



UNITED STATES DEPARTMENT OF EDUCATION  
OFFICE FOR CIVIL RIGHTS

400 MARYLAND AVENUE, SW  
WASHINGTON, DC 20202-1475

REGION XI  
NORTH CAROLINA  
SOUTH CAROLINA  
VIRGINIA  
WASHINGTON, DC

September 18, 2018

Dr. Eric Williams  
Superintendent  
Loudoun County Public Schools  
21000 Education Court  
Ashburn, VA 20148

RE: OCR Complaint No. 11-18-1244  
Resolution Letter

Dear Dr. Williams:

This letter is to advise you of the outcome of the complaint that the Office for Civil Rights (OCR) of the U.S. Department of Education (the Department) received on March 20, 2018, which was filed against the Loudoun County School District. The Complainant filed the complaint on behalf of a student (the Student) at XXXXX (the School).

The Complainant alleged that the Division discriminated against the Student on the basis of disability XXXXX. Specifically, the complaint alleges that the School failed to provide the Student with the following special education and/or related aids and services, as required by her Individualized Education Program (IEP), from the beginning of the 2017-2018 school year through the present:

1. Services provided by the Student's teacher for the XXXX; and
2. Accessible learning materials in all of the Student's classes, including but not limited to large print/font and high contrast materials (hard copy and electronic).

OCR enforces Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulation at 34 C.F.R. Part 104, which prohibit discrimination on the basis of disability in programs and activities that receive Federal financial assistance from the Department. OCR also enforces Title II of the Americans with Disabilities Act of 1990 (Title II) and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination against qualified individuals with disabilities by public entities, including public education systems and institutions, regardless of whether they receive Federal financial assistance from the Department. Because the Division receives Federal financial assistance from the Department and is a public entity, OCR has jurisdiction over it pursuant to Section 504 and Title II.

During the investigation, OCR reviewed documents provided by the Complainant and the Division, and interviewed the Complainant. Before OCR completed its investigation, the Division expressed a willingness to resolve the complaint, by taking the steps set out in the enclosed Resolution Agreement, pursuant to Section 302 of OCR's *Case Processing Manual*.

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



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.

Please be advised that the Division must not harass, coerce, intimidate, discriminate, or otherwise retaliate against an individual because that individual asserts a right or privilege under a law enforced by OCR or files a complaint, testifies, assists, or participates in a proceeding under a law enforced by OCR. If this happens, the individual may file a retaliation complaint with OCR.

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 seek to protect personally identifiable information that could reasonably be expected to constitute an unwarranted invasion of personal privacy if released, to the extent provided by law.

We appreciate the Division’s cooperation in the resolution of this complaint. If you have any questions, please contact Jeanette Tejada Bustos, the OCR attorney assigned to this complaint, at 202-453-6084 or [jeanette.tejadabustos@ed.gov](mailto:jeanette.tejadabustos@ed.gov).

Sincerely,

Letisha Morgan  
Team Leader, Team II  
District of Columbia Office  
Office for Civil Rights

Enclosure

cc:   XXXXXXXXXXXXXXXXXX  
      XXXXXXXXXXXXXXXXXX