



DISTRICT OF COLUMBIA
PUBLIC SCHOOLS

Office of the Chief Operating Officer

VIA EMAIL

November 23, 2022

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

RE: Letter of Response for Written Grievance #4340 filed on February 2, 2022

Dear [REDACTED]:

In accordance with Title 5 Education, Subtitle 5-B, Chapter 24, Subsection 2405 of the District of Columbia Municipal Regulations (DCMR), the DC Public Schools (DCPS) Comprehensive Alternative Resolution and Equity (CARE) team has completed its review of the above-referenced matter.

Grievance Issues

Based on a review of the information provided, the incident 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. It is alleged that on [REDACTED], Student [REDACTED] had non-consensual sex with Student B. These allegations took place at [REDACTED]. These allegations fall under DC Human Rights Act of 1977 which, in part, prohibits discrimination on the basis of sex (including sexual harassment).

Review Procedure

The review included interviews and emails with the following individuals:

1. Student B.
2. Student [REDACTED]
3. Aunt [REDACTED], Student [REDACTED]'s aunt.
4. Assistant Principal [REDACTED], school Assistant Principal.
5. Detective [REDACTED], DC Metropolitan Police Department (MPD).

- [REDACTED]
- [REDACTED]
7. Student B further said that Teacher [REDACTED] walked in on the two students and said [REDACTED].
[REDACTED] Student B further told the CARE Team [REDACTED].
[REDACTED]
8. When asked how they would feel around Student [REDACTED], Student B said [REDACTED].
[REDACTED] When asked why they think that, Student B answered [REDACTED].
[REDACTED]
9. On [REDACTED], the CARE Team conducted an interview with Student [REDACTED] and their Aunt [REDACTED].
[REDACTED] Asked to describe the incident, Student [REDACTED] said [REDACTED].
[REDACTED]
10. [REDACTED]
11. [REDACTED]
12. Student [REDACTED] concluded by acknowledging that when [REDACTED], they [REDACTED].
[REDACTED].
13. In an interview with the CARE Team on [REDACTED], Teacher [REDACTED] said [REDACTED].
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
14. Asked for their thoughts on the fact that there were conflicting statements from both students, Teacher [REDACTED] said {Student [REDACTED]} [REDACTED].
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

15. In an interview with the CARE Team on [REDACTED], Assistant Principal [REDACTED] said "I emailed [Detective [REDACTED]]. He's closing [the investigation]." He further said that there were no further incidents between the two students. He concluded "The sex act almost happened, but it didn't."

Discussion/Conclusion

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

1. As it relates to allegations of misconduct by Student A, DCPS CARE finds that violations of **5-B DCMR 2405.2(e)** is unable to be substantiated. It is alleged that on [REDACTED], Student [REDACTED] had non-consensual sex with Student B. Student B reported that other students pressured Student [REDACTED] and Student B to have sex. Student B reported Student [REDACTED]. Student [REDACTED] said that the encounter was mutual but the two never actually had sex, although Student [REDACTED] planned to. Teacher [REDACTED] walked in on the two students and reported that it did not appear that the students had engaged in sex but that Student [REDACTED] was giving direction to Student B. While this conduct is not appropriate, based on the conflicting reports, DCPS is unable to substantiate these allegations.

To address these allegations, [REDACTED] took the following action:

1. Notified Metropolitan Police Department (MPD) on [REDACTED].
2. Notified Child and Family Services Agency (CFSA) on [REDACTED].
3. A separation plan was put in place for the students in [REDACTED].
4. Student [REDACTED] received check-ins with Assistant Principal [REDACTED] in [REDACTED].

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