

Receipt Date: 8/11/2023

Docket Number: 08-23-1632

1. Enter information about yourself

First Name: (b)(6); (b)(7)(V)

Last Name: (b)(6); (b)(7)(A)

Address: (b)(6); (b)(7)(A); (b)(7)(C)

City: (b)(6); (b)(7)(A)

State: (b)(6); (b)(7)(A)

Zip Code: (b)(6); (b)(7)(A)

Best Time to Call You: Evening

Primary Phone Number: (b)(6); (b)(7)(A); (b)(7)(C)

Alternative Phone Number: {Empty}

Your Email Address: (b)(6); (b)(7)(A); (b)(7)(C)

2. Who else can we call if we cannot reach you?

Contact's Name: (b)(6); (b)(7)(A); (b)(7)(C)

Daytime Phone Number: (b)(6); (b)(7)(A); (b)(7)(C)

Relationship to you: spouse and father to child

3. Who was discriminated against?

Yourself or Someone else Someone else?

If someone other than yourself please include:

Injured Person's Name: (b)(6); (b)(7)(A); (b)(7)(C)

Daytime Phone Number: {Empty}

Evening Phone Number: {Empty}

Relationship to You
(eg. son or daughter) son

Injured Person's Address: (b)(6); (b)(7)(A); (b)(7)(C)

City: (b)(6); (b)(7)(A)

State: (b)(6);

Zip Code: (b)(6);

4. What institution discriminated?

Institution Name: (b)(6); (b)(7)(A); (b)(7)(C)

Address: (b)(6); (b)(7)(A); (b)(7)(C)

City: (b)(6); (b)(7)(A)

State: (b)(6); (b)(7)(A)

Zip Code: (b)(6); (b)(7)(A)

School or department involved: Principal, (b)(6); (b)(7)(A) teacher, Dean all involved

5. Have you tried to resolve the complaint through the institution's grievance process, due process hearing, or with another agency?

Have you tried to resolve the complaint? No

6. Describe the discrimination

OCR enforces regulations that prohibit discrimination on the basis of race, color, national origin; sex; disability; and/or age.

(You may select more than one.)

On what basis were you discriminated against? race or color, national origin, disability, retaliation because you filed a complaint or asserted your rights

In the space provided below please describe each discriminatory action separately. For each action, you need to provide the following information: (b)(6); (b)(7)(A); (b)(7)(C)

(b)(6); (b)(7)(A); (b)(7)(C) bullied physically and emotionally. Told he was a "fucking loser" , "fucking weak," and (b)(6); (b)(7)(A); (b)(7)(C) He was (b)(6); (b)(7)(A); (b)(7)(C) 2 days later by same child. His teacher, (b)(6); (b)(7)(A); (b)(7)(C) called me several times last year to tell me my son should be (b)(6); (b)(7)(A); (b)(7)(C) He was then diagnosed with (b)(6); (b)(7)(A); (b)(7)(C) We got a 504 plan in place for him, but the bullying continued into (b)(6) grade. Students called him a (b)(6); (b)(7)(A) and said "it was impossible to be (b)(6); (b)(7)(A); (b)(7)(C) (b)(6); (b)(7)(A)

The school blamed (b)(6) for retailating. His (b)(6); (b)(7)(A); (b)(7)(C) and he came

home from school [redacted]

On [redacted] my son was [redacted] and not one teacher saw him [redacted]. They called us and [redacted] because he reacted and said he would [redacted].

[redacted] 504 plan asks for [redacted] and he is getting bullied at those periods. None of his 504 plan accommodations were met. I also emailed the teacher, principal, [redacted] and Dean several times since [redacted] on all the cases of bullying. And that [redacted] came home and told us the kids told him they were [redacted].

My child asked me if he has to [redacted]

I have been taking my son to [redacted] since he was diagnosed with [redacted] for help with big feelings and emotions. Sending him to [redacted] with these terrible bully children and inadequate school administration has made his [redacted]. I am now sending him to another [redacted] in addition to further [redacted].

I am outraged at this treatment of my son because he is [redacted] and has a 504 plan for his [redacted].

Do you have written information that you think will help us understand your complaint?
yes or no Yes

7. Your complaint must be filed within 180 days of the discriminatory action

The laws that we enforce require that complaints be filed with our office within 180 days of the alleged discriminatory event. If any of the alleged discriminatory actions took place more than 180 days before the postmark or receipt date of this complaint, you may request a waiver of the 180-day limit. When did the last act of discrimination occur?

When did the last act of discrimination occur?

Enter the date: [redacted] - 00:00

Are you requesting a waiver of the 180-day filing time limit for discrimination that occurred more than 180 days before the filing of this complaint?

Are you requesting a waiver of the 180-day filing time limit for discrimination that occurred more than 180 days before the filing of this complaint?

yes or no No

Reason for not filing complaint before 180 days: {Empty}

8. What would you like the institution to do as a result of your complaint?

What remedy are you seeking? I may file suit. I have and a very difficult future ahead due to the of my child instead of the school accommodating his 504 plan. They tried pinning him as a problem child and instead of helping him with the resources he needs. Teachers are not allowed to tell me my child should be - this is an outrage

9. Option to Participate in OCR's Early Mediation Process

I am interested in participating in early mediation: No



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

1244 SPEER BLVD., SUITE 310
DENVER, CO 80204-3582

REGION VIII

ARIZONA
COLORADO
NEW MEXICO
UTAH
WYOMING

December 18, 2023

Superintendent Franklin R. Narducci
Chandler Unified School District
1525 West Frye Road
Chandler, AZ 85224

By email only to narducci.frank@cusd80.com

Re: OCR Complaint No. 08-23-1632 - Chandler Unified District

Dear Superintendent Narducci:

On August 11, 2023, the United States Department of Education (the Department), Office for Civil Rights (OCR) received a complaint against the Chandler Unified School District (the District). The Complainant alleges that the District discriminated against her son (the Student) on the basis of sex, shared ancestry (b)(6); (b)(7)(A)), and disability. Specifically, the Complainant alleges the District discriminated:

- 1) based on sex by failing to respond promptly and effectively to her report that a classmate sexually harassed the Student in (b)(6); (b)(7)(A)),
- 2) based on the Student's national origin (shared (b)(6); (b)(7)(A)) ancestry) by failing to appropriately respond after two other classmates harassed the student in (b)(6); (b)(7)(A); (b)(7)(C)) and
- 3) based on disability by failing to comply with the provisions set forth in the Student's Section 504 plan during the (b)(6); (b)(7)(A); (b)(7)(C)) school year and the start of the (b)(6); (b)(7)(A)) school year.

OCR enforces Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. §§ 1681 *et seq.*, and its implementing regulations at 34 C.F.R. Part 106, which prohibit discrimination on the basis of sex in any education program or activity operated by a recipient of federal financial assistance from the Department; Title VI of the Civil Rights Act of 1964 (Title VI), 42 U.S.C. § 2000d *et seq.*, and its implementing regulations at 34 C.F.R. Part 100, which prohibit discrimination on the basis of race, color, and national origin by recipients of federal financial assistance from the Department; Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulations at 34 C.F.R. Part 104, which prohibit discrimination on the basis of disability by recipients of federal financial assistance; and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131 *et seq.*, and its implementing regulations at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability by public entities. Because the District receives federal financial assistance from the Department and is a public entity, OCR has jurisdiction over the District pursuant to these laws.

The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.

