



DISTRICT OF COLUMBIA  
PUBLIC SCHOOLS

Office of the Chief Operating Officer

BY EMAIL AND FIRST-CLASS MAIL

November 17, 2021

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

RE: Letter of Response for Grievance #4028 filed on October 7, 2020

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.
  - b. On October 2, 2021, it was reported that Student [REDACTED] touched Student A's buttocks while in the hallway at [REDACTED].

Investigative Procedure

The investigation included interviews with the following individuals:

1. Student A
2. Dean of Students [REDACTED]

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

---

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 Reporting Tool Form
2. Written Statement from Student [REDACTED]
3. Written Statement from Student A

### **Pertinent Regulatory, Policy, and Procedural Considerations**

As it relates to a student being denied the ability to participate in an assignment by another student because of their race.

1. According to The District of Columbia Human Rights Law of 1977, Title 2, Chapter 14 of the D.C. Official Code (DC Human Rights Act), § 2-1402.41. It is an unlawful discriminatory practice... for an educational institution...to deny, restrict, or to abridge or condition the use of, or access to, any of its facilities, services, programs, or benefits of any program or activity to any person otherwise qualified, wholly or partially, for a discriminatory reason, based upon...sex.”
2. According to the DCPS Notice of Non-Discrimination, DCPS does not discriminate or tolerate discrimination against...students on the basis of...sex.

### **General Findings of Fact**

The following findings of fact resulted from the investigation:

1. In an interview with DCPS CARE, Student A explained that while in the hallway near the cafeteria, Student B approached from behind and touched their buttocks and pulled their hair.
2. Dean of Students [REDACTED] met with Student [REDACTED] about the allegations. In that conversation Student [REDACTED] admitted to touching Student A’s buttocks without consent.
3. Additionally, Student [REDACTED] admitted in a written statement to “smacking” Student A’s buttocks while in the hallway.

### **Discussion/Conclusion**

**5-B DCMR 2405.2(e)** is substantiated. Student A reported that they were touched on the buttocks by Student [REDACTED] while in the hallway at [REDACTED]. In both a written statement and while speaking to school administration, Student [REDACTED] admitted to the

---

behavior. Based on the information gathered during this investigation, DCPS CARE has concluded that Student [REDACTED] touched Student A's buttocks without consent.

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

1. As a result of this incident, Student B was issued a Chapter 25 violation on October 6, 2021.
2. By November 1, 2021, [REDACTED] will appoint a staff member to follow-up with Student [REDACTED] to discuss topics related to this case such as, consent, boundaries, and appropriate school behavior.

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 Chief Integrity Officer (CIO) 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