



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

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

REGION III
DELAWARE
KENTUCKY
MARYLAND
PENNSYLVANIA
WEST VIRGINIA

April 17, 2014

IN RESPONSE, PLEASE REFER TO: 03142030

Dr. Nicolette DeVille Christensen, President
Arcadia University
450 S. Easton Road
Glenside, PA 19038

Dear Dr. Christensen:

This is to notify you of the resolution of the above-referenced complaint filed with the Office for Civil Rights (OCR), U.S. Department of Education (the Department), against Arcadia University (the University). The Complainant, XXXXX XXXXXXXX XXXXXXXX filing on behalf of XXXXXXXXXXXX XXXXX, (the Student), alleged that the University discriminated against the Student, on the basis of disability by:

1. failing to provide the Student with agreed-upon academic adjustments of extra time, a quiet testing location and class notes during the fall 2013 semester;
2. failing to provide the Student with due process when it informed XXX XX XXXXXXXX XX XXXX XXXX XX XXX XXXXXXXXXXXX XXXX XXX XXXXXXXXXXXX; and
3. excluding the Student from XXXXXXX XXXXXXX XXXXXXX XXXXXXXXXXX XX XXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXX XX XX XXXXXXXXXXX XX XXXX..

OCR enforces Section 504 of the Rehabilitation Act of 1973, 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 University is subject to Section 504 and its implementing regulations.

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 Voluntary Resolution Agreement (Agreement). The provisions of the Agreement must be aligned with the complaint allegations and be consistent with applicable regulations. Such a request does not constitute an admission of liability on the part of a recipient, nor does it constitute a determination by OCR of any violation of our regulations.

Consistent with OCR's procedures, the University requested to resolve the complaint through an Agreement, which was executed on April 15, 2014. Accordingly, OCR is concluding its

investigation of this complaint. A copy of the signed Agreement is enclosed. As is our standard practice, OCR will monitor the University's implementation of the Agreement.

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 University may not harass, coerce, 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.

Thank you for your cooperation in this matter. If you have any questions, please feel free to contact Meg Willoughby, Team Attorney, at (215) 656-8579, or by email at meq.willoughby@ed.gov.

Sincerely,

/S/

Vicki Piel
Supervisory Attorney
Philadelphia Office

cc: Michael J. Korolishin, Esquire
Enclosure