



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

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REGION VIII
ARIZONA
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June 8, 2018

Mr. Chris Gdowski, Superintendent
Adams County School District 12
1500 East 128th Avenue
Thornton, Colorado 80241-2602

Via email only to chris.gdowski@adams12.org

Re: **Adams County School District 12**
OCR Case Number: 08-17-1155

Dear Superintendent Gdowski:

On July 7, 2017, Adams County School District 12 ("District") and Stargate Charter School ("School") voluntarily entered into a Resolution Agreement ("Agreement") with the Office for Civil Rights (OCR) of the U.S. Department of Education ("Department") to resolve allegations raised under Title VI of the Civil Rights Act of 1964 ("Title VI"), Section 504 of the Rehabilitation Act of 1973 ("Section 504"), and Title II of the Americans with Disabilities Act of 1990 ("Title II"), and their implementing regulations, which prohibit discrimination on the bases of race, color, and national origin by recipients of Federal financial assistance from the Department, on the basis of disability by recipients of Federal financial assistance from the Department, and on the basis of disability by public entities, respectively. The District and School (collectively "Recipients") agreed to report to us on their progress regarding implementing the Agreement.

We received the School's most recent monitoring report on May 31, 2018. This letter summarizes the School's fulfillment of the Agreement terms.

Term I: School Staff Training

In our December 7, 2017 monitoring letter, we notified the Recipients that Term I of the Agreement had been fulfilled and no further reporting was required.

Term II: Communication to School Staff

In our December 7, 2017 monitoring letter, we notified the Recipients that Term II of the Agreement had been fulfilled and no further reporting was required.

Term III: On-Going Monitoring

- A. *By January 31, 2018, the School will provide to OCR a report on all special education referrals (including both oral and written referrals, and referrals from both parents/guardians and staff) for evaluations made between July 15, 2017 and December 31, 2017. The report will include, at a minimum, for each referral:*

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

- i. A copy of the referral (including the date of the referral) and any supporting documentation;
- ii. A copy of records reflecting the decision about whether to evaluate the student for possible special education placement, the rationale for the decision, and who made the decision;
- iii. A copy of the notice to the student's parent/guardian of the decision about whether to evaluate the student; and
- iv. If the decision was made to evaluate the student, the date(s) that the evaluation was conducted.

B. The School will promptly and fully address feedback from OCR.

C. By June 30, 2018, the School will provide to OCR a report on all referrals for special education evaluations made between January 1, 2018 and May 31, 2018. The report will, at a minimum, include the content detailed in Term III(A) of this Agreement.

D. The School will promptly and fully address feedback from OCR.

In our February 14, 2018 monitoring letter, we notified the Recipients that Terms III(A) and III(B) had been fulfilled and no further reporting was required.

In its May 31, 2018 monitoring report, the School provided records for the following 12 students who were referred for an evaluation:

Student Name	Referral Date	Decision Date	Decision
[REDACTED]	Email from parent (Jan. 16, 2018)	Yes (Jan. 16, 2018)	Yes
[REDACTED]	Parent verbal request (Jan. 18, 2018)	Yes (Jan. 18, 2018)	Yes
[REDACTED]	Email from parent (Jan. 31, 2018)	Yes (Jan. 31, 2018)	No
[REDACTED]	Email from parent (Feb. 4, 2018)	Yes (Feb. 5, 2018)	No
[REDACTED]	Email from parent (Feb. 20, 2018)	Yes (Feb. 20, 2018)	Yes
[REDACTED]	MTSS process	Yes (Feb. 15, 2018)	Yes
[REDACTED]	Email from parent (Oct. 31, 2018)	Yes (Jan. 17, 2018)	Yes
[REDACTED]	Teacher referral	Yes (Dec. 7, 2017)	Yes
[REDACTED]	Parent verbal request (Jan. 9, 2018)	Yes (Jan. 8, 2018)	No
[REDACTED]	SLP referral in weekly MTSS meeting	Yes (Dec. 6, 2017)	Yes
[REDACTED]	Email from parent (Feb. 19, 2018)	Yes (Feb. 21, 2018)	Yes
[REDACTED]	Second evaluation after more data	Yes (Jan. 9, 2018)	Yes

* Kept student on Section 504 plan

Term III of the Agreement has been fulfilled and no further report is required.

Term IV: Compensatory Services

In our March 8, 2018 monitoring letter, we notified the Recipients that Term IV had been fulfilled and no further reporting was required.

All terms of the Agreement have been fulfilled and no further monitoring or reporting is required.

During the course of monitoring implementation of the Agreement, the School: (a) trained its staff and sent a memo to its staff about a variety of topics related to non-discrimination in the administration of discipline, evaluation and placement, and the provision of free appropriate public education (FAPE); (b) provided on-going reports to OCR about referrals for evaluation; and (c) provided compensatory services to the Student.

Under the Freedom of Information Act, it may be necessary to release this document and related correspondence and records upon request. If OCR receives such a request, we will protect personal information to the extent provided by law.

We appreciate the Recipients' cooperation in this matter and fulfillment of the agreement terms. If you have any questions regarding this letter, please contact the assigned attorney, Jason Langberg, at (303) 844-6299 or jason.langberg@ed.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Angela Martinez-Gonzalez". The signature is fluid and cursive, with a large initial "A" and a long, sweeping tail.

Angela Martinez-Gonzalez
Supervisory General Attorney

cc (via email): Josh Cochran, Executive Director of the School
Walt Kramarz, Deputy General Counsel for the District
William Bethke, Attorney for the School
Jacque Phillips, Attorney for the Student (with redactions)