

**Resolution Agreement  
Shepherd University  
OCR Docket No. 03132287**

To resolve allegations two and three in the referenced complaint, filed with the U.S. Department of Education, Office for Civil Rights (OCR), under Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulation at 34 C.F.R. Part 104, and Title II of the Americans with Disabilities Act (Title II) and its implementing regulation at 28 C.F.R. Part 35, Shepherd University (the University) enters into this Resolution Agreement (Agreement).

The University makes the following commitments to OCR:

1. The University acknowledges its obligation under Section 504 and Title II to ensure that no qualified person with a disability shall, on the basis of disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any University program or activity.
2. By October 10, 2014, the University will xx—paragraph deleted--xx.
3. Xx—paragraph deleted--xx.

**Reporting Requirements:**

By January 15, 2015, the University will provide to OCR:

1. Xx—paragraph deleted--xx
2. Xx—paragraph deleted--xx.

The University understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further the University understands that during the monitoring of this Agreement, OCR may visit the University, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the University has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 at 34 C.F.R. 104.43(a) and Title II at 28 C.F.R. 35.130(a), which were at issue in this complaint.

The University understands that OCR will not close the monitoring of this Agreement until OCR determines that the University has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 at 34 C.F.R. 104.43(a) and Title II at 28 C.F.R. 35.130(a).

The University understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, OCR shall give the University written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

\_\_\_\_\_/s/\_\_\_\_\_  
President/Designee  
Shepherd University

\_\_\_\_\_/9/26/14\_\_\_\_\_  
Date