



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE FOR CIVIL RIGHTS -- REGION VII

August 18, 2014

Sent via email to XXXXX

XXXXXX XXXXX, XXXXX XXXXX
XXXXXX XXXXX XXXXX XXXXX
XXX XXXXX XXXXX XXXXX
XXXXXX XXXXX, XXXXX XXXXX

Re: OCR Docket # 07141086

Dear Mr. XXXXX:

On February 19, 2014, the U.S. Department of Education (Department), Office for Civil Rights (OCR), received a complaint against the Oklahoma City Public Schools (District), Oklahoma City, Oklahoma, alleging discrimination on the bases of race and disability. This letter confirms the voluntary resolution of the above-referenced complaint.

Specifically, the complainants allege the following:

1. X---paragraph redacted---X
2. X---paragraph redacted---X

OCR is responsible for enforcing:

- Title VI of the Civil Rights Act of 1964 (Title VI), 42 United States Code (U.S.C.) § 2000(d), and its implementing regulation, 34 Code of Federal Regulations (C.F.R.) 34 Part 100. Title VI prohibits discrimination on the basis of race, color, or national origin by recipients of Federal financial assistance (FFA).
- Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 United States Code (U.S.C.) § 794, and its implementing regulation at 34 Code of Federal Regulations (C.F.R.) Part 104. Section 504 prohibits discrimination on the basis of disability by recipients of FFA. The Section 504 regulation at 34 C.F.R. § 104.61, incorporates by reference the regulatory provision of Title VI of the Civil Rights Act of 1964 at 34 C.F.R. § 100.7(e), which prohibits retaliation, including intimidation, threats, coercion, or discrimination, for engaging in an activity that is protected under the laws OCR enforces. Protected activities include opposing discrimination or any act or practice made unlawful by these laws, or making a complaint, testifying, assisting,

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or participating in any manner in an investigation, proceeding, or hearing under these laws.

- Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131, and its implementing regulation at 28 C.F.R. Part 35. Title II prohibits discrimination on the basis of disability by public entities. The Title II regulation at 28 C.F.R. 35.135 also prohibits retaliation for engaging in an activity that is protected under Title II.

As a recipient of FFA from the Department and a public entity, the District is subject to Title VI, Section 504, and Title II. Additional information about the laws OCR enforces is available on our website at <http://www.ed.gov/ocr>.

Prior to the completion of OCR's investigation, the District submitted a signed Resolution Agreement (Agreement; copy enclosed) on August 18, 2014, that, when fully implemented, will address the complaint allegations.

OCR considers the allegations of this complaint resolved effective the date of this letter and will monitor the District's implementation of the Agreement. When OCR concludes the District has fully implemented the terms of the Agreement, OCR will close this complaint. If the District fails to fully implement any of the provisions in the Agreement, OCR may resume OCR's investigation.

This letter sets forth OCR's determination in an individual 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. The complainants may have the right to file a private suit in federal court whether or not OCR finds a violation.

Thank you for your assistance and efforts to resolve voluntarily this complaint. If you have any questions, please contact XXXXX XXXXX, Attorney at (816) 268-XXXX (voice) or (877) 521-2172 (telecommunications device for the deaf), or by email at XXXXX.XXXXX@ed.gov.

Sincerely,

/s/ Karl Menninger

Karl Menninger
Supervisory Attorney

Enclosure

cc: XXXXX XXXXX, XXXXX XXXXX XXXXX XXXXX XXXXX
XXXXX XXXXX XXXXX XXXXX XXXXX
(sent via email to [XXXXXX](#))