

**RESOLUTION AGREEMENT**  
**Sargent Public Schools**  
**Docket # 07-17-1258**

The U.S. Department of Education, Office for Civil Rights (OCR) and Sargent Public Schools (District), Sargent, Nebraska, enter into this Agreement (Agreement) to resolve allegations of the above-referenced complaint. This Agreement does not constitute an admission by the District of liability, noncompliance with Section 504 or Title II, or any other law enforced by OCR, or any wrongdoing. The District assures OCR that it will take the following actions to comply with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 United States Code (U.S.C.) § 794, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131.

Prior to the completion of OCR's investigation, the District agreed to resolve the issues of this investigation pursuant to Section 302 of OCR's *Case Processing Manual*. Accordingly, to resolve the issues of this investigation, the District agrees to take the following actions.

**I. RESOLUTION PROVISION**

1. By March 16, 2018, the District will send a letter to the Complainant by certified mail to the Complainant's address on file with the District to inform the Complainant that service animals are allowed on District property and in District buildings in accordance with Section 504 and Title II, subject to the policies and procedures of the District. The letter will also inform the Complainant of her right to file a complaint with the District under the District's grievance procedures if in the future the Complainant believes she has been subjected to an act of discrimination by the District concerning the use of her service animal.
2. By March 16, 2018, the District will notify District building administrators in writing that service animals are allowed on District property and in District buildings in accordance with Section 504 and Title II, subject to the policies and procedures of the District.

**II. REPORTING PROVISION**

By March 23, 2018, the District will provide OCR with a copy of the letter the District sent to the complainant along with a copy of the mailing certification as required under item 1 of the Resolution Provisions. The District will also provide OCR with a copy of the notification provided to the District building administrators and the date the notice was given to each administrator.

### III. GENERAL PROVISIONS

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this Agreement and that all actions taken to comply with the requirements of the Agreement are subject to OCR's review and approval. Further, the District understands that during the monitoring of this Agreement, if necessary, OCR may visit the District, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the District has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 and Title II.

The District further understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 and Title II.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, however, OCR shall give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

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Superintendent  
Sargent Public Schools

February 23, 2018  
Date