



DISTRICT OF COLUMBIA
PUBLIC SCHOOLS

Office of the Chief Operating Officer

BY FIRST-CLASS MAIL

February 13, 2019



RE: Letter of Response for Grievance #2663 filed on December 10, 2018

Dear [REDACTED]

In accordance with Chapter 24 Subtitle 5-B, Section 2405 of the District of Columbia Municipal Regulations, DC Public Schools (DCPS) Comprehensive Alternative Resolution and Equity (CARE) team has completed its investigation of the above referenced grievance.

Grievance Issues

Based on a review of the information provided, the written grievance raised the following issues under the jurisdiction of this office:

1. On December 10, 2018, it was reported to [REDACTED] staff that [REDACTED] sent sexually explicit photos of herself to Student B. It was alleged that Student B had shown those photos to at least three other students. These allegations fall under Title IX of the Education Amendments Act of 1972 ("Title IX") which prohibits discrimination on the basis of sex.

Investigative Procedure

The investigation included interviews with the following individuals:

1. [REDACTED]
2. Student B
3. Witness #1
4. Witness #2

General Findings of Fact

The following findings of fact resulted from the investigation:

1. [REDACTED] and Student B stated that they were in a romantic relationship for approximately a month.
2. In the month of November, [REDACTED] sent Student B a picture of her breasts via Snapchat.
3. Student B reported that the photo was saved automatically to his phone. However, Snapchat does not have a feature where shared photos are automatically saved to the iPhone photo album.
4. Student B stated that he forgot the picture was in his phone until him and [REDACTED] ended their relationship.

5. While at school, Student B says that while he was deleting the photo from his phone, Witness #1 was looking at his phone and observed the photo.
6. Student B denied intentionally showing the pictures to any students.
7. Witness #1 stated that while he was eating lunch in the cafeteria, he was approached by Student B. Student B asked Witness #1 [REDACTED] Witness #1 was then shown a picture of a young woman showing her breasts. Witness #1 recognized the person in the picture as [REDACTED]
8. Witness #1 told Student B to delete the picture and to not show anyone else.
9. Witness #1 learned that Witness #2 had also seen the photo after she asked him, [REDACTED]
10. Witness #2 reported that [REDACTED] confided in her, telling her that she made a mistake by sending pictures to Student B.
11. Witness #2 approached Student B and told him to delete the photos. Student B then quickly showed the picture of [REDACTED] to Witness #2. Witness #2 described seeing [REDACTED] in the picture [REDACTED] Witness #2 noticed that background and the mirror in the photo since she has been to [REDACTED] home in the past.
12. Witness #2 attempted to take Student B's phone to delete the photos but could not correctly guess the passcode.
13. Witness #2 reported that she heard with her own ears, Student B telling other students that he possessed nude photos. Witness #2 believed he Student B was referring to photos of [REDACTED]
14. Metropolitan Police Department responded to the report on December 10, 2018 and confiscated Student B's phone. There were no nude photos found on Student B's phone. The Snapchat application was deleted from Student B's phone. Principal, [REDACTED] reported that the snapchat application had been deleted from Student B's phone.

Discussion/Conclusion

Based on this information, it is more likely than not that [REDACTED] received a nude picture of [REDACTED] and would later show the image to multiple students at [REDACTED] without consent.

As a result of this review, we have found that the incident that occurred between [REDACTED] and Student B does constitute a violation of Title IX and Chapter 25 of the District of Columbia Municipal Regulations, which governs student discipline.

DCPS has taken the following actions below to address this incident:

1. Social Worker, [REDACTED] met [REDACTED] after the incident to provide support. They also discussed the risks associated with sharing nude pictures. For more information about counseling support, please contact [REDACTED] at [REDACTED] or DCPS CARE at the number provided below.
2. Student B received a Chapter 25, Tier 3 violation for his role in sharing inappropriate content of another student with others at [REDACTED]

As the complainant, if you are not satisfied with the outcome, you have the right to file an appeal. Appeals must be submitted in writing and received within 10 calendar days of receipt of this notice. Please submit appeal requests to the Office of Integrity via U.S. Postal Mail to 1200 First St., NE, 11th Floor; Attn: CIO or via email at dcps.cio@dc.gov. You may also contact the U.S. Department of Education, Office for Civil Rights (1-800-421-3481) to report any educational discrimination.

If you have further questions, please do not hesitate to contact us at dcps.care@dc.gov or 202.442.5405.

Sincerely,



Anitra Allen-King, Director CARE

Cc: Principal
Instructional Superintendent