



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

1999 BRYAN ST., SUITE 1620
DALLAS, TX 75201-6810
February 25, 2020

REGION VI
LOUISIANA
MISSISSIPPI
TEXAS

OCR Ref. No. 06201215

redacted

Superintendent of Schools
International Leadership of Texas
1820 N. Glenville Dr. #100
Richardson, TX 75081

Superintendent *redacted*:

The United States Department of Education (Department), Office for Civil Rights (OCR), has resolved the above-referenced investigation of the complaint filed against International Leadership of Texas (ILT, Recipient) in Houston, Texas. OCR received this complaint on December 30, 2019, wherein the Complainant alleged that ILT discriminated against *redacted* (the Student) on the basis of disability.

This agency 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. OCR is also responsible for enforcing Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12132, and its implementing regulation at 28 C.F.R. Part 35. Under Title II, OCR has jurisdiction over complaints alleging discrimination on the basis of disability that are filed against certain public entities, including public elementary and secondary educational institutions. ILT is a public entity and a recipient of federal financial assistance. Therefore, OCR has jurisdiction over this entity.

OCR initiated an investigation of this complaint pursuant to OCR's Rapid Resolution Process (RRP) at Section 110 of OCR's Case Processing Manual (CPM). RRP is an expedited case processing approach that can be used to resolve cases in any of OCR's statutory areas. OCR considered the following issue in RRP.

Whether ILT discriminated against the Student on the basis of disability by failing to provide regular or special education and related aids and services deemed necessary to meet the Student's individual educational needs (e.g., *redacted*) in *redacted*, and thereby denied the Student a free appropriate public education during *redacted*, in violation of Section 504 and Title II and their implementing regulations, at 34 C.F.R. § 104.33 and 28 C.F.R. § 35.130, respectively.

During the processing of this matter, OCR learned that the Student had a 504 plan in place throughout *redacted* semester. A review of the 504 plan showed that it included a related aid/service that ensured that the Student was *redacted*. On January 29, 2020, the District expressed an interest in entering a voluntary resolution agreement to resolve this complaint.

Section 110(b) of the CPM states that, “*where a recipient has indicated that it is willing to take action in the future to resolve the complaint... the complaint may be resolved by obtaining a resolution agreement, the implementation of which OCR will monitor.*” Based on the foregoing, OCR has determined that it is appropriate to resolve this complaint by obtaining a resolution agreement, the implementation of which OCR will monitor. On February 24, 2020, the Recipient submitted the enclosed signed Resolution Agreement (Agreement) to OCR. When fully implemented, the Agreement will resolve the allegations in the complaint.

This letter concludes OCR’s investigation of this complaint and should not be interpreted to address the District’s compliance with any other regulatory provision or to address any issues other than those addressed in this letter.

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. You may have the right to file a private suit in Federal court whether or not OCR finds a violation.

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, you 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, 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.

If you have any questions, please feel free to contact the attorney-investigator, *redacted*, by telephone at *redacted* or by e-mail at: *redacted*. You may also contact me by telephone at *redacted*.

Sincerely,

Melissa Malonson
Supervisory Attorney/Team Leader
Office for Civil Rights
Dallas Office

Attachment: Resolution Agreement