



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

THE WANAMAKER BUILDING, SUITE 515
100 PENN SQUARE EAST
PHILADELPHIA, PA 19107-3323

May 19, 2014

IN RESPONSE, PLEASE REFER TO: 03-13-2329

Mr. John Olsen
President
Delta Career Educational Corporation
4525 Columbus Street, Suite 101
Virginia Beach, VA 23462

Dear Mr. Olsen:

This is to notify you of the resolution of the above-referenced complaint filed with the U.S. Department of Education, Office for Civil Rights (OCR) against Berks Technical Institute (the Institute). XX XXXXX XXXXXXXX (the Complainant) alleges that the Institute discriminated against XXX on the basis of disability by failing to engage in a reasonable process to accommodate XXX request XXX X XXXX XXXXXXXXX XXXXXXXXXXXXX.

OCR enforces Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation, 34 C.F.R. Part 104. Section 504 prohibits discrimination on the basis of disability by recipients of Federal financial assistance. As a recipient of Federal financial assistance from the Department, the Institute is subject to Section 504 and its implementing regulations. Additional information about the laws OCR enforces is available on our website at <http://www.ed.gov/ocr>.

Under OCR procedures, a complaint may be resolved before the conclusion of an investigation if a recipient asks to resolve the complaint by signing a Resolution Agreement. The provisions of the Resolution Agreement must be aligned with the complaint allegations and be consistent with applicable regulations. Such a request does not constitute an admission of a violation on the part of the Institute, nor does it constitute a determination by OCR of any violation of our regulations.

Consistent with OCR's procedures, the Institute requested to resolve the complaint through a Resolution Agreement. On May 8, 2014, the Institute signed this Agreement. As is our standard practice, OCR will monitor the Institute's implementation of the Agreement, a copy of which is enclosed. Accordingly, OCR is concluding its investigation of these allegations and closing this complaint as of the date of this letter.

Under the Freedom of Information Act, it may be necessary to release this document and related correspondence and records upon request. In the event that OCR receives such a request, we will seek to protect, to the extent provided by law, personally identifiable information, which, if released, could reasonably be expected to constitute an unwarranted invasion of personal privacy. Please be advised that the Institute may not harass, coerce,

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intimidate, or discriminate against any individual because he or she has filed a complaint or participated in the complaint resolution process. If this happens, the Complainant may file another complaint alleging such treatment.

If you have any questions or concerns about our determination, please call me at (215) 656-8522.

Sincerely,

/s/

Vicki Piel
Team Leader

Enclosure

CC: XXXX XXXXXX (via email only)