



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

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REGION VII
KANSAS
MISSOURI
NEBRASKA
OKLAHOMA
SOUTH DAKOTA

July 19, 2018

SENT VIA EMAIL

XXXXXX XXXX, XXXXXXXX
XXXXXXXX XXXXXX XXXXXX
XXXX XXXXXXXX XXXXXX
XXXXX, XXXXXXXX XXXXX

Re: Ladue School District
OCR Case Number: 07-18-1096

Dear XX XXXX:

On February 7, 2018, the U.S. Department of Education (Department), Office for Civil Rights (OCR), received a complaint alleging discrimination on the basis of disability by the Ladue School District (District), St. Louis, Missouri. This letter is to confirm that the District has voluntarily entered into an agreement to resolve this complaint.

The Complainant alleged the District discriminated against her son (the Student) on the basis of disability by failing to appropriately evaluate the Student to determine his eligibility to receive special education or related services as well as failed to provide adequate procedural safeguards regarding the identification, evaluation, or educational placement of students who, because of disability, need or are believed to need special instruction or related services.

OCR is responsible for enforcing:

- Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 United States Code (U.S.C.) § 794, and its implementing regulation, 34 Code of Federal Regulations (C.F.R.) Part 104. Section 504 prohibits discrimination on the basis of disability by recipients of Federal financial assistance (FFA).
- Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131, and its implementing regulation, 28 C.F.R. Part 35. Title II prohibits discrimination on the basis of disability by public entities.

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

The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.

www.ed.gov

On March 26, 2018, OCR notified the District that OCR was opening this complaint for investigation, and that it had determined that this complaint could appropriately be investigated using OCR's Rapid Resolution Process (RRP). The District agreed to proceed with pursuant to that process.

On July 19, 2018, prior to the completion of OCR's investigation, the District submitted a signed Agreement (copy attached) that, when fully implemented, will address the allegations of this complaint. The Agreement provides that the District will: 1) convene a Section 504 team meeting to determine the Student's eligibility for special education or related services and the appropriate placement of the Student; 2) review and, as needed, amend its Section 504 Manual to conform with the requirements set out in the Section 504 and Title II regulations; and 3) provide training to all of its administrators and staff responsible for implementing the Section 504 Manual on compliance with Section 504.

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

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. The Complainant may have the right to file a private suit in federal court whether or not OCR finds a violation.

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 contact XXXXX XXXXXXXX, Attorney, at (XXX) XXX-XXX (voice) or (877) 521-2172 (telecommunications device for the deaf), or by email at XXXXX.XXXXXXX@ed.gov.

Sincerely,

/S/

J. Earlene Gordon
Supervisory Attorney

Attachment