



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

1999 BRYAN ST., SUITE 1620
DALLAS, TX 75201-6810

REGION VI
ARKANSAS
LOUISIANA
MISSISSIPPI
TEXAS

July 1, 2014

Ref: 06142299

Dr. Donna Jurick
Vice President
St. Edward's University
3001 South Congress Avenue
Austin, TX 78704

Dear Dr. Jurick,

The United States Department of Education (Department), Office for Civil Rights (OCR), Dallas Office, has completed its investigation of the above-referenced complaint that was received by OCR on May 19, 2014, against St. Edward's University (SEU), in Austin, Texas. The complainant alleges that SEU discriminated against him based on disability (Asperger's, dyslexia) by failing to provide him, as a qualified individual with a disability, with necessary auxiliary aids at the XXXXXXXXXXXX XXXXXXXXXXXX XXXXXXX during the XXXXXXX XXXX semester.

OCR is responsible for determining whether entities that receive or benefit from Federal financial assistance from the Department or an agency that has delegated investigative authority to this Department are in compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794 (amended 1992), and its implementing regulation, at 34 C.F.R. Part 104. Section 504 prohibits discrimination on the basis of disability. SEU is a recipient of Federal financial assistance from the Department. Therefore, OCR has jurisdictional authority to process allegations of discrimination filed against SEU under Section 504.

During the course of this investigation, OCR conducted telephone conversations with the complainant and SEU. Prior to the completion of OCR's investigation, SEU informed OCR that it was interested in resolving the complaint. Section 302 of OCR's Case Processing Manual provides that the complaint may be resolved at any time when, before the conclusion of an investigation, the recipient expresses an interest in resolving the complaint. A request to resolve the complaint during the course of the investigation must be approved by the OCR Office Director or designee. The provisions of the resolution agreement will be aligned with the complaint allegations or the information obtained during the investigation, and will be consistent with applicable regulations.

On June 23, 2014, the Office Director's designee approved the request from SEU to resolve the complaint. OCR submitted a proposed resolution agreement (Agreement) to SEU and you agreed to the terms and signed the Agreement on June 30, 2014 (a copy is enclosed). OCR determined that the provisions of the Agreement are aligned with the present

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complaint allegations and properly resolves them. Furthermore, OCR accepts the Agreement as assurance that SEU will fulfill its obligation under Section 504, with respect to the complaint allegations. The dates for specific implementation and actions are detailed in the Agreement. OCR will monitor implementation of the Agreement. Please be advised that if SEU fails to adhere to the actions outlined in this Agreement, OCR will immediately resume its compliance efforts.

Effective the date of this letter, OCR is closing the investigative portion of this case. This letter should not be interpreted to address SEU's compliance with any other regulatory provision or to address any issues other than those addressed in this letter. Please be advised that the recipient 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.

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, it 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.

If you have any questions about this letter, you may contact Timothy D. Caum, Attorney, at 214-661-9648 or me, at 214-661-9600.

Sincerely,

/S/

Adriane P. Martin
General Supervisory Attorney/Team Leader
Dallas Office

Enclosure