



DISTRICT OF COLUMBIA
PUBLIC SCHOOLS

Office of the Chief Operating Officer

SENT VIA EMAIL

September 1, 2020

[REDACTED]

RE: Letter of Response for Written Grievance #3138 filed on April 26, 2019

Dear [REDACTED]:

In accordance with 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 investigation of the above referenced written 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. **5-B DCMR 2405.2 (e)**: Where a student is a victim of bullying or harassment, including sexual harassment.
 - a. On April 26, 2019, DCPS CARE received an anonymous report alleging that in April 2017, [REDACTED] and Student B were involved in a “sexual incident” while in the [REDACTED] room at [REDACTED]. 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, [REDACTED]
2. Principal, [REDACTED]
3. Parent of Student B
4. Student B

DCPS CARE unsuccessfully attempted to interview [REDACTED] about the allegations raised in this grievance.

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

1. Aspen – DCPS student information database
2. Grievance Referral Form

General Finding of Fact

The following facts resulted from the review:

1. An anonymous reporter submitted a grievance stating that, “there was a sexual incident between two students in the [REDACTED] room”. The anonymous reporter named [REDACTED] and Student B as being involved and stated that this incident was not properly documented by staff at [REDACTED] at the time.
2. During a phone interview, you reported to DCPS CARE that [REDACTED]’s family wanted to “let it go.” Additionally, you reported that [REDACTED] is currently at a new school and is doing well.
3. In an interview with Student B, the student was unable to remember any details about what allegedly occurred in 2017 while in a [REDACTED] room and did not remember Student, [REDACTED]
4. Principal, [REDACTED] could not recall any details of the alleged incident.

Discussion/Conclusion

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

1. DCPS finds that **5-B DCMR Subtitle 2405.2(e)** is unable to be substantiated. As stated above, DCPS CARE was unable to speak to [REDACTED] about the allegations raised in this grievance. Additionally, Student B was unable to remember any details of the alleged incident. Based on this information, DCPS CARE is unable to conclude that a violation occurred between [REDACTED] and Student B in 2017 while at [REDACTED].

As a result of these allegations, DCPS has taken the following actions:

1. On April 26, 2019 a referral was made to Child & Family Services Agency (CFSA) and the Metropolitan Police Department.
2. Upon the start of SY 20-21, [REDACTED] will document all incidents in the Incident Response Tracker (IRT), Student Behavior Tracker (SBT).

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, 10th Floor; Attn: CIO or via email at 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 or 202-442-5405.

Sincerely,



Anitra Allen, Director CARE

cc: Principal
Instructional Superintendent