



BY EMAIL AND FIRST-CLASS MAIL

June 27, 2019



RE: Letter of Response for Grievance #3239 filed on May 28, 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. **5-B DCMR 2405.2(e)** Where a student is a victim of bullying or harassment, including sexual harassment.
 - a. On May 22, 2019, during [REDACTED] practice at [REDACTED], Student A inappropriately touched [REDACTED] on the [REDACTED] and [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. Witness #1
4. Teacher, [REDACTED]
5. ISS Coordinator, [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. Student Behavior Tracker
2. Written Statement from Student A
3. Written Statement from [REDACTED]

General Findings of Fact

The following findings of fact resulted from the investigation:

1. [REDACTED] and Student A both were a part of [REDACTED] which held after-school rehearsals.
2. On May 22, 2019, Student A asked [REDACTED] to step into the boys dressing room so that the two students could talk.
3. Witness #1 was also an occupant in the boys dressing room.
4. While in the boys dressing room, Student A was sitting in a chair and reached his hand to touch [REDACTED]'s [REDACTED].
5. [REDACTED] then attempted to leave the dressing room and was touched again on her buttocks by Student A.

Discussion/Conclusion

As a result of this review, we have found that the incident that occurred on May 22, 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. Based on the preponderance of the evidence, it is more likely than not that Student A touched [REDACTED]'s [REDACTED] without her consent.

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

1. On May 22, 2019, Student A received a Chapter 25, Tier 3 infraction as a result of his behavior.
2. On June 6, 2019, DCPS CARE offered to provide support services to [REDACTED]. However, you denied services stating that they were not needed at this time. Should you seek any support, 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, 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