

This article provides a systematic analysis of the case law concerning student challenges to disciplinary sanctions, such as suspensions and expulsions, at public institutions of higher education (IHEs) in comparison to the corresponding case law for students at private IHEs. The selected variables included the frequency of the decisions, the states where they arose, the type of conduct, and the outcomes distribution. The leading finding was that the outcomes distribution was not significantly different for the cases arising at public as compared with private IHEs despite the added avenue of constitutional protections as the public IHEs.