



BY EMAIL AND FIRST-CLASS MAIL

June 11, 2019



RE: Letter of Response for Grievance #3177 filed on May 10, 2019

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 May 8, 2019, you reported that Student A had you against the wall and touched your [REDACTED], [REDACTED], and [REDACTED] without your consent while at [REDACTED]. 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 A
3. Director of Student Affairs, [REDACTED]

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

1. Incident Report
2. Video recording of incident
3. Written Statement from [REDACTED]
4. Written Statement from Student A
5. Student Behavior Tracker
6. Text messages between [REDACTED] and Student A

**General Findings of Fact**

The following findings of fact resulted from the investigation:

1. On the morning of May 8, 2019, [REDACTED] and Student A agreed to meet in the conference room.
2. While in the conference room, [REDACTED] is observed to be up against a wall in the corner of the room. Student A was standing in front of [REDACTED].

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3. Student A touches [REDACTED] on her [REDACTED], [REDACTED], and [REDACTED] while she is visibly uncomfortable and attempts to shield his hand from touching her body.
  4. Student A repeatedly attempts to kiss [REDACTED].
  5. Student A puts his hands around [REDACTED]'s neck.
  6. [REDACTED] attempts to exit the corner of the room but is grabbed and put back in the corner by Student A.
  7. After the incident, [REDACTED] and Student A exchanged text messages. [REDACTED] states in the text messages, [REDACTED] and [REDACTED].
  8. Student A admits to hearing [REDACTED] say "no" approximately 3 times.
  9. In the text message conversation, Student A attempts to persuade [REDACTED] to change her story about what happened by saying, [REDACTED].

### **Discussion/Conclusion**

As a result of this review, we have found that the incident that occurred on May 8, 2019 between [REDACTED] and Student A does constitute a violation of Title IX and Chapter 25 of the District of Columbia Municipal Regulations, which governs student discipline. Student A was observed by video camera footage aggressively touching [REDACTED] on [REDACTED], kissing her, and ignored her request and attempts to have the behavior be stopped. When Student A was confronted in text messages about his behavior, he attempted to persuade [REDACTED] to falsify what happened in the room between the two of them.

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

1. Student A received a Chapter 25, Tier 5 violation as a result of this incident.
2. On May 14, 2019, a safety plan was created to support you during the remainder of your final year at [REDACTED].
3. Effective May 31, 2019, you and Student A are not permitted to be in the same classroom.
4. On May 13, DCPS offered to provide you with counseling, however you stated that this was not needed at the time. Should you seek support services, please contact DCPS CARE at the number provided below.

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

Sincerely,



Anitra Allen-King, Director CARE

Cc: Principal  
Instructional Superintendent