

Dr. Judith A. Evans  
Superintendent  
Medway Public Schools  
45 Holliston Street  
Medway, Massachusetts 02053

Re: Complaint No. 01-14-1142  
Medway Public Schools

Dear Superintendent Evans:

This letter is to inform you that the U.S. Department of Education (Department), Office for Civil Rights (OCR), is closing the investigative phase of the above-referenced complaint that was filed by the Complainant on behalf of two students (Students) against the Medway Public Schools (District). The Complainant alleged that during the 2013-2014 school year, the District failed to provide her with documentation concerning the Students' special education programs in her native language XXXX after she specifically requested it. OCR is closing this complaint because the District entered into a Resolution Agreement (Agreement) that resolves her allegation.

OCR accepted this complaint for investigation because the allegation falls under the jurisdiction of Title VI of the Civil Rights Act of 1964, and its implementing regulation found at 34 C.F.R. Part 100 (Title VI), which prohibit discrimination on the basis of race, color, or national origin in activities and programs that receive or benefit from Federal financial assistance from the Department. The District is subject to Title VI because it is a recipient of Federal financial assistance from the Department.

During the summer of 2014, OCR staff spoke with the Complainant and her attorney, Mr. Sean Goguen, on several occasions about this complaint, and they indicated a willingness to work with the District to find a resolution. Following the calls with them, OCR staff contacted the District's Director of Student Services, Ms. Kathleen Bernklow, to discuss the allegation the Complainant raised. In that call, Ms. Bernklow sought to resolve the Complainant's concern.

On October 14, 2014, the District, without admitting to any violations of the laws enforced by OCR, voluntarily signed the Agreement (copy enclosed), which addresses the Complainant's allegation. Based on the District's assurance that the provisions contained in the Agreement will be implemented, OCR considers the above-referenced case resolved as of the date of this letter. OCR is informing the Complainant of this resolution by concurrent letter. OCR will monitor the District's full implementation of the commitments contained in the Agreement.

This letter sets forth OCR’s determination in an individual OCR case. This letter is not a formal statement of OCR policy and should not be relied upon, cited, or construed as such. OCR’s formal policy statements are approved by a duly authorized OCR official and made available to the public. The Complainant may have the right to file a private suit in Federal court whether or not OCR finds a violation.

We would like to thank you and especially Ms. Bernklow for your time and efforts in bringing this case to resolution. If you have any questions regarding this letter, please contact OCR Senior Investigator Mary-Anne Khouhani at (617) 289-0036 or by email at [Mary-Anne.Khouhani@ed.gov](mailto:Mary-Anne.Khouhani@ed.gov), OCR Senior Attorney Nicole Merhill at (617) 289-0040 or by email at [Nicole.Merhill@ed.gov](mailto:Nicole.Merhill@ed.gov), or you may contact me at (617) 289-0111.

Sincerely,

/s/ Trina Ingelfinger for

Joel J. Berner  
Regional Director

Enclosure

Cc: Ms. Kathleen Bernklow, Director of Student Services