. Subsequent tests may be conducted but are not required, such as with the commencement of a new cohort of students.

Records of each test are maintained by the Clery Compliance Officer and include a description of the test, date and time of the test, and whether the test was announced or unannounced.

As required by the Clery Act, annual tests will be scheduled, contain drills, contain exercises, be designed for assessment of emergency plans and evacuation procedures, and be designed for the evaluation of emergency plans and capabilities.

Voluntary Confidential Reporting Procedures

Individuals who want to report incidents anonymously may do so by using the school’s Suggestion Box located by the front desk, by email at rubens5staracademy@yahoo.com, or by phone at (863) 241-028. In these cases, RFSA prioritizes maintaining confidentiality. Our Campus Safety Officer will handle all reports with the utmost discretion, sharing information only with relevant school officials on a need-to-know basis. Depending on the nature of the issue reported, the reviewing officials may provide information to the applicable school officials to conduct a review and any necessary investigation.

If criminal acts are reported through the Suggestion Box, by email, or by phone the information is shared with the Campus Security Officer for inclusion in the annual disclosure of crime statistics.

CAMPUS FACILITY SECURITY & MONITORING

Programs

As part of our commitment to crime prevention and awareness, we conduct a student orientation program that incorporates crime prevention and safety awareness. Students are provided with a copy of the *Reported Crime Statistics* table located at the end of this *Annual Security Report*. All students are provided with information on preventing crimes such as theft and vehicle burglaries, how to be more aware of their surroundings, and to report any and all suspicious people and activities to school officials or the local Lake Wale Police Department.

Security and Access

At RFSA, we prioritize the safety and security of our campus facility, recognizing that a secure environment is essential for our students, employees, and clients. Our policies concerning security and access are designed to create a safe and welcoming atmosphere, with a focus on the following:

- **Front Desk Access:** Access beyond the front desk into student areas is restricted to students, employees, and staff.
- **Client Access:** Our security policies include provisions for allowing authorized guests and clients into student areas to receive services. This ensures a smooth and secure experience for everyone on our premises.

Monitoring and Recording

RFSA employs the use of security cameras, strategically placed throughout the facility, to monitor and record activities. Alongside this measure, our school educates students and employees, at the time of orientation and regularly throughout the year, on the importance of being alert and aware of their surroundings and encourages prompt reporting of any suspicious activity to school personnel.

DRUGS AND ALCOHOL

RFSA is committed to providing a safe and healthy environment for all students, faculty, and staff. Our institution maintains policies regarding the possession, use, and sale of alcoholic beverages, as well as the enforcement of state underage drinking laws and federal and state drug laws. Upon enrollment we provide information on topics regarding drug and alcohol-abuse to students as part of their Orientation Program, as required under the Drug-Free Schools and Communities Act of 1989 detailed in 34 CFR Part 86.

Programs

Students attend a mandatory full-day orientation program prior to the first day of class, where they attend a drug and alcohol abuse session. In this orientation session, students are educated on substance abuse and the importance of maintaining a drug and alcohol-free learning environment. Students are provided with the school policies and regulations on drugs and alcohol and are further educated on substance abuse, its impact on professionalism, health and wellness, and availability of resources and support at RFSA.

School Policies and Regulations

RFSA is a drug and alcohol-free campus. The use and sale of alcohol or drugs, unless prescribed by a physician for legitimate medical purposes, is strictly prohibited within the confines of RFSA. It is important to note that alcoholic beverages in public buildings are illegal, and the use or possession of illegal drugs and/or drug paraphernalia is against the law.

RFSA enforces a zero-tolerance policy regarding the use and sale of alcohol and drugs on school premises, school grounds, or during any school-related activities. Any violation of this policy will result in immediate and serious consequences, which may include, but are not limited to:

- **Immediate Termination:** Any student or employee discovered possessing, using, or engaging in the sale or manufacturing of alcohol or illegal drugs on school premises, school grounds, or during school-related activities will be subject to immediate termination.
- **Legal Consequences:** Violations of this policy may also result in legal consequences, as the use of alcohol or illegal drugs is against the law.
- **Referral for Counseling or Treatment:** RFSA is committed to the well-being of its community members. Individuals facing substance abuse issues may be referred to appropriate counseling or treatment resources to help them overcome these challenges:
 - **Tri County Human Services Inc Detox Unit**
2725 State Road 60 East, Bartow, FL 33830
Phone: (863) 533-4139
<http://www.tchsonline.org>
 - **Tri County Human Services Inc Winter Haven Outpatient**
650 Avenue K NW, Winter Haven, FL 33881
Phone: (863) 294-7900
<http://www.tchsonline.org>
 - **SAMHSA National Helpline:** 1-800-662-4357
<https://www.findtreatment.gov/>

RFSA encourages all members of the school community to actively uphold and support our drug and alcohol-free policy. If you become aware of any violations or suspicious activity related to alcohol or drugs on campus, please promptly report it to the appropriate school authorities. Your cooperation plays a crucial role in maintaining a safe and healthy environment for everyone at RFSA.

City and County Ordinances

Lake Wales City Ordinance Section 5-4. It shall be unlawful for any person to consume an alcoholic beverage or possess an open container upon any public alley, highway, right-of-way, roadway, street, public or private parking lot used by the public, public park or any other public open space except as provided in (1) and (2).

Polk County Ordinance Section 3-4(a). It shall be unlawful for any person to consume or have in his or her possession any alcoholic beverage in any open container on any public street, thoroughfare, sidewalk, except in a licensed sidewalk cafe, or on any public or semipublic parking area in the unincorporated area of Polk County, unless the owner of property defined as semipublic included in this definition [section] consents in writing to the consumption of alcoholic beverages.

Florida Statues

Florida State Statue 562.111 makes it unlawful for any person:

- Under the age of 21 years to have in his or her possession alcoholic beverages;
- To sell, give, serve, or permit to be served alcoholic beverages to a person under 21 years of age or to permit a person under 21 years of age to consume said beverages on licensed premises;
- To misrepresent or misstate his or her age or any other person for the purpose of inducing any licensee or his agents or employees to sell, give, serve, or deliver any alcoholic beverages to a person under 21 years of age.

Florida State Statue Chapter 893 states that except as authorized by this FSS 893 and FSS 499, a person may not sell, manufacture, or deliver, or possess with intent to sell, manufacture, or deliver, a controlled substance.

SEXUAL ASSAULT, DATING VIOLENCE, DOMESTIC VIOLENCE, OR STALKING

At Ruben's Five Star Academy, we are committed to maintaining a safe and respectful learning environment for all members of our community. Our institution adheres to a zero-tolerance policy regarding sexual assault, domestic violence, dating violence, and stalking. In accordance with federal regulations (34 CFR 668.46(b)(11)), we have established comprehensive policies and procedures to address these specific offenses.

Programs

As part of our commitment to prevention and awareness, we conduct a student orientation program that promotes awareness of sexual assault, domestic violence, dating violence, and stalking. This program is designed to inform our students and employees about the nature of these crimes, our institution's prohibition of such offenses, the definition of "consent" in the applicable jurisdiction, safe bystander intervention options, and risk reduction strategies.

Policies and Procedures to Follow

The institution prohibits all forms of dating violence, domestic violence, sexual assault, and stalking and is dedicated to promptly and effectively addressing allegations of such misconduct. In the unfortunate event that a crime of sexual assault, domestic violence, dating violence, or stalking occurs at RFSA the following actions must be taken:

1. Reporting:
 - Any member of the RFSA community who experiences or witnesses dating violence, domestic violence, sexual assault, or stalking is encouraged to report the incident promptly to the Title IX Coordinator or other designated school authorities.
 - Reports can be made verbally, in writing, or anonymously through designated reporting channels such as e-mail or the Suggestion Box located by the front desk.
 - The institution will provide support and resources to individuals who report such incidents, including information about medical care, counseling, and legal options.

2. Interim Measures:
 - Upon receiving a report, RFSA may implement interim measures to ensure the safety and well-being of the individuals involved and the campus community.
 - Interim measures may include, but are not limited to, no-contact orders, changes in class schedules or providing academic accommodations.

3. Investigation:

- Upon receiving a report, RFSA will promptly initiate an investigation into the allegations.
- The investigation will be conducted by an impartial investigator, ensuring fairness and confidentiality to the extent possible.

4. Disciplinary Process:

- If the investigation determines that a violation of RFSA's policies has occurred, disciplinary proceedings will be initiated against the respondent.
- The respondent will be informed of the allegations against them and provided with an opportunity to respond to the allegations in writing. They may also request a meeting to provide their response orally.
- If the respondent does not accept responsibility for the alleged violations, a disciplinary hearing will be scheduled.
 - The hearing will be conducted by a school official or panel, ensuring impartiality and fairness.
 - Both the complainant and respondent will have the opportunity to present relevant evidence and witnesses.
 - The hearing will be conducted in a manner that respects the privacy and confidentiality of all parties involved.
- After considering all evidence presented, the hearing officer or panel will determine whether the respondent is responsible for the alleged violations by a preponderance of the evidence standard.
- If the respondent is found responsible, the hearing officer or panel will impose appropriate sanctions.
 - Sanctions for violations may include suspension, expulsion, or other appropriate disciplinary actions including criminal prosecution.

5. Written Decisions:

- A written decision detailing the findings of fact, conclusions, and imposed sanctions will be provided to the respondent and complainant within a reasonable timeframe and will be stored as part of the school's permanent records.

6. Appeals:

- Both the complainant and respondent have the right to appeal against the outcome of the disciplinary process.
- Appeals must be made in writing within the specified timeframe and will be reviewed by an appellate body designated by RFSA.
- The appellate body will review the appeal based on the record of the disciplinary hearing and may uphold, modify, or overturn the decision.

Confidentiality and Support

We prioritize the confidentiality of victims and other necessary parties. All publicly available recordkeeping, including Clery Act reporting and disclosures, is completed without the inclusion of personally identifying information about the victim. We maintain the confidentiality of any accommodations or protective measures provided to victims.

Notification and Assistance

RFSA is committed to providing support to victims. We notify students and employees about the availability of counseling, mental health services, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services, both within the institution and in the community. Additionally, we provide written notification to victims about options for requesting changes to academic, living, transportation, and working situations or protective measures, regardless of whether the victim chooses to report the crime to campus police or local law enforcement.

Disciplinary Actions

The following disciplinary actions and sanctions may be imposed, as appropriate, if a person is found to have committed a sexual offense or an act of sexual violence:

- Suspension
- Expulsion
- Termination of employment

Perpetrators of crimes may also be subject to criminal prosecution.

Risk Reduction

The following strategies are taken from Rape, Abuse, & Incest Nation Network (www.rainn.org) with the intent to reduce one's risk of sexual assault or harassment:

1. Be aware of your surroundings. Knowing where you are and who is around you may help you to find a way to get out of a bad situation.
2. Try to avoid isolated areas. It is more difficult to get help if no one is around.
3. Walk with purpose. Even if you don't know where you are going, act like you do.
4. Try not to load yourself down with packages or bags as this can make you appear more vulnerable.
5. Make sure your cell phone is with you at all times and charged.

6. Have cash available for emergency situations or transportation needs.
7. Don't allow yourself to be isolated with someone you don't trust or someone you don't know.
8. Avoid putting music headphones in both ears so that you can be more aware of your surroundings, especially if you are walking alone.
9. When you go to a social gathering, go with a group of friends. Arrive together, check in with each other throughout the evening, and leave together. Knowing where you are and who is around you may help you to find a way out of a bad situation.
10. Trust your instincts. If you feel unsafe in any situation, trust that feeling. If you see something suspicious, contact law enforcement immediately (local authorities can be reached by calling 911 in most areas of the U.S.).
11. Don't leave your drink unattended while talking, dancing, using the restroom, or making a phone call. If you've left your drink alone, just get a new one.
12. Don't accept drinks from people you don't know or trust. If you choose to accept a drink, go with the person to the bar to order it, watch it being poured, and carry it yourself. At parties, don't drink from punch bowls or other large, common open containers.
13. Watch out for your friends, and vice versa. If a friend seems out of it, is way too intoxicated for the amount of alcohol they've had, or is acting out of character, get him or her to a safe place immediately.
14. If you suspect you or a friend has been drugged, contact law enforcement immediately (local authorities can be reached by calling 911 in most areas of the U.S.). Be explicit with doctors so they can give you the correct tests (you will need a urine test and possibly others).
15. If you need to get out of an uncomfortable or scary situation here are some things that you can try:
 - a. Remember that being in this situation is not your fault. You did not do anything wrong. It is the person who is making you uncomfortable that is to blame.
 - b. Be true to yourself. Don't feel obligated to do anything you don't want to do. "I don't want to" is always a good enough reason. Do what feels right to you and what you are comfortable with.
 - c. Have a code word with your friends or family so that if you don't feel comfortable you can call them and communicate your discomfort without the person you are with knowing. Your friends or family can then come to get you or make up an excuse for you to leave.

- d. Lie. If you don't want to hurt the person's feelings it is better to lie and make up a reason to leave than to stay and be uncomfortable, scared, or worse. Some excuses you could use are needing to take care of a friend or family member, not feeling well, having somewhere else that you need to be, etc.
16. Try to think of an escape route. How would you try to get out of the room? Where are the doors? Windows? Are there people around who might be able to help you? Is there an emergency phone nearby?
17. If you and/or the other person have been drinking, you can say that you would rather wait until you both have your full judgment before doing anything you may regret later.

Bystander Intervention

Bystanders play a critical role in the prevention of sexual and relationship violence. They are individuals who observe violence or witness the conditions that perpetrate violence. They are not directly involved but have the choice to intervene, speak up, or do something about it. We want to promote a culture of community accountability where bystanders are actively engaged in the prevention of violence without causing further harm. The following is information to help with bystander intervention:

- Most people want to help in difficult situations.
- Most incorrectly assume that someone else will act.
- Each bystander's sense of responsibility to help decreases as the number of witnesses increase, this phenomenon is known as Diffusion of Responsibility:
 - People may be truly concerned about the welfare of the victim.
 - People may sincerely believe that someone else will help.
 - People may believe another person is more qualified or more capable of helping.
 - **The result is that nobody speaks up, comes forward, or helps.**

What you can do:

- Watch out for your friends and fellow students/employees. If you see someone who looks like they could be in trouble or need help, ask if they are ok.
- Confront people who seclude, hit on, try to make out with, or have sex with people who are incapacitated.
- Speak up when someone discusses plans to take sexual advantage of another person.
- Believe someone who discloses sexual assault, abusive behavior, or experience with stalking.
- Refer people to the resources listed in this document for support in health, counseling, or with legal assistance.

Consent

Consent is:

- **Informed:** Consisting of an affirmative, unambiguous, conscious decision by each participant to engage in mutually agreed-upon sexual activity.
- **Voluntary:** Given without coercion, force, threats, or intimidation. Positive cooperation in the act or expression of intent to engage in the act pursuant to an exercise of free will.
- **Revocable:** Consent to some form of sexual activity does not imply consent to other forms of sexual activity. Consent must be ongoing throughout a sexual encounter and can be revoked at any time. Once consent has been revoked, sexual activity must stop immediately.

Consent is not:

- Given when a person is **incapacitated**:
 - Physical and/or mental inability to make informed, rational judgments.
 - States of incapacitation include, but are not limited to, unconsciousness, sleep, and blackouts.
 - Where alcohol or drugs are involved, incapacitation is defined with respect to how the alcohol or other drugs consumed impacts a person's decision-making capacity, awareness of consequences, and/or ability to make fully informed judgments.

A person cannot give consent if he or she is:

- Unconscious or coming in and out of consciousness.
- Under the threat of violence, bodily injury, or other forms of coercion, or if his/her understanding of the act is affected by a physical or mental impairment.

Other considerations regarding consent include:

- Silence does not equal consent.
- Lack of verbal resistance does not constitute consent.
- Lack of physical resistance does not constitute consent.
- Consent is not indefinite.
- Consent may be withdrawn at any time, and at that time all sexual activity must cease unless or until additional consent is given.
- Minors and incapacitated persons cannot give consent.
- Whether the accused knew, or a reasonable person should have known, that the complainant was incapacitated.

SEX OFFENDER REGISTRATION

The federal Campus Sex Crimes Prevention Act of 2000 and the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16921) Section 121 requires colleges and universities to issue a statement advising the campus community where state law enforcement agency information concerning registered sex offenders may be obtained. The act also requires registered sex offenders to contact the appropriate state officials and provide notice of each higher education institution in that state at which the offender/predator is employed, carries on a vocation, or is a student.

In accordance with Florida State Statute 775.21 (“The Florida Sexual Predators Act”) and Florida State Statute 943.0435, convicted sex offenders in Florida must register with the Florida Department of Law Enforcement (FDLE) within 48 hours of establishing permanent or temporary residence. The FDLE makes information concerning the presence of registered sexual offenders/predators available to local law enforcement officials and the public. It is then the responsibility of the county sheriff or the municipal police chief to make required notification to all community members of the presence of predators only (not offenders) in a manner deemed appropriate by the sheriff or police chief. It is the responsibility of the county sheriff to notify the school if an offender or predator is enrolled, employed, or carrying on a vocation at the school.

Any member of the Ruben’s Five Star Academy community who wishes to obtain further information regarding sexual offender/predators in our area may refer to the FDLE website at <https://offender.fdle.state.fl.us/offender/sops/neighborhoodSearch.jsf>, call 1-888-FL-PREDATOR (1-888-357-7332), or utilize the FDLE website searchable database at <https://offender.fdle.state.fl.us/offender/sops/search.jsf>. The FDLE searchable database may be used to find all registered sex offenders in any city, county, or zip code in the state.

ANNUAL DISCLOSURE OF CRIME STATISTICS

The statistics provided include Clery Act crime report data received from the Lake Wales Police Department (LWPD). In order to comply with this portion of the statistical reporting requirement, RFSA submits a request for Clery Act crime statistics from the appropriate law enforcement agency, and follow-up contact to ensure a reasonable, good-faith effort is completed in the collection of required statistics. This is completed on an annual basis with requests to the local law enforcement agency via email to their records division.

Clery Act Geography

- **On-Campus:** (1) Any building owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution’s educational purposes, including residence halls; and (2) Any building or property that is within or reasonably contiguous to the area

identified in section (1) of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).

- **Public Property:** All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from the campus.
- **Non-Campus:** (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) Any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

*RFSA has only one main campus. Statistics related to on-campus pertain only to the school facility. RFSA **does not have any non-campus buildings or properties** for the purpose of crime statistics reporting and is not included in the crime statistics table.*

Clery Act Crime Definitions

Criminal Offenses

- **Murder And Non-Negligent Manslaughter** - The willful (non-negligent) killing of one human being by another.
- **Manslaughter By Negligence** - The killing of another person through gross negligence.
- **Sexual Assault**
 - **Rape** - The penetration, no matter how slight, of the vagina or anus, with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim. This offense includes the rape of both males and females.
 - **Fondling** - The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
 - **Incest** - Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
 - **Statutory Rape** - Sexual intercourse with a person who is under the statutory age of consent.

- **Robbery** - The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.
- **Aggravated Assault** - An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.
- **Burglary** - The unlawful entry of a structure to commit a felony or a theft.
- **Motor Vehicle Theft** - The theft or attempted theft of a motor vehicle.
- **Arson** - Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property of another, etc.

Hate Crimes

*A **hate crime** is considered a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim.*

Although there are many possible categories of bias, under the *Clery Act*, only the following eight categories are reported:

- **Race** - A preformed negative attitude toward a group of persons who possess common physical characteristics (e.g., color of skin, eyes, and/or hair; facial features, etc.) genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind (e.g., Asians, blacks or African Americans, whites).
- **Gender** - A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender (e.g., male or female).
- **Gender Identity** - A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity (e.g., bias against transgender or gender non-confirming individuals).
- **Religion** - A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being (e.g., Catholics, Jews, Protestants, atheists).
- **Sexual Orientation** - A preformed negative opinion or attitude toward a group of persons based on their actual or perceived sexual orientation.

- **Ethnicity** - A preformed negative opinion or attitude toward a group of people whose members identify with each other, through a common heritage, often consisting of a common language, common culture (often including a shared religion) and/or ideology that stresses common ancestry.
- **National Origin** - A preformed negative opinion or attitude toward a group of persons based on their actual or perceived country of birth.
- **Disability** - A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments, whether such disability is temporary or permanent, congenital, or acquired by heredity, accident, injury, advanced age, or illness.

In conjunction with the Clery Act, hate crimes include any of the following offenses that are motivated by bias:

- **Murder and Non-Negligent Manslaughter**
- **Sexual Assault**
- **Robbery**
- **Aggravated Assault**
- **Burglary**
- **Motor Vehicle Theft**
- **Arson**
- **Larceny-Theft**
- **Simple Assault**
- **Intimidation**
- **Destruction/Damage/Vandalism of Property**

In addition to the first seven offenses that are defined above, Larceny-Theft, Simple Assault, Intimidation, and Destruction/Damage/Vandalism of Property are only included if they are hate crimes.

- **Larceny-Theft** - The unlawful taking, carrying, leading or riding away of property from the possession or constructive possession of another.
- **Simple Assault** - The unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.
- **Intimidation** - To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

- **Destruction/Damage/Vandalism of Property** - To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

Arrests and Referrals for Disciplinary Action

- **Liquor Law Violations** - The violation of state or local laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages, not including driving under the influence and drunkenness.
- **Drug Law Violations** - The violation of laws prohibiting the production, distribution and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation or importation of any controlled drug or narcotic substance. Arrests for violations of state and local laws, specifically relating to the unlawful possession, sale, use, growing, manufacturing and making of narcotic drugs.
- **Weapon Law Violations** - The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices or other deadly weapons. This classification encompasses weapons offenses that are regulatory in nature.

Violence Against Women Act (VAWA) Offenses

- **Domestic Violence** - A felony or misdemeanor crime of violence committed by:
 - A current or former spouse or intimate partner of the victim.
 - A person with whom the victim shares a child in common.
 - A person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner.
 - A person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
 - Any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
- **Dating Violence** - Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

For the purposes of this definition:

- Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.

- Dating Violence does not include acts covered under the definition of domestic violence.

For the purposes of complying with the requirements of this section and 668.41, and incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

- **Stalking** - Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:
 - Fear for the person's safety or the safety of others; or
 - Suffer substantial emotional distress.

For the purposes of this definition:

- Course of conduct means two or more acts, including, but not limited to, acts which the stalker directly, indirectly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.
- Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
- Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

Jurisdictional Definitions of VAWA Offenses

- **Domestic Violence** - Means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, false imprisonment, or any criminal offense resulting in physical injury or death of one family or household member by another family or household member.

F.S.S. §741.28(2)

- **Dating Violence** - Means violence between individuals who have or have had a continuing and significant relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on the consideration of the following factors:
 - A dating relationship must have existed within the past 6 months;
 - The nature of the relationship must have been characterized by the expectation of affection or sexual involvement between the parties; and
 - The frequency and type of interaction between the persons involved in the relationship must have included that the persons have been involved over time and on continuous basis during the course of the relationship.

F.S.S. §784.046(d)

- **Sexual Assault** - In the state of Florida, Sexual Battery means oral, anal, or vaginal penetration by, or union with, the sexual organ or another or the anal or vaginal penetration of another by any other object; however, sexual battery does not include an act done for a bona fide medical purpose.

F.S.S. §794.011(h)

- **Stalking** - A person who willfully, maliciously, and repeatedly follows, harasses, or cyberstalks another person commits the offense of stalking, a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

F.S.S. §784.048(2)

REPORTED CRIME STATISTICS

Ruben's Five Star Academy
104 SR 60 W, Lake Wales, FL 33853
(Former Location)

Offense Type	On-Campus						Public Property						Total Crimes Reported					
Criminal Offenses	2021		2022		2023*		2021		2022		2023*		2021		2022		2023*	
Murder/Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Violence Against Women Act (VAWA) Crimes																		
Criminal Offenses	2021		2022		2023*		2021		2022		2023*		2021		2022		2023*	
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Arrests (A)/Referrals (R)																		
	2021		2022		2023*		2021		2022		2023*		2021		2022		2023*	
Criminal Offenses	A	R	A	R	A	R	A	R	A	R	A	R	A	R	A	R	A	R
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Weapons Law Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

**2023 Statistic are from January 2023 through May 2023*

Continued: Ruben’s Five Star Academy, 104 SR 60 W, Lake Wales, FL 33853

Hate Crimes				Unfounded Crimes	
Offense Type	2021	2022	2023*		
Race	0	0	0	2021	No unfounded crimes.
Gender	0	0	0		
Gender Identity	0	0	0		
Religion	0	0	0	2022	No unfounded crimes.
Sexual Orientation	0	0	0		
Ethnicity	0	0	0		
National Origin	0	0	0	2023*	No unfounded crimes.
Disability	0	0	0		

**2023 Statistic are from January 2023 through May 2023*

REPORTED CRIME STATISTICS

Ruben's Five Star Academy
820 Eagle Ridge Dr. Suite 346, Lake Wales, FL 33859
(New Location)

Offense Type	On-Campus			Public Property			Total Crimes Reported											
	2021	2022	2023*	2021	2022	2023*	2021	2022	2023*									
Criminal Offenses																		
Murder/Non-negligent Manslaughter	-	-	0	-	-	0	-	-	0									
Manslaughter by Negligence	-	-	0	-	-	0	-	-	0									
Rape	-	-	0	-	-	0	-	-	0									
Fondling	-	-	0	-	-	0	-	-	0									
Incest	-	-	0	-	-	0	-	-	0									
Statutory Rape	-	-	0	-	-	0	-	-	0									
Robbery	-	-	0	-	-	0	-	-	0									
Aggravated Assault	-	-	0	-	-	0	-	-	0									
Burglary	-	-	0	-	-	0	-	-	0									
Motor Vehicle Theft	-	-	0	-	-	0	-	-	0									
Arson	-	-	0	-	-	0	-	-	0									
Violence Against Women Act (VAWA) Crimes																		
Criminal Offenses																		
Domestic Violence	-	-	0	-	-	0	-	-	0									
Dating Violence	-	-	0	-	-	0	-	-	0									
Stalking	-	-	0	-	-	0	-	-	0									
Arrests (A)/Referrals (R)																		
	2021		2022		2023*		2021		2022		2023*		2021		2022		2023*	
Criminal Offenses	A	R	A	R	A	R	A	R	A	R	A	R	A	R	A	R	A	R
Liquor Law Violations	-	-	-	-	0	0	-	-	-	-	0	0	-	-	-	-	0	0
Drug Law Violations	-	-	-	-	0	0	-	-	-	-	0	0	-	-	-	-	0	0
Weapons Law Violations	-	-	-	-	0	0	-	-	-	-	0	0	-	-	-	-	0	0

**2023 Statistic are from May 2023 through December 2023*

Continued: Ruben’s Five Star Academy, 820 Eagle Ridge Dr. Suite 346, Lake Wales, FL 33859

Hate Crimes				Unfounded Crimes	
Offense Type	2021	2022	2023*		
Race	-	-	0	2021	N/A
Gender	-	-	0		
Gender Identity	-	-	0		
Religion	-	-	0	2022	N/A
Sexual Orientation	-	-	0		
Ethnicity	-	-	0		
National Origin	-	-	0	2023*	No unfounded crimes.
Disability	-	-	0		

**2023 Statistic are from May 2023 through December 2023*