

COLLIER COUNTY PARENTS SEEKING REFORM

NAPLES FL 34114

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June 14, 2007

US Office for Civil Rights – Region IV
Department of Health and Human Services
61 Forsyth Street, SW – Suite 19T70
Atlanta, Ga. 30323

Re: OCR Complaint – Florida Department of Education Due Process Procedures

Enclosed is an executed Discrimination Complaint, submitted under Title II of the American with Disabilities Act, Title 6 of the Civil Rights Act, and under Title 34, Section 504 of the Rehabilitation Act of 1973 (hereinafter “Section 504”).

Please note that the cover letter, comprehensively summarizing the Complaint, is dated May 11, 2007. This Complaint, with all supporting documents, was originally forwarded to your office via The UPS Store # 2240, 6017 Pine Ridge Rd, Naples, FL 34119, (239) 455-6245. Per their Tracking information, it was delivered to your Atlanta, Ga. offices on Tuesday, May 15, 2007 at 3:08 PM (Tracking #□□□□□□□□). It was signed by “Stokes in Reception”, but then rejected, with the UPS tracking notes reflecting “Reason For Return: Receiver Did Not Want It; Refused Delivery”. Unfortunately, at the time of return, I was out of town, thus re-submission has now delayed your processing by one full month of the original delivery date. As a result, I must request that the processing of this Complaint be expedited, without further delay.

I have been made aware that OCR Class Complaint No. 04-07-1264, which is incorporated by reference into this Class Complaint, has also been delayed beyond the standard thirty (30) day time frame because “the submissions are voluminous”, per the OCR written acknowledgment. As assigned to Doris N. Shields, Team Leader, you may wish to direct the initial review and processing of this Complaint to same, given their correlation, and for expedience. Do note, that as with OCR Class Complaint No. 04-07-1264, I am requesting this Class Complaint be designated a High Profile-High Impact case, and as such, be directed to the Office for Special Education and Rehabilitation Services for processing and investigation, at which time Jurisdiction is decided, and a decision to investigate the complaint is rendered.

Do know that a full copy of the OCR Complaint, with supporting documents, is being forwarded to the Office of Special Education Programs (OSEP), with a formal complaint relative to the IDEA Due Process proceedings, in these two cases.

Respectfully Submitted,

Patty Caldwell Portenier, Representative
OCR Class Discrimination Complaint