



DISTRICT OF COLUMBIA
PUBLIC SCHOOLS

Office of the Chief Operating Officer

VIA E-MAIL AND REGULAR MAIL

July 3, 2019

[REDACTED]

RE: Letter of Response for Written Grievance #3255 filed on June 7, 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

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. You allege that Student A grabbed [REDACTED], pushed her to the ground, got on top of her and began groping her and making sexual movements on top of her. Allegedly, [REDACTED] told Student A to stop but Student A did not stop. 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. [REDACTED], Mother of [REDACTED]
2. Student [REDACTED], Student at [REDACTED]
3. [REDACTED], Father of [REDACTED]
4. [REDACTED], Principal
5. Parent B, Parent of Student B

DCPS CARE contacted the parent of Student A to request consent to interview Student A. DCPS CARE did not receive consent to interview Student A.

The review 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. Written Statement prepared by [REDACTED]
2. Student Behavior Tracker (SBT)

General Findings of Fact

The following findings of fact resulted from the investigation:

1. On March 14, 2019, [REDACTED], [REDACTED] Principal contacted Central Office regarding classrooms with defective locks/doors.
2. On May 7, 2019, Student [REDACTED] entered an unlocked classroom at [REDACTED]. No DCPS Staff were in the classroom. Student A and Student B were in the classroom.
3. Student [REDACTED] was approached by Student A who touched Student [REDACTED] in a sexual manner.

Discussion/Conclusion

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

1. DCPS finds that **5-B DCMR 2405.2 (e)** is substantiated. Student A made non-consensual sexual contact with Student [REDACTED]. While in an unsupervised classroom, Student A pushed Student [REDACTED] to the ground, got on top of her and began making gestures which emulate sexual intercourse. Student [REDACTED] told Student A to stop through words and actions. Student B was in the classroom. Student A intentionally touched Student [REDACTED] in a sexual way without her consent and with force. As such, it is found that the conduct of Student A constitutes a Title IX violation as Student [REDACTED] was subject to discrimination on the basis of sex.

In response, [REDACTED] and/or DCPS has taken or will take the following action by the due dates established below:

1. DCPS will provide Student [REDACTED] up to eight hours of independent counseling at an hourly rate not to exceed \$81.48, to be completed by December 31, 2019.
2. DCPS will provide Student A eight hours of healthy-relationship counseling by September 30, 2019.
3. [REDACTED] will provide Student B 1.5 hours of bystander-prevention counseling by September 30, 2019.
4. Chapter 25 disciplinary action was taken on May 7, 2019.
5. [REDACTED] will develop a Safety Plan for [REDACTED] by August 23, 2019. [REDACTED] will update the Safety Plan by September 11, 2019, if necessary.
6. [REDACTED] staff will receive Title IX Training by August 26, 2019.
7. By September 30, 2019, [REDACTED]'s mental health team will provide a Social Emotional Learning opportunity for all students.
8. Student A will not attend [REDACTED] beginning the 2019-2020 school year.
9. The defective door locks at [REDACTED] will be fixed by August 26, 2019.

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,

A handwritten signature in black ink, appearing to read "Anitra", with a long horizontal flourish extending to the right.

Anitra Allen-King, Director CARE

cc: Principal
Instructional Superintendent