



UNITED STATES DEPARTMENT OF EDUCATION  
OFFICE FOR CIVIL RIGHTS

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DENVER, CO 80204-3582

REGION VIII  
ARIZONA  
COLORADO  
NEW MEXICO  
UTAH  
WYOMING

January 24, 2017

Ms. Karen Kordon  
Executive Director  
Camelback Academy  
7634 West Camelback Road  
Glendale, Arizona 85303

Re: Camelback Academy  
Case Number: 08-16-1426

Dear Ms. Kordon:

On August 9, 2016, the Office for Civil Rights received a complaint of discrimination filed against Camelback Academy (the Academy). The Complainant alleges that the Academy discriminated against her daughter (the Student) on the basis of disability when the Complainant was told that the Student could not continue to attend school at the Academy after August 9, 2016.

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.
- 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 Federal financial assistance from the Department and a public entity, the Academy is subject to Section 504 and Title II. Additional information about the laws OCR enforces is available on our website at <http://www.ed.gov/ocr>.

During the evaluation of this complaint, OCR confirmed that the Student was briefly enrolled at the Academy at the beginning of the 2016-2017 school year and that the Student is currently enrolled at another school. On September 2, 2016 the Academy informed OCR that it wished to resolve the complaint allegations. At that time, prior to OCR beginning its investigation or making any findings of fact, the Academy agreed to sign an Agreement which, when fully implemented, will address the issues raised.

In accordance with Section 302 of the CPM, the provisions of the Agreement signed by the Academy on January 9, 2017, are aligned with the complaint allegations and the information

obtained during OCR's evaluation, and consistent with the applicable regulations. Therefore, OCR is closing this complaint investigation effective the date of this letter. OCR, however, will actively monitor the Academy's implementation of the Agreement until the Academy fulfills the terms of the agreement and is in compliance with the statutes and regulations at issue in this case. If the Academy fails to implement the Agreement as specified, OCR may initiate administrative or judicial proceedings as described in the Agreement or resume its investigation of the initial allegations. A copy of the Agreement is enclosed.

OCR has provided written notification to the Complainant that the Academy has entered into this Agreement, and we provided the Complainant with a copy of the Agreement.

Please be advised that the Academy may not harass, coerce, intimidate, or discriminate against any individual because he or she has filed a complaint or participated in the complaint resolution process. If this happens, the Complainant may file another complaint alleging such treatment. In addition, 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. If OCR receives such a request, we will protect personal information to the extent provided by law.

If you have any questions, you may contact Allison Morris, the attorney assigned to this case, at (303) 844-2558 or by email at [allison.morris@ed.gov](mailto:allison.morris@ed.gov).

Sincerely,

/s/

Sandra J. Roesti  
Supervisory Attorney

Enclosure: Signed Resolution Agreement  
cc (without enclosure): Roger Hall, Esq., BuchalterNemer