

May 13, 2016

Doug Melton, Superintendent
Guymon Public Schools
801 N. Beaver, P.O. Box 1307
Guymon, Oklahoma 73942

Re: Docket # 07161033

Dear Superintendent Melton:

On November 4, 2015, the U.S. Department of Education (Department), Office for Civil Rights (OCR), received a complaint against the Guymon Public Schools (District), Guymon, Oklahoma, alleging discrimination on the basis of disability. This letter is to confirm the District has voluntarily submitted a Resolution Agreement (Agreement) to resolve this complaint.

X--- paragraph redacted ---X

OCR is responsible for enforcing:

- Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 United States Code (U.S.C.) § 794, and its implementing regulation, 34 Code of Federal Regulations (C.F.R.) Part 104. Section 504 prohibits discrimination on the basis of disability by recipients of Federal financial assistance (FFA).
- Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131, and its implementing regulation, 28 C.F.R. Part 35. Title II prohibits discrimination on the basis of disability by public entities.

As a recipient of FFA from the Department and a public entity, the District is subject to these laws. Additional information about the laws OCR enforces is available on our website at <http://www.ed.gov/ocr>.

On January 28, 2016, OCR sent notification letters to the complainant and the District, including a data request to the District. On February 16, 2016, the District provided OCR with a response to OCR's data requests. OCR also interviewed the complainant's witness, the Student's parent. On March 15, 2016, the District expressed to OCR an interest in engaging in OCR's negotiations process pursuant to Section 302 of OCR's *Case Processing Manual*.¹

¹ OCR's *Case Processing Manual* is online at <http://www2.ed.gov/about/offices/list/ocr/docs/ocrcpm.html>.

Prior to the completion of OCR's investigation, the District submitted a signed Agreement (copy enclosed) on May 12, 2016 that, when fully implemented, will address the complaint allegation.

OCR considers the allegation of this complaint resolved effective the date of this letter and will monitor the District's implementation of the Agreement. When OCR concludes the District has fully implemented the terms of the Agreement, OCR will close the complaint. If the District fails to carry out the Agreement, OCR may resume the investigation.

This letter sets forth OCR's determination in an individual OCR case. This letter is not a formal statement of OCR policy and should not be relied upon, cited, or construed as such. OCR's formal policy statements are approved by a duly authorized OCR official and made available to the public. The Complainant may have the right to file a private suit in federal court whether or not OCR finds a violation.

OCR is committed to prompt and effective service. If you have any questions, please contact XXXXXX XXXXXXXXXXXX, Staff Attorney, at (816) 268-XXXX (voice) or (877) 521-2172 (telecommunications device for the deaf), or by email at XXXXXX.XXXXXXXXXX@ed.gov.

Sincerely,

/s/ J. Earlene Gordon_____

J. Earlene Gordon,
Supervisory Attorney

Enclosure

cc: Joy Hofmeister
State Superintendent of Public Instruction