



DISTRICT OF COLUMBIA  
PUBLIC SCHOOLS

Office of the Chief Operating Officer

VIA FIRST-CLASS MAIL

October 14, 2020

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

RE: Letter of Response for Written Grievance #3087 filed on April 9, 2019.

Dear [REDACTED]:

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

**Grievance Issues**

We acknowledge that there has been a lapse in time since the filing of this grievance. Based on a review of the information provided, the written grievance raised the following issues under the jurisdiction of this office:

1. **5-B DCMR 2405.1 (c) and 5-B DCMR 2405.2 (e):** Where a student is a victim of bullying or harassment, including sexual harassment. It was alleged that inappropriate touching occurred between Student A and Student [REDACTED] in the restroom. Furthermore, it was alleged that Student A and Student [REDACTED] came out of the restroom stall with their pants pulled down. These allegations fall under Federal Title IX Law of the Education Amendment of 1972 ("Title IX"). Title IX prohibits discrimination on the basis of sex which includes sexual harassment and sexual violence

**Review Procedure**

The review included interviews with the following individuals:

1. Parent A, Parent of Student A
2. Parent [REDACTED], of Student [REDACTED]
3. [REDACTED], Teacher at [REDACTED]

DCPS CARE was not given consent to interview Student A or Student [REDACTED]

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The review also included a review of the following documents which were either submitted by the complainant, submitted by the school, or accessible via DCPS data systems:

1. A Review of ASPEN-DCPS' record keeping database
2. A Review of the Student Behavior Tracker (SBT)-DCPS' behavior monitoring database
3. Written Statement from Teacher [REDACTED]
4. Student A's safety plan

### **General Findings of Fact**

The following findings of fact resulted from the review:

1. [REDACTED], Teacher at [REDACTED] reported they went into the restroom to look for Student [REDACTED], upon entering the restroom they saw Student A coming from under the stall with their pants down.
2. Teacher [REDACTED] reported that after beating on the door of the stall, they saw Student [REDACTED] in the stall with their pants down.
3. Student A and Student [REDACTED] were taken to the office and admitted they both had their pants down and that Student [REDACTED] told Student A to meet them in the restroom and asked Student A to sit on their lap.
4. The next day Student [REDACTED] recanted their and told Teacher [REDACTED] they didn't ask Student A to sit on their lap with their pants down.
5. Student A was in the [REDACTED] grade and Student B was in the [REDACTED] grade at the time of the alleged incident.
6. DCPS CARE was not given consent to interview Student A.
7. DCPS CARE was not given consent to interview Student [REDACTED]

### **Discussion/Conclusion**

As a result of this review, DCPS has found the following:

1. **5-B DCMR 2405.1 (c) and 2405.2 (e)** is substantiated. According to Teacher [REDACTED], upon initial questioning both Student A and Student [REDACTED] admitted that Student [REDACTED] asked Student A to meet Student [REDACTED] in the restroom and to sit on their lap with both student's pants down. During the time of the alleged incident, Student [REDACTED] was in the [REDACTED] grade and Student A was in the [REDACTED] grade. The grade/age differential determined that this conduct is sufficiently severe and pervasive to constitute sexual harassment.

In order to respond to your concerns and ensure that your student is supported, DCPS and [REDACTED] has taken or will take the following action:

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1. On March 19, 2019 Teacher [REDACTED] made a report to the Child and Family Services Administration (CFSA).
  2. On March 19, 2019 the parent of Student A was notified via phone.
  3. On March 19, 2019 the parent of Student [REDACTED] were notified via phone.
  4. On March 20, 2019 [REDACTED] Principal [REDACTED] created a safety plan for Student A.
  5. Student A and Student [REDACTED] were separated during the afterschool program.
  6. Student A was provided an escort for any transitions during the school day.

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, 10<sup>th</sup> Floor; Attn: CIO or via email at [dcps.cio@k12.dc.gov](mailto:dcps.cio@k12.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@k12.dc.gov](mailto:dcps.care@k12.dc.gov) or 202.442.5405.

Sincerely,



Anitra Allen, Director CARE

cc: Principal  
Instructional Superintendent