

(b)(6); (b)(7)(C)

November 13, 2013

Page 2

PWCS has had a comprehensive Acceptable Internet Usage and Safety Policy in place for many years and provides related training to all employees who are responsible for the security of confidential student data. However, in light of this incident, the School Division is currently reviewing its policy to determine whether there are additional measures which can be taken to protect the confidentiality of School Division information.

Please contact my office directly with any questions or follow-up which your office deems appropriate. Thank you very much for any guidance you can provide on this matter.

Sincerely,

(b)(6); (b)(7)(C)

James E. Pagan, III
Division Counsel

Enclosure

- c: Prince William County School Board
Dr. Steven L. Walts, Division Superintendent
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) for Western Elementary Schools
(b)(6); (b)(7)(C) for Communications and Technology Services
(b)(6); (b)(7)(C) Acting Director, Information Technology Services
(b)(6); (b)(7)(C) Director, Risk Management and Security Services



OCT 23 2013

Wednesday, October 9, 2013

Family Policy Compliance Office
US Department of Education
400 Maryland Avenue, SW
Washington DC, 20202-4605

Dear Family Compliance Office,

I would like to request a formal officer or administrative direct contact person or entity that can review documentation and sensitive case file information for my son who is a student at (b)(6); (b)(7)(C) School.

From his entrance in 2009 and through 2013 multiple in school incidents where staff has targeted my son in several situations where my son has "disappeared" through the school without notification to custodial parent has erupted. Some of the incidents involve the presentation of court and medical documentation that the school had complied in releasing a child to a non-custodial parent without any notification to the custodial parent. These incidents resulted in a child being taken from school and a custodial parent not being given appropriate transfer notification resulting in one parent having no information and a disappeared child for prolonged periods.

Also these same incidents involve a severe parental alienation campaign, coupled with erupted emotional distress of a child, being targeted to the custodial parent but resulting from the actions of the non-custodial parent being reported to Child Protective Services in bias to one custodial parent non Native benefitting a Tribal Member non-custodial parent who has had recent threats and ties with a neighbor who is a School Board Member, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) through a application for RICO restraining order through the Navajo Nation Department of Justice.

These actions involve turning over medication management to the school which was not performed. All of these events have extensive documentation for review by incident and by entirety from 2009 - 2013. They also include student harassment and biased targeted student disciplinary measures, to compare to students in his home and class environments.

I am cc'ing a copy of this correspondence to Harry Martin, Superintendent, of whom I have made formal request for information for state and local contacts of agents or entities that would have direct supervisory enforcement and credentials to be able to review the sensitive documentation that my case file documentation would point to.

(b)(6); (b)(7)(C) targeted student.

(b)(6); (b)(7)(C)

November 6, 2013

NOV 12 2013

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-5920

RE: FERPA Violation, (b)(6); (b)(7)(C)

I am writing to file a complaint regarding the (b)(6); (b)(7)(C). It is my understanding that Federal law requires the school to follow FERPA law and not HIPAA law for student health center and counseling center records. I texted by a friend about this issue and he said that (b)(6); (b)(7)(C) is in violation of the federal law. He said should three things up and send the websites to you which I did. I looked at the (b)(6); (b)(7)(C) website and it does say it follows HIPAA law. What about FERPA law. (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

“(b)(6); (b)(7)(C) has always had privacy and patient confidentiality standards in place to ensure appropriate access or disclosure of protected health information. A federal law called the Health Insurance Portability and Accountability Act (HIPAA) now provides additional safeguards for ensuring that your health information is adequately protected. HIPAA also requires (b)(6); (b)(7)(C) to provide you with a Notice of Privacy Practices (Notice) which explains how your medical information may be used and disclosed and also explains your rights related to your medical information.”

I have no idea how my records are being used. He said that sometimes that school officials and parents can see my clinic records. How do I know if my records were illegally released under HIPAA law that was wrong and different than FERPA law. My friend texted me from another (b)(6); (b)(7)(C) campus and said they all use HIPAA law and are also all wrong. We should be entitled to money for having our medical confidentiality broken.

Also my friend pointed out that (b)(6); (b)(7)(C) does not even comply with FERPA requirements for an annual notice because it

1. Fails to say what a “legitimate educational interest” is. The website mentions it but doesn’t tell me what it means. (b)(6); (b)(7)(C)

“The right to consent to disclosures of personally identifiable information contained in the student’s education records, except to the extent that FERPA authorizes disclosure without consent. One exception which permits disclosure without prior consent of the student is

(b)(6); (b)(7)(C)

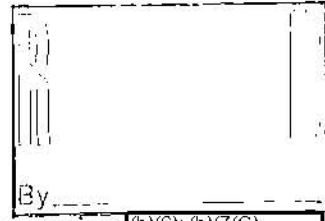
Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-4605

Dear Sir/Madam:

I am contacting the Family Compliance Office to report FERPA violations by (b)(6); (b)(7)(C). A brief explanation of each allegation is provided below, and supporting documentation is attached. If you have any questions, I will provide additional information. I appreciate your attention to this concern.

Sincerely,

(b)(6); (b)(7)(C)



Hello,

My name is (b)(6); (b)(7)(C) and I need to file a formal complaint against (b)(6); (b)(7)(C). (b)(6); (b)(7)(C) I have already spoken with Ms. Angela Johnson at the U.S. Department of Health & Human Services (ORC) in Washington D.C. Ms. Johnson was extremely concerned about what (b)(6) is doing here. She was very clear that (b)(6) is currently breaking two federal laws (HIPPA), and said that I should contact the Department of Education as you handle enforcement with schools—and give you her name, and say that this is definitely a HIPPA violation. Ms. Johnson’s email is angela.johnson3@hhs.gov.

I am including the e-mail correspondence between myself and university staff. If you would please read it through, it has all of the fine details about what (b) is unethically — and according to Ms. Johnson illegally doing. Here is a quick summary however:

(b) sent out a letter that they will automatically enroll all students in their health care program, and charge the students an extra \$560 per term (\$2,240 per year), unless individual students opt out.

The only way to opt out is to log into a Wells Fargo Website, and give them all of our existing medical insurance information, along with our private medical record numbers, student ID numbers, and associated family information in regards to our health plans.

Again, this information is being required by the university, to be turned over to Wells Fargo Bank, in order to **not** buy insurance from them.

I tried for a month to correspond with (b)(6); about another option for opting out, that did not violate my rights to HIPPA & FERPA privacy, and was repeatedly refused by university staff; specifically (b)(6); (b)(7)(C) (Executive Director of Student Health and Counseling at (b)).

My contact information is as follows:

(b)(6); (b)(7)(C)

Sincerely,

(b)(6); (b)(7)(C)

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-5920

OCT 28 2013

Dear Sir or Madam:

My name is (b)(6); (b)(7)(C) and I am writing to express a complaint against (b)(6); (b)(7)(C) College (b)(6); (b)(7)(C) in Indianapolis IN on behalf of my son, (b)(6); (b)(7)(C), and me.

My 19 year-old sons have been enrolled at that campus since June 2013. He started classes there 8/12/13.

(b)(6); (b) lives at home and presently has an S 504 Education Plan in place due to moderate A.D.H.D. It is critical to (b)(6); (b)(7) educational success that I, as his custodial parent, am included in communication regarding his educational and financial information.

In the three months that (b)(6); (b)(7)(C) has been at (b)(6); (b)(7)(C) taking classes, I have found it exruciatingly difficult to have a productive conversation regarding (b)(6); (b) accounts. This is especially true when I have talked to a number of representatives on their (b)(6); (b)(7) Financial Aid line. They continually recite F.E.R.P.A. protection of my son's personal information.

(b)(6); (b)(7)(C) signed a release of information waiver several months ago; I continue to have a very difficult time getting a professional to answer my questions about aid. I applied for a Federal Parent plus Loan on 8/12/13. Following multiple calls, (b)(6); (b) could not/would not tell me if (b)(6); (b) aid had dropped into his account. As an authorized user of (b)(6); (b)(7) Campus Connect on-line student account, I could see that the funds had dropped into the account, but no transaction was dated or explained. (b)(6); (b) confirmed this with a Financial Aid Clerk on campus 10/14/13. As of last Friday, they owe me a refund of \$522, yet still withdrew \$321.54 out my personal checking account 10/21. To date, (b)(6); (b) account is overpaid by \$848, and (b)(6); (b) owes me a personal refund immediately.


This morning, I called and talked to an individual named "(b)(6); (b)(7)(C)" on the (b)(6); (b)(7)(C) Line. He would not answer my questions. He put me on hold two times to ask his supervisor permission to give me the appropriate (b)(6); (b)(7)(C) campus number to call to reach the Bursar's office. Neither, (b)(6); (b)(7)(C) nor his anonymous supervisor, would give me their employee ID or last names for my records. When I called the Bursar's office, neither (b)(6); (b)(7)(C) nor her supervisor, (b)(6); (b)(7)(C), would answer my financial aid questions until they spoke to (b)(6); (b)(7)(C). I woke my son up, on his day off from school, so he could give me verbal permission to talk to these (b)(6); (b)(7)(C) "professionals". Then, and only then, would they give us information.

I was told by (b)(6); (b)(7)(C) that I would have to drive 20 miles to the (b)(6); (b)(7)(C) and present a photo ID before they could give me information on (b)(6); (b)(7) accounts. He cited FERPA several times during our conversation. It's absolutely ridiculous that an institution of higher learning, or your department, would expect that of me as a concerned and involved parent. (b)(6); (b)(7)(C) also told me that their waiver stated I needed to do this. No one at (b)(6); (b)(7)(C) even sent me a copy of the waiver that my young son signed.

consumers. I do not believe that FERPA was intended to interrupt communications between parent-student and learning institution; but that's precisely what is happening.

Thanks for your immediate time and attention to this matter.

(b)(6); (b)(7)(C)



OCT 28 2013

10/23/2013

Dear Ms. [REDACTED]

As per our conversation enclosed please find the last page of my email conversation with [REDACTED] the director of student services, and her final response. I feel that my rights have been violated. Your attention to this matter would be greatly appreciated.

Thank you [REDACTED]

(b)(6); (b)(7)(C)



(b)(6); (b)(7)(C)

October 31, 2013

NOV 12 2013

Family Policy Compliance Office
U. S. Department of Education
400 Maryland Avenue, SW
Washington, D. C. 20202-8520

**Re: Family Education Rights and
Privacy Act (FERPA)**
Student: (b)(6); (b)(7)(C)
School District: North Schuylkill
Address: 15 Academy Lane, Ashland, PA 17921
Phone #: (b)(6); (b)(7)(C)
Dates of Violation: May 2013; October 2013

To Whom It May Concern:

On or about late May of 2013, I was informed by the (b)(6); (b)(7)(C) School Principal, (b)(6); (b)(7)(C), that there was an incident which occurred at the (b)(6); (b)(7)(C) school building regarding the above-named child, my son, (b)(6); (b)(7)(C). On this date, as every day, the children at the (b)(6); (b)(7)(C) School, upon departing the bus, gather in the (b)(6); (b)(7)(C) school gymnasium and await the dismissal bell to proceed to their classrooms. The grades that assemble in the gymnasium are (b)(6); (b)(7)(C) through (b)(6). At the time, the student, (b)(6); (b)(7)(C), was in (b)(6) grade and was sitting with his friends awaiting dismissal.

Two days prior to this event, there was a bomb threat at the junior/senior school as well as at another local school district. (b)(6); (C) has an older brother who attends the (b)(6); (b)(7)(C). It should be noted that (b)(6); (b)(7)(C) has a Grade Point Average of approximately 4.1, is a Distinguished Honor student who received the Presidential Gold Award, and has been involved in wrestling and cross country for several years. He has never had a disciplinary infraction while in school.

On this date, a child went to the monitoring teacher, (b)(6); (b)(7)(C), and stated that he believed (b)(6); (b)(7)(C) made a statement in conversation that he overheard about the possibility of a bomb being in his book bag. At this time, (b)(6); (b)(7)(C) called (b)(6); (b)(7)(C) to the front of the entire student body of 850 children and ostracized and questioned him as to whether or not he indeed had a bomb in his bag. (b)(6) immediately told the teacher that he had no idea what she was talking about. (b)(6); (b)(7)(C) response to (b)(6) was that he could explain it to the Police Department and that "planes get landed for such threats."

Family Policy Compliance Office

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October 31, 2013

My son was held at bay in front of the entire student body as he cried for approximately seven minutes until each and every student was dismissed and paraded in front of him while exiting the gymnasium.

The matter was then investigated by the Principal, (b)(6); (b)(7)(C) whereby the student with whom (b)(6) was speaking was called to the office and stated that (b)(6) had not made a threat nor had he stated that he had a bomb in his bag. Both children were simply talking about the bomb threats they read in the newspaper and heard about from their siblings. The child who had made the complaint, upon further investigation, also agreed that (b)(6) could have been talking about past events.

(b)(6) was cleared by the District of any wrongdoing. A meeting took place with myself, my son, (b)(6) and the Principal whereby (b)(6); (b)(7) admitted as to what she had done in falsely imprisoning my son in front of the entire student body. She could offer no explanation as to why she terrorized him in this fashion. I am unclear at this time as to what, if any, disciplinary action was taken with regard to (b)(6); (b)(7).

On or about September of 2013, (b)(6); (b)(7) as well as three other teachers, went to an Acting Board Member, (b)(6); (b)(7)(C), and complained to him about the actions of the Principal and utilized my son as an example of what (b)(6); (b)(7) felt was a lack of administrative support for her. (b)(6); (b)(7) mentioned my son's name and the scenario but never stated he was falsely accused whereby she continued to victimize and defame my son's character and reputation. The Board Member, (b)(6); (b)(7)(C), then took that information, on or about October 16, 2013, before the entire North Schuylkill School Board whereby (b)(6); (b)(7) victimized my child a second time, defaming him, and violating his privacy rights. (b)(6); (b)(7) upon receiving a phone call from me, admitted to using my son's name as well as my own and telling the School Board that my son allegedly threatened children with guns and/or bombs. This statement was false, defamatory, and completely outrageous.

On or about October 23, 2013, I had a meeting with the District to express my anger, dismay, and concern regarding the Board Member, (b)(6); (b)(7)(C), and the teacher, (b)(6); (b)(7)(C) who is clearly continuing to talk about this matter with anyone who will listen. As of this date, there has been no action taken by the District regarding the Board Member (b)(6); (b)(7) or the teacher, (b)(6); (b)(7)(C)

Family Policy Compliance Office
Page 3
October 31, 2013

At this time, I am requesting the Family Compliancy Office review this official complaint against the North Schuylkill School District, its Board Member, (b)(6), (b)(7) as well as the teacher, (b)(6), (b)(7) whereby I feel that (b)(6), (b)(7) and (b)(6), (b)(7) are in clear violation of FERPA and are a detriment to the students whom they swear to protect and educate.

Thank you for your assistance. Please proceed accordingly.

Very truly yours,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) :nw

(b)(6); (b)(7)(C)

FERPA

From: (b)(6); (b)(7)(C)
Sent: Monday, October 21, 2013 7:01 AM
To: FERPA
Subject: RE: Guidance Request from the Pennsylvania Department of Education

Good Morning Ingrid:

Do you want me to log this into EW?? Let me know☺

(b)(6); (b)(7)(C)

From: FERPA
Sent: Friday, October 18, 2013 3:59 PM
To: (b)(6); (b)(7)(C); Miles, Regina
Subject: FW: Guidance Request from the Pennsylvania Department of Education

Please log this in assigned to me for response as a request for an official opinion.
Thanks!
Inga

From: Lord, Patrick [<mailto:plord@pa.gov>]
Sent: Friday, October 11, 2013 3:49 PM
To: FERPA
Cc: Miller, Joseph (PDE)
Subject: Guidance Request from the Pennsylvania Department of Education

VIA Email

Dale King
Director, Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-5920

Dear Mr. King:

I have recently been in contact with Ingrid Breaux from your office who suggested I send an email to you seeking your guidance on this matter.

The Pennsylvania Department of Education ("PDE") seeks guidance from the Family Policy Compliance Office of the U.S. Department of Education (the "Office") concerning certain provisions of the Family Educational Rights and Privacy Act ("FERPA"). Specifically, PDE seeks the Office's guidance as to whether the release of certain statistical information concerning students' race and ethnicity, derived from student records, by PDE or public school entities pursuant to a recently enacted Pennsylvania law, would be in conflict with the provisions of FERPA in the absence of waiver or consent.

(b)(6); (b)(7)(C)

Our inquiry relates to a provision of a Pennsylvania law entitled the Disclosure of Interscholastic Athletics Opportunities Act (the "Act"), which directs each public school in Pennsylvania that offers interscholastic athletic opportunities to publicly disclose on its website a form, which discloses the number of male and female participants by race and ethnicity on each of the school's varsity, junior varsity or freshman sports team. The completed form for each school is also required to be disclosed by PDE on its website. The collection and disclosure of this statistical information concerning the race and ethnicity of student athletes was originally to begin in October 2013, but PDE has delayed implementation of this provision of the Act pending resolution of its concerns about potential conflicts with FERPA. PDE seeks the Office's guidance as to whether the public disclosure of this statistical information concerning race and ethnicity would conflict with FERPA in the absence of waiver or consent for such disclosure. In the event that the Office concludes that the disclosure of this information would conflict with FERPA, PDE seeks the Office's guidance as to whether the identity of individual students would be adequately protected by schools and PDE redacting information below certain numerical thresholds.

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

A brief description of the background of the Act and a more detailed statement of our concerns follows:

Background: The Athletics Opportunities Act

(b)(6); (b)(7)(C)

On June 30, 2012, Pennsylvania Governor Tom Corbett signed into law the Disclosure of Interscholastic Athletics Opportunities Act (the "Act"). 24 P.S. § 16-1601-C. The central purpose of the Act is to require the reporting by school entities of athletic participation, staffing, and revenues and expenses, by men's and women's teams. The Act requires PDE to create a disclosure form to be completed by each public school that offers interscholastic athletic opportunities. If implemented consistent with the Act, the form would require the school to disclose on the form among other things, the following statistical information relating to students:

(b)(6); (b)(7)(C)

Total number of students in the school:

- o Listed by gender:
 - Male students listed by race or ethnicity
 - Female students listed by race or ethnicity

Listing by gender each Varsity, JV, and Freshman athletic team for interscholastic athletic competition:

- o The total number of team members
- o The total number of male participants listed by race or ethnicity
- o The total number of female participants listed by race or ethnicity.

(b)(6); (b)(7)(C)

Other provisions of the law require the school to make detailed disclosures concerning expenditures made on behalf of individual teams, staffing levels and the number of competitions scheduled. Although the Act does not direct schools as how they are to collect the information requested, PDE has assumed that in some instances schools will obtain this data directly from student records. Each school is required to publicly disclose the completed form on its website. PDE is also required to disclose the completed form for each school on its website and make an annual report concerning this information to the state's General Assembly.

(b)(6); (b)(7)(C)

PDE's Concern with the Act

(b)(6); (b)(7)(C)

FERPA prohibits policies or practices that permit the disclosure of education records or other personally identifiable information of students without the consent of students or their parents. See 20 U.S.C. § 1232g(b)(1)-(2); 34 C.F.R. § 99.3. FERPA and the regulations adopted under FERPA use an expansive definition of "education records," stating that "education records are documents that contain information directly related to a student and are maintained by an educational institution." See 20 U.S.C. § 1232g(a)(4)(A). Education records include student names, addresses, major fields of study, grade levels, enrollment status, and dates of attendance. This term "educational records" also includes any "information that, alone or in combination, is linked or linkable to a specific student that would allow a reasonable person in the school community, who does not have personal knowledge of the relevant circumstances, to identify the student with reasonable certainty." 34 C.F.R. § 99.3. FERPA does not expressly list race or ethnicity as an education record or personally identifiable information. However, PDE has concluded that information concerning individual

(b)(6); (b)(7)(C)

students' race or ethnicity would most likely be considered an education record since such information is likely to be contained *within* a student's enrollment, academic, or other educational file.

Due to the possibility that some athletic teams may have a small number of participants, PDE is concerned that if the Act is implemented to require the disclosure of information concerning race and ethnicity, in some cases the otherwise private racial or ethnic identity of certain individual student athletes (i.e. a student record) may be "easily traceable" to specific students. Further, while it appears that the Office has provided some guidance that information may be disclosed that is otherwise "observable," PDE does not believe that race and ethnicity falls within that category.

(b)(6), (b)(7)(C)

PDE Request for Guidance

PDE seeks the Office's guidance as to whether the public disclosure of the aforementioned statistical information concerning race and ethnicity of student athletes would conflict with FERPA in the absence of waiver or consent for such disclosure. In the event that the Office concludes that the disclosure of statistical information concerning the race and ethnicity of students participating in athletics would conflict with FERPA, PDE seeks the Office's guidance as to whether the identity of individual students would be adequately protected by schools and PDE redacting all information concerning student participation for any team where less than five (5) individuals participated on a team or redacting all information concerning race and ethnicity where any one racial or ethnic group is identified with five (5) individuals or less. If your office is unable to give us guidance concerning this specific number, we would appreciate any guidance you could give us with respect to an appropriate number or range of numbers.

To date, PDE has not requested in the published form and has not published any information listing the number student-athletes on each team by race or ethnicity pending resolution of this issue.

I thank you for your assistance in this matter. If you require any further information from PDE in order to answer this inquiry, please feel free to contact me at (b)(6); (b)(7)(C)

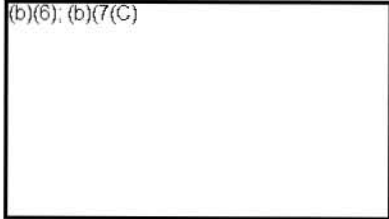
(b)(6); (b)(7)(C)

PRIVILEGED AND CONFIDENTIAL COMMUNICATION

The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any use of this information other than by the intended recipient is prohibited. If you receive this message in error, please send a reply e-mail to the sender and delete the material from any and all computers. Unintended transmissions shall not constitute waiver of the attorney-client or any other privilege.

COMPLAINT UNDER THE FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT (FERPA)

(b)(6); (b)(7)(C)



NOV 5 2013

10/20/2013

TO: Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, S.W.
Washington, D.C. 20202-4605

RE: School In Violation Of FERPA

I hereby lodge an official complaint against the school (b)(6); (b)(7)(C) (in (b)(6); (b)(7)(C) Wisconsin) for what I believe to be:

- Inappropriate maintenance of records/content**
- A violation of the Family Educational Rights and Privacy Act of 1974.**

The nature of the complaint is as checked:

[] Challenge to Record or Content

- Inaccurate
- Misleading
- Incomplete
- Inappropriate

Record challenged may be identified as:

Date challenged content discovered: 1/14/13

[] Alleged Violations of Act or Regulations

- Failure to provide notification of all rights (totally or in needed language)
- Failure to publish local access and hearing procedures

- Inappropriate person(s) grant denied access
- Failure to provide interpretation assistance as requested
- Failure to provide requested hearing
- Failure to provide uninvolved hearing officer
- Failure of hearing officer to provide written opinion within reasonable time
- Inappropriate sharing of confidential information**
- Other: _____

Date of Violation: 1/14/2013

Date Violation Discovered if different from above: _____

Other Relevant Information:

I have concerns regarding my educational records and privacy. According to the Family Education Rights and Privacy Acts (FERPA) my educational record has rights to be protected. On 1/14/2013, I was attending Advanced Nursing Clinical (b)(6); (b)(7)(C) a roster of all our names from my clinical class was passed around the classroom. Instructor, (b)(6); (b)(7)(C) wanted our e-mail/phone number next to each of our names. There was a column stating **repeat**. Across from my name in the repeat column there was a (Y), which means I am repeating this particular course because I was not successful with my first attempt at Advanced Nursing Clinical (b)(6); (b)(7)(C) I was the only student in the class with a (Y) next to their name in the repeat column. This is a violation of my rights as a student. I have the right to have control over the disclosure of personal information from my school records. I never gave consent to let my peers know that I am repeating this course. I am demanding this complaint be handled without delay. I can be reached by phone at: (b)(6); (b)(7)(C) or by email: (b)(6); (b)(7)(C) Thank you for your time.

Yours Truly,

(b)(6); (b)(7)(C)

****Contacts for (b)(6); (b)(7)(C) ****

All of these faulty members have read about this incident, but took no initiative to fix the problem. This FERPA violation was included in a three step appeal process.

(b)(6); (b)(7)(C)

October 27, 2013

Family Policy Compliance Office

U.S. Department of Education

600 Independence Avenue, SW

Washington, D. C. 20202-4605

NOV 12 2013

To U.S. Department of Education:

I'm filing a complaint against the Director, the Administration, and Student Services and all involved parties both directly and indirectly.

My name is (b)(6); (b)(7)(C) student @ (b)(6); (b)(7)(C)
start date: September 04th, 2012. Program BCT(Building & Construction) (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

The school has been negligent in my individual case, I have been given misleading counsel by "Student Service Representatives", I have been denied "Due Process of Law", as well as being discriminated against because of my age.

I'm asking the U.S. Educational Department for representation on my behalf because of fear from retaliation, which have already caused me to receive (3)three credit hrs./absentees, even when it was the negligence of "Student Services".

I'm requesting an investigation of "Student Services", immediately.

Thank the "U.S. Department of Education" for a timely response.

Sincerely,

(b)(6); (b)(7)(C)

[Redacted signature area]

October 17, 2013

NOV 12 2013

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue SW
Washington, DC 20202-5920

Dear Sir or Madame,

This letter serves as my formal complaint regarding violation of the FERPA regulations by my former supervisor, in the Collections Department, at (b)(6); (b)(7)(C) South Dakota.

As part of the training for the Collections Department, it was common for my supervisor to display student information on the board, for discussion on collection procedures. I was an employee of that department; simultaneously, I was also a student of the University. On or about March 22, 2013, in a training session for the Collections Department, my supervisor, (b)(6); (b)(7)(C) announced that she was going to "pick on me," and displayed my student financial records for her training session. My entire record, including my name, address, social security number, phone number and financial aid amounts and balances was displayed in front of all of my co-workers, without my prior knowledge or permission. I was humiliated beyond words. Afterwards, even though I brought the incident to the attention of her superiors, my supervisor was flippant and unremorseful for her actions. In fact, she continued to harass me and created such a hostile environment for me that my health began to deteriorate. I have diabetes, asthma and vasculitis, all of which are difficult to manage under normal circumstances. Ultimately, I left my employment with (b)(6); (b)(7)(C). However, the violation of my private information, and the stress and humiliation caused by it continue to stay with me. I hereby request action from your department to address this violation.

Please feel free to contact me with any questions.

Respectfully submitted,

(b)(6); (b)(7)(C)



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

400 MARYLAND AVENUE, SW
WASHINGTON, DC 20302-1475

RECEIVED
NORTH CAROLINA
SOUTH CAROLINA
VIRGINIA
WASHINGTON, DC

September 11, 2013

(b)(6); (b)(7)(C)

Re: OCR Complaint No. 11-13-1296
Notification and Partial Dismissal Letter

Dear Ms. (b)(6); (b)(7)(C)

The District of Columbia Office of the Office for Civil Rights (OCR), at the U.S. Department of Education (the Department), has completed its evaluation of the complaint we received on July 29, 2013, against Middlesex County Public Schools (the Division). You filed the complaint on behalf of your daughter (the Student), a student at (b)(6); (b)(7)(C) School (b)(6); (b)(7)(C). You discussed your allegations during phone calls with OCR on August 26 and September 5, 2013. You allege that the Division discriminated against the Student on the basis of disability (Autism Spectrum Disorder and other disabilities) when it:

1. Failed to identify the Student as a student with a disability and develop a plan to provide a free appropriate public education (FAPE) between the beginning of the 2012-2013 school year and June 2013.
2. Failed to closely supervise the Student, monitor her medical condition, and respond appropriately to seizure events throughout the 2012-2013 school year until she stopped attending school on February 26, 2013.
3. Placed the Student in the in-school suspension room, which made her feel punished, when she had anxiety attacks related to her disabilities throughout the 2012-2013 school year until she stopped attending school on February 26, 2013.
4. Delayed almost two months in starting homebound instruction after the Student stopped attending school on February 26, 2013.
5. Refused to hold another meeting to discuss your concerns about the Section 504 Plan developed in June 2013, including lack of specificity and the failure to include certain modifications you requested.
6. Failed to implement the Student's Section 504 Plan on the first day of the 2013-2014 school year, resulting in your decision to keep the Student home from school.

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

7. Shared confidential information about the Student with Division staff who did not have a need to know this information.

OCR enforces Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation, at 34 C.F.R. Part 104, which prohibit discrimination on the basis of disability in programs and activities that receive Federal financial assistance (FFA) from the Department. OCR also enforces Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131 et seq., and its implementing regulation, at 28 C.F.R. Part 35, which prohibit discrimination against qualified individuals with disabilities by public entities, including public education systems. The Division is a recipient of FFA from the Department and is a public entity, and therefore it is subject to the provisions of Section 504, Title II, and their implementing regulations.

After carefully reviewing the information you submitted, OCR made the following determinations:

Allegation 1. OCR is opening this allegation for investigation to determine whether the Division violated Section 504 and Title II by failing to identify the Student as a student with a disability and develop a Section 504 Plan in a timely manner. You told OCR that you believe the Student should qualify for an Individualized Education Program (IEP) under the Individuals with Disabilities Education Act (IDEA), but OCR cannot address the Student's eligibility for special education under IDEA because we do not enforce that law.

Allegations 2 and 3. OCR is opening these allegations for investigation, but our investigation will be limited to incidents that occurred after January 30, 2013. Generally, OCR can only investigate acts of alleged discrimination that occurred within the 180-day period before the complaint was filed. We received the complaint on July 29, 2013, so any events that occurred before January 30, 2013, are untimely. In particular, you described an incident where the Student was found in a school bathroom by other students after having a seizure and falling. The nurse's notes you provided indicate that this incident happened on October 18, 2012, more than 180 days before the complaint was filed. OCR may grant waivers of the 180-day filing requirement in certain limited circumstances. During the September 5 phone conversation, you requested a waiver because you trusted the Division's assurances that it would accommodate the Student's disabilities appropriately and you were waiting on the Division to keep its promises and resolve the problems. OCR cannot grant a waiver of the timeliness requirement on this basis. However, because you stated that the incidents continued to occur regularly up until the Student stopped attending school at the end of February, we are opening allegations 2 and 3 to investigate specific incidents after January 30.

Allegations 4-6. OCR is opening these allegations for investigation.

Allegation 7. OCR is dismissing this allegation because we do not have jurisdiction over it. Section 504 and Title II do not address the confidentiality of student records and student information. There is another federal law called the Family Educational Rights and Privacy Act (FERPA) that may be relevant to your concern. This law is enforced by a separate office within

the Department called the Family Policy Compliance Office (FPCO). For more information on FERPA and how to file a complaint with FPCO, you may visit the FPCO website at <http://www.ed.gov/policy/gen/guid/fpc/index.html> or call 1-800-USA-LEARN (1-800-872-5327). FERPA complaints may be made in writing to the following address:

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-5920

Conclusion

OCR is opening allegations 1-6 for investigation, with the limitations explained above. Please note that opening the allegations for investigation in no way implies that OCR has made a determination with regard to their merits. During the investigation OCR is a neutral fact-finder, collecting and analyzing relevant evidence from you, the Division, and other sources, as appropriate. OCR will ensure that its investigation is legally sufficient and fully addresses the allegations, in accordance with Article III of the *Case Processing Manual*, available at <http://www.ed.gov/ocr/docs/ocrcpm.html>.

Our goal is the prompt, appropriate resolution of the allegations in a complaint. A variety of approaches may be used to achieve this goal, including Early Complaint Resolution (ECR). Under this informal approach, OCR may attempt to facilitate discussions between you and the Division towards a mutually acceptable resolution of the allegations. You stated that you may be interested in using this process; we will contact you if the Division is also interested.

We have informed the Division that it is not permitted to intimidate, threaten, coerce, or discriminate against any individual for the purpose of interfering with any right or privilege secured by the laws OCR enforces. If any individual is harassed or intimidated because of filing a complaint or participating in any aspect of OCR case resolution, the individual may file a complaint alleging such treatment. Please also note that, 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 seek to protect, to the extent provided by law, information that, if released, could reasonably be expected to constitute an unwarranted invasion of personal privacy.

If you have any questions regarding this letter or your complaint, please contact Sarah Morgan, the attorney assigned to the complaint, at (202) 453-5922 or Sarah.Morgan@ed.gov.

Sincerely,

(b)(6); (b)(7)(C)

Rachel Glickman
Team Leader, Team IV
District of Columbia Office
Office for Civil Rights

COMPLAINT UNDER THE FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT
(FERPA)

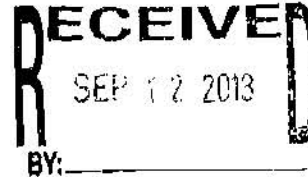
August 30, 2013

TO: Family Policy Compliance Office

U.S. Department of Education

400 Maryland Avenue, S.W.

Washington, D.C. 20202-4605



RE: Madison County Schools Violation of FERPA

I hereby lodge an official complaint against the School District of Madison County Florida, located at 210 NE Duval Street Madison, Florida 32340 on behalf of students at (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) School whose parents had enrolled the students (completed a student application) at (b)(6); (b)(7)(C) School and Madison County School District refused to provide a copy of the students' records to (b)(6); (b)(7)(C) School upon a request.

(b)(6); (b)(7)(C) School had provided copies of completed registration packets to Madison County School District as proof of registration for each student. Letters had also been written from (b)(6); (b)(7)(C) School to (b)(6); (b)(7)(C) School (one of the public schools within Madison County School District) requesting students' records. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) an employee of Madison County School District, barred (b)(6); (b)(7)(C) School's guidance counselor and registrar from providing (b)(6); (b)(7)(C) School (a (b)(6); (b)(7)(C) in the Madison County School District) a copy of the requested students' records.

Witness to violation on August 28, 2013: (b)(6); (b)(7)(C) guidance counselor at (b)(6); (b)(7)(C) School and Superintendent's wife.

Witness to violation on August 28, 2013: (b)(6); (b)(7)(C) registrar at (b)(6); (b)(7)(C) School.

Based on a conversation with the Superintendent of Madison County Schools on August 28, 2013, the Superintendent supports (b)(6); (b)(7)(C) decision to not release student records upon submission registration form as proof of enrollment or the seeking of admissions to the (b)(6); (b)(7)(C) School. Therefore, Madison County School District is operating in violation of FERPA. Below is a copy of the first paragraph of a letter written to the Superintendent of Madison County Schools in Madison, Florida to address this FERPA violation.

“Dear Superintendent of Madison County Schools, the FERPA law allows the transfer of students’ records if a registration (enrollment) form is completed, with or without a release of information form. The completed enrollment form is verification that the parent is seeking to enroll (register) the student and that the student’s records should be sent from one school (sending school) to another (receiving school).”

FERPA Law is cited on the (b)(6); (b)(7)(C) School’s request for records form, so the district is aware of the law. However, the district has said that they will not abide by the FERPA Law. The stipulation made by (b)(6); (b)(7)(C) an employee of Madison County School District, mandating that all parents of (b)(6); (b)(7)(C) School’s students MUST HAVE signed a release of information form before the district would transfer students’ records electronically or a hard copy to (b)(6); (b)(7)(C) school ((b)(6); (b)), although the parent had completed a registration form which was provided as proof, was used to prevent the transfer of many students’ records to (b)(6); (b) in July, 2013 and again on August 30, 2013. These actions are a violation of the FERPA exception.

Inappropriate maintenance of records/content

A violation of the Family Educational Rights and Privacy Act of 1974, addendum in 1976

The nature of the complaint is as checked: FERPA permits a school to disclose personally identifiable information from an eligible student’s education records, without consent, to another school in which the student seeks or intends to enroll

Challenge to Record or Content: NO; record was NOT sent.

- Inaccurate
- Misleading
- Incomplete
- Inappropriate

Record challenged may be identified as:

Title: (b)(6); (b)(7)(C) School vs Madison County School District

Date: 8/30/2013

Person responsible for Entry or person currently maintaining record: Madison County Schools. C/o (b)(6); (b)(7)(C) whom directed school personnel not to send student records to (b)(6); (b)(6); (b)(7)(C) School, even upon proof of enrollment and or intent to enroll in (b)(6); (b)(6); (b)(7)(C) School and the Superintendent who supported (b)(6); (b)(7)(C) in the barring of providing the (b)(6); (b)(7)(C) School with a copy of the student’s record upon a

request from a school that the students' parent had completed the registration for their child to attend the (b)(6); (b)(7)(C) School

Date challenged content discovered: July, 2013 and August 29, 2013.

[] Alleged Violations of Act or Regulations

- Failure to provide notification of all rights (totally or in needed language)
- Failure to publish local access and hearing procedures
- Inappropriate person(s) grant denied access
- Failure to provide interpretation assistance as requested
- Failure to provide requested hearing
- Failure to provide uninvolved hearing officer
- Failure of hearing officer to provide written opinion within reasonable time
- Inappropriate sharing of confidential information

Other: Failure of Madison County School District in Madison, Florida to provide student records on student's who were enrolled or intended to enroll at (b)(6); (b)(7)(C) even with proof (copy of completed application) of enrollment in the (b)(6); (b)(7)(C) School and as stated under the FERPA Law: The FERPA Law permits a school to disclose personally identifiable information from an eligible student's education records, without consent, to another school in which the student seeks or intends to enroll

Date of Violation: July, 2013 and again on 8/29/2013

Date Violation Discovered if different from above: 8/29/2013

Other Relevant Information: My only request is that the Madison County School District personnel (b)(6); (b)(7)(C) be made aware that they have to/need to abide by the FERPA Law exception, in cases where the parent has not signed a release of information, but has (had) completed a registration form and the student is attending the (b)(6); (b)(7)(C) School by proof the application and a request for records. I also would like the superintendent be informed that it is his duty to ensure that the FERPA exception is abided by all employees.

(b)(6); (b)(7)(C) Principal of the (b)(6); (b)(7)(C) School (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Print it out, fill it out, and then mail it (certified, of course with Return Receipt Requested) to the following address:

Family Policy Compliance Office

U.S. Department of Education



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

1999 BRYAN ST., SUITE 1620
DALLAS, TX 75201-6840

REGION VI
ARKANSAS
LOUISIANA
MISSISSIPPI
TEXAS

SEP 27 2013

September 25, 2013

Reference: 06131688

Mr. Dale King, Director
Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-5920

Dear Mr. King:

The purpose of this correspondence is to refer the above-mentioned complaint filed with the U.S. Department of Education (Department), Office for Civil Rights (OCR), by (b)(6); (b)(7)(C) of Pitkin, Louisiana, on September 6, 2013. In the complaint, the complainant alleges that an employee with the Beauregard Parish School Board (BRSB), DeRidder, Louisiana, discussed her child's educational records at a meeting to resolve a special education complaint with the Louisiana Department of Education (LDE) without providing her with prior notice. Her complaint against the BRSB pertains to a matter for which the Department's Family Policy Compliance Office (FPCO) may be responsible. On September 18, 2013, the complainant requested that we forward the above complaint to the Department's Family Policy Compliance Office (FPCO) in Washington D.C.

OCR is responsible for the investigation of civil rights related complaints pertaining to the following:

Title VI of the Civil Rights Act of 1964 (prohibiting discrimination on the basis of race, color, or national origin);

Title IX of the Education Amendments of 1972 (prohibiting discrimination on the basis of sex);

Section 504 of the Rehabilitation Act of 1973 (prohibiting discrimination on the basis of disability);

Age Discrimination Act of 1975 (prohibiting discrimination on the basis of age);

Title II of the Americans with Disabilities Act of 1990 (prohibiting discrimination on the basis of disability); and,

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

Boy Scouts of America Equal Access Act included in the No Child Left Behind Act of 2001, which prohibits denial of access to or other discrimination against the Boy Scouts or other Title 36 U.S.C. youth groups in public elementary schools, public secondary schools, local education agencies, and state education agencies that have a designated open forum or limited public forum.

It is our understanding that the FPCO handles complaints regarding alleged violations of the Family Educational Rights and Privacy Act (FERPA). However, OCR has no jurisdiction regarding the FERPA. Therefore, OCR is referring the above referenced complaint regarding the BRSB to your office for whatever action you deem appropriate. We are enclosing a copy of all documents comprising the above referenced complaint case file. As a consequence, we will close this complaint based on the referral to your office effective the date of this letter.

OCR has notified the complainant of the referral and transfer of the complaint against the BRSB. Should you have any questions regarding this matter, please contact Ms. Page Baird at 214-661-9604. We appreciate your assistance in this matter.

Sincerely

(b)(6), (b)(7)(C)

John Stephens
Compliance Team Leader
Office for Civil Rights
Dallas Office

Enclosure

Family Policy Compliance Office
U. S. Department of Education 400 Maryland Avenue. SW
Washington , DC 20202-8520

SEP 24 2013

Sept 15, 2013

Dear FERPB,

I was sent confidential information (psychological evaluation) about a student named (b)(6); (b)(7)(C) that attends (b)(6); (b)(7)(C) School in Eanes ISD school district in Austin, TX. I believe this is a most serious FERPA violation as these records contain confidential behavior information about this student. I am not the student's parent nor I am associated to him in any way. EANES ISD needs a careful evaluation and examination of its practices to distribute educational records. A hefty fine is also necessary as that is the only language they understand.

I have included the original documents that came in the envelope and proof of the original envelope being addressed to me.

Please give the highest FINE to Eanes ISD for violation of the confidentiality FERRPA law.

Thanks,

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

SEP 17 2013

U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202

To Whom It May Concern:

I am seeking assistance to gain access to my daughter's educational records at (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) College located at (b)(6); (b)(7)(C)

I have made countless attempts to access my daughter's educational records and the Administrators, as well as the Rockland County Department of Law are of the opinion that a student's college records are restricted from being disclosed under the Family Educational Rights and Privacy Act. I did present to both the (b)(6); (b)(7)(C) College and Rockland Department of Law 20 USC 1232g and 34 CFR Part 99 where the law explicitly states that FERPA gives parents certain rights with respect to their children educational records when such child attends school beyond the high school level. Despite producing the law to the Administration at (b)(6); (b)(7)(C) College and the Rockland Department of Law they still REFUSE to allow me access to my daughter's records.

I am respectfully assistance from the US Department of Education in addressing this matter with both the (b)(6); (b)(7)(C) College and the Rockland Department of Law. The Rockland Department of law physical address is 11 New Hempstead Road, New city, New York 10956.

(b)(6); (b)(7)(C) College is part of the SUNY system. Attempts to have SUNY address the matter have also met with refusals to acknowledge my correspondence concerning this issue. It appears that (b) Rockland department of law and SUNY Managers feel that they can ignore the law and not respond to this matter at hand.

Any assistance will be greatly appreciated.

Respectfully submitted,

(b)(6); (b)(7)(C)

September 17, 2013

Family Policy Compliance Office
United States Department of Education
400 Maryland Avenue, S.W.
Washington, D.C. 20202-4605

SEP 24 2013

Massachusetts Department of Education
350 Main Street
Malden, MA 01248-5023

To Whom It May Concern:

I have enclosed an account of FERPA violations perpetrated by (b)(6); (b)(7)(C) in (b)(6); (b)(7)(C) MA against my (b) Grade son and our family. (b)(6); (b)(7)(C) receives state and federal funding. It is a school that teaches children with (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b) is an excellent school. The teachers and academic administrations are law abiding and do everything strictly by the book. However, the (b)(6); (b)(7)(C) fundraising department of "Institutional Advancement" is another story. A woman named (b)(6); (b)(7)(C) is the director of fund raising at the school. Her duties lie solely in filling the (b)(6); (b)(7)(C) coffers with money. She has no legitimate educational interest in any of the students.

On March 22, 2013 we found out that (b)(6); (b)(7)(C) routinely gets access to the private education records of the students and the information contained in those files are released to her. No record is made of her having information released as required by law, nor are parents informed of her activities.

What is especially troubling about this is that (b)(6); (b) bragged to us and other third parties about having free access to private student records granted to her by the "headmaster" and "admissions department." This must mean the both the private educational and financial information of (b)(6); (b) students. She may be selling this information. No logs are kept on (b)(6); (b)(7)(C) getting private records released to her, but she does it and brags about it.

We ask that you fully investigate (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) Department of Institutional Advancement for FERPA violations.

Thank you.

Sincerely,
(b)(6); (b)(7)(C)

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202-5920
Phone: 1-800-USA-LEARN (1-800-872-5327)

To Whom It May Concern:

I was recently made aware, though a records request which was filled around June 1, 2012, that (b)(6); (b)(7)(C) and its agents illegally accessed and disseminated federally protected information about myself. The violations seem to have begun on or around August of 2012 and are ongoing. The University also failed to adequately fulfill my request for records, by heavily redacting and omitting portions of the requested information. Due to the resulting harassment, abuse, and workplace bullying, I now suffer from a debilitating disability, which makes it difficult to participate in even basic daily activities, such as personal hygiene and housework. Please help.

I have enclosed a Notice of Tort that explains the basics. Please let me know if further information is required. Thank you.

Sincerely,

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

August 13, 2013

NOTICE OF TORT CLAIM

Re:

Claimant: (b)(6); (b)(7)(C)

Earliest date of Commencement of Conduct Giving Rise to Claim:

February 21, 2013

Date of Completion of Elements of Claim: Ongoing

Supplemental tort claim notice

(b)(6); (b)(7)(C)

To Whom It May Concern:

This is a tort claim notice which I am serving on my own behalf. The agency named defendant is the State of Oregon by and through the (b)(6); (b)(7)(C), by whatever name known.

Factual and Procedural Background

This claim arises out of an ongoing pattern of actionable conduct by the (b)(6); (b)(7)(C) and certain of its officers, agents and employees, memorialized in part by my previous notice of tort claim dated February 22, 2013, as well as by my entire Student records and records of my attendance at the (b)(6); (b)(7)(C) as a PhD student, and serving as a Graduate Teaching Fellow. That previous notice of claim, all facts and circumstances set forth in it, and my entire student record is incorporated by this reference and included in this supplemental notice as though fully set forth herein.

I completed my Masters program and this year obtained that degree from the University. Prior to that time, beginning on or about February 21, 2013, and continuing up to and including the present, I have been falsely characterized by the Director of the Department of Political Science and other students and faculty relying in whole or in part on the Director's false statements, or those of other students and faculty within her specific control and under her supervision, as being violent, racist, a physical threat to the safety of others on campus, and mentally unbalanced. My personal medical records or history has been unlawfully released, discussed and circulated by University personnel, most notably by email on February 21 of this year, when an email was circulated by the University falsely stating or implying that I was a danger to the University community and should not be allowed to conduct my classes or go on University property.

In March of this year I was suspended from the University, despite no violation of the Student Conduct Code has been then or now alleged, and terminated from my GTF employment.

(b)(6); (b)(7)(C)

I have been denied further employment as a GTF and denied access to the University, and forbidden contact with University personnel or travel on University property, all based on false allegations, no allegations, secret allegations of which I am unaware, and discrimination against me due to disability which is known to the University and was known at the time I was suspended, fired and banned from University property, personnel and events.

I have timely grieved this action administratively and it is pending. A copy of this grievance and exhibits is attached and incorporated in any event by this reference as a portion of the facts and circumstances giving rise to claim.

I have suffered financial loss as a result of this conduct in the form of medical bills, expert evaluations, attorney's fees, lost wages, lost future earning capacity, and presumed damage due to the nature of the defamation, all to an amount capable of determination, but which is ongoing, and in a sum which will likely exceed any statutory maximum on damages applicable. Both State and Federal law affords remedies for this conduct and these damages. Claims will be made under each source of law.

Notice of Claim

This is to advise the State of Oregon pursuant to ORS 30.275 that an action for damages is or will be asserted against the State of Oregon for the wrongful acts and omissions of the State, acting by and through its employees, officers and agents of the

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

Facts and Circumstances

The facts and circumstances giving rise to this claim include without limitation the facts contained in this Notice, my student records, the previous notice of tort claim, the facts set forth in the attached grievance, facts contained in records of the University previously produced to me