

**RESOLUTION AGREEMENT**  
**EAGLE College Prep II, Inc., dba EAGLE College Prep Harmony**  
**Case Number 08-15-1092**

In order to resolve the allegation in case number 08-15-1092, filed against EAGLE College Prep II, Inc., dba EAGLE College Prep Harmony (the Recipient), and opened for investigation by the U.S. Department of Education, Office for Civil Rights (OCR), the Recipient agrees to implement this Resolution Agreement. This case was initiated pursuant Section 504 of the Rehabilitation Act of 1973 and its implementing regulation, which prohibit discrimination on the basis of disability in programs and activities funded by the U.S. Department of Education; and Title II of the Americans with Disabilities Act and its implementing regulation, which prohibit discrimination on the basis of disability by public entities.

This Agreement addresses OCR's finding that the Recipient failed to implement the Students' IEPs with regard to math services, and therefore failed to provide FAPE to the Students.

1. The Recipient will provide compensatory educational services to compensate for IEP services that cannot be documented for Student A (XXXX hours) and Student B (XXXX hours).

**REPORTING REQUIREMENTS:**

- A. By April 3, 2017, the Recipient will submit a plan for providing the compensatory services to the students to OCR for review and approval.
  - B. Within 60 days after OCR approves the plan, the Recipient will provide OCR documentation demonstrating that it has implemented the plan (i.e., documentation that it provided the services; documentation that funds were provided to the complainant to obtain services for the students; or documentation that an outside provider was contracted to provide the services).
2. The Recipient will provide training on the requirements of Section 504 to all administrative and certificated regular and special education staff involved in identifying, evaluating, making educational placement decisions for and providing educational services to students with disabilities. The training will include:
    - a. an explanation of the Recipient's obligations under Section 504 with respect to providing a free appropriate public education to each student with a disability;
    - b. an overview of the Recipient's policies and procedures or implementing Section 504;
    - c. appropriate guidance with respect to what steps each staff must take to implement the Recipient's Section 504 policies, procedures;

- d. a statement that each service identified in a student's IEP or Section 504 plan as necessary to meet a student's disability-related education needs must be provided and is not discretionary;
- e. an explanation of Section 504's prohibition of retaliation and intimidation;
- f. the name and location of the Recipient's Section 504 coordinator and of the staff person in each building to contact for questions concerning how to implement the Recipient's Section 504 policies and procedures.

**REPORTING REQUIREMENT:**

- A. By April 3, 2017, the Recipient will submit to OCR for review and approval the proposed training materials, along with the name and credentials of the training provider.
- B. Within 60 days of the date OCR approves the training materials, the Recipient will provide OCR documentation demonstrating completion of the training for the required staff, including a copy of the training materials, dates of training sessions, and list of persons who presented and attended the sessions, by title.

The Recipient understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further the Recipient understands that during the monitoring of this Agreement, OCR may visit the Recipient, interview staff and students and request such additional reports or data as are necessary for OCR to determine whether the Recipient has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 and Title II at 34 C.F.R. §§ 104.32-104.37, which were at issue in this case.

The Recipient understands that OCR will not close the monitoring of this Agreement until OCR determines that the Recipient has fulfilled the terms of this Agreement and is in compliance with the regulations implementing 34 C.F.R. §§ 104.32-104.37, which were at issue in this case.

The Recipient 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 Recipient written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

For EAGLE College Prep II, Inc., dba EAGLE College Prep Harmony:

/s/

Name: Sarka J. White  
Title: Principal

Date: 3/7/2017