

**Resolution Agreement  
Denver Public Schools  
Complaint No. 08-14-1091**

In order to resolve the open allegations in Case Number 08-14-1091, filed against Denver Public Schools (“ District”) and opened for investigation by the U.S. Department of Education, Office for Civil Rights (OCR) pursuant to Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794 (Section 504) and its implementing regulation at 34 C. F. R. part 104 and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131–65, and its implementing regulation at 28 C.F.R. part 35, the District agrees to implement the following Resolution Agreement.

During the course of OCR’s investigation, before OCR had made any findings, the District indicated its willingness to take steps necessary to ensure compliance with Section 504 and Title II. Pursuant to Section 302 of OCR’s *Case Processing Manual*, a complaint may be resolved when, before the conclusion of an investigation, a recipient expresses an interest in resolving the complaint, OCR believes that doing so is appropriate, and the remedies align with the allegations. The District’s decision to enter into this Agreement is not an admission of liability or wrong-doing, nor shall it be construed as such.

**RESOLUTION ACTION**

**1. Investigate A Complaint of Disability Harassment**

The District shall investigate the complaint it received from the Student regarding disability harassment. The investigation shall involve:

1. The application of the District’s disability harassment complaint procedures to the Student’s allegation; and
2. A written report provided to the Complainant of the investigative findings and a description of any corrective actions taken as a result of the investigation.

**REPORTING REQUIREMENT:** By August 31, 2014, the District will provide OCR with evidence that a copy of the written report was provided to the Complainant.

**2. Training Materials**

The District will provide OCR with the training materials and the name and the credentials of the District’s selected trainer prior to conducting the staff training in Term 3 of this Agreement.

Reporting Requirement: By August 31, 2014, the District will submit the materials requested in Term 2 for OCR’s review and approval.

### **3. Training**

The District will provide training to the staff at the Student's school regarding the District's disability harassment policies and procedures and review the responsibilities of staff members to implement the District's procedures.

**REPORTING REQUIREMENT:** Within 30 days of completion of the training, the District will provide OCR an outline of the training, the name and qualifications of the trainer, a copy of materials distributed at the training, and a sign in list (by name and position) of all who completed the training.

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. Further, the District understands that during the monitoring of the Agreement, if necessary, OCR may visit the District, interview District employees 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 Title VI, which were at issue in this case.

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, OCR shall give the District written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

For Denver Public Schools:

/S/

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8/6/2014

Date