

Resolution Agreement
Pasadena Unified School District
OCR No. 09-13-1221

In order to resolve the issues raised under Title VI of the Civil Rights Act of 1964 (Title VI) in the above-referenced complaint filed with the U.S. Department of Education, Office for Civil Rights (OCR), and without admitting or conceding any violation of Federal law with respect to the issues raised in the complaint, Pasadena Unified School District (District) agrees to implement this agreement.

I. Actions and Reporting

- A. By September 19, 2014, the District will provide OCR with a written report including the following components:
1. An explanation of how all 7thperiod physical education students at Pasadena High School (PHS) are receiving and will receive an equitable education provided by a credentialed physical education teacher.
 2. If 7th period physical education PHS students are on an athletics team that practices during this period and are coached by a walk-on coach, the District will provide an explanation of how these athletes are graded by a credentialed teacher. The District will further confirm in writing that these students are supervised by a walk-on coach or PHS teacher through the end of the grading period.
 3. The District will provide OCR with an overview of the upcoming 2014-2015 school year 7thperiod physical education schedule and sports' programs, and the District's continuing plan to ensure an equitable education for all 7thperiod physical education students.
 4. The District may use elements from the United Teachers of Pasadena "Resolution of Grievance," dated December 3, 2013, as a framework for the above-referenced written report.
- B. The District's Human Resources Director will meet one on one with the Complainant after school no later than May 30, 2014 to discuss the following specific issues:
1. The Complainant's concerns regarding the PHS physical education program;
 2. The establishment of a means of communication whereby the Complainant can openly discuss matters of concern to him with a PHS administrator. This PHS administrator will facilitate communication between the parties and will be selected jointly by the Complainant and the Human Resources Director no later than July 1, 2014.
 3. By September 19, 2014, the District will provide OCR with a letter (carbon copy to the Complainant) explaining the means of communication established and its functionality.

II. Monitoring

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the District has fulfilled the terms of this agreement in compliance with Title VI.

The District understands that by signing this agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this agreement. Further, the District understands that during the monitoring of this agreement, if necessary, OCR may visit the District, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the District has fulfilled the terms of this agreement and is in compliance with Title VI.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, OCR shall give the District written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

_____/s/_____
Yolanda Mendoza
Chief Human Resources Officer
Pasadena Unified School District

Date 4/7/2014