



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

50 BUALLE ST., SUITE 7200
SAN FRANCISCO, CA 94105

REGION IX
CALIFORNIA

JUN 08 2016

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

(In reply, please refer to case no. 09-16-2209.)

Dear

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

On (b)(6),(b)(7)(C) 2015, the U.S. Department of Education, Office for Civil Rights (OCR), received your complaint against Loyola Marymount University (Recipient) on behalf of (b)(6),(b)(7)(C) (the Student). Your complaint alleges discrimination on the basis of sex.

OCR enforces Title IX of the Education Amendments of 1972 and its implementing regulation at 34 C.F.R. Part 106 which prohibit discrimination on the basis of sex in programs and activities operated by recipients of Federal financial assistance. The College receives funds from the Department and is subject to the above laws and their regulations as enforced by OCR.

We have determined that the following allegations are appropriate for investigation under the laws enforced by OCR:

1. The Recipient failed to provide the Student with a prompt and equitable resolution of her complaint of sexual assault when it failed to provide notice of the outcome of the Student's sexual assault investigation;
2. The Recipient failed to promptly and equitably respond to sexual violence complaints, reports and/or other incidents of which it has notice; and
3. The Recipient's failure to provide a prompt and equitable response to notice of sexual violence allows students to be subjected to a hostile environment on the basis of sex.

OCR is now beginning the complaint resolution process.

Because OCR has determined that it has jurisdiction and that the complaint was filed timely or qualified for a waiver of the timeliness requirement, it is opening these allegations for investigation. Please note that opening the allegation(s) 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 the complainant, the recipient, and other sources, as appropriate. OCR will ensure that its investigation is legally sufficient and is dispositive of the allegations, in accordance with the provisions of Article III of the *Case Processing Manual*.

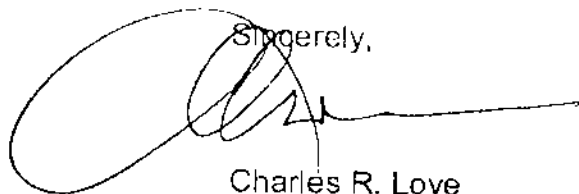
We will contact you or your designated representative soon to discuss the allegations and complaint resolution process. OCR may close this complaint prior to making formal findings of compliance or non-compliance, provided that the circumstances or information gathered establishes an administrative or other basis for resolution in accordance with the *Case Processing Manual*.

Federal regulations prohibit the Recipient from retaliating against you or from intimidating, threatening, coercing, or harassing you or anyone else because you filed a complaint with OCR or because you or anyone else take part in the complaint resolution process. Contact OCR if you believe such actions occur.

Under the Freedom of Information Act, it may be necessary to release this document and related records upon request. In the event that OCR receives such a request, it will seek to protect, to the extent provided by law, personal information that, if released, could reasonably be expected to constitute an unwarranted invasion of privacy.

If you have any questions about this letter, please contact Ava De Almeida-Law, Senior Investigator, at 415-486-5513 or Alexis Turzan, Civil Rights Attorney, at 415-486-5572.

Sincerely,

A handwritten signature in black ink, appearing to read 'Charles R. Love', with a long horizontal flourish extending to the right.

Charles R. Love
Program Manager



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

50 BEAUFORT ST., SUITE 7200
SAN FRANCISCO, CA 94115

REGION IX
CALIFORNIA

JUN 08 2016

Dr. Timothy Law Snyder
President
Loyola Marymount University
1 LMU Drive
Los Angeles, California 90045

(In reply, please refer to case no. 09-16-2209.)

Dear President Snyder:

On (b)(6),(b)(7)(C) 2016, the U.S. Department of Education, Office for Civil Rights (OCR), received a complaint against Loyola Marymount University (Recipient). The Complainant, (b)(6),(b)(7)(C) alleges discrimination on the basis of sex on behalf of (b)(6),(b)(7)(C) (the Student). OCR currently understands the allegations to be:

1. The Recipient failed to provide the Student with a prompt and equitable resolution of her complaint of sexual assault when it failed to provide notice of the outcome of the Student's sexual assault investigation;
2. The Recipient failed to promptly and equitably respond to sexual violence complaints, reports and/or other incidents of which it has notice; and
3. The Recipient's failure to provide a prompt and equitable response to notice of sexual violence allows students to be subjected to a hostile environment on the basis of sex.

We have determined that the allegations stated above are appropriate for investigation under the laws enforced by OCR. OCR will proceed with resolution of the complaint.

OCR enforces Title IX of the Education Amendments of 1972 and its implementing regulation at 34 C.F.R. Part 106 which prohibit discrimination on the basis of sex in programs and activities operated by recipients of Federal financial assistance. The College receives funds from the Department and is subject to the above laws and their regulations as enforced by OCR.

Because OCR has determined that it has jurisdiction and that the complaint was filed timely or qualified for a waiver of the timeliness requirement, it is opening these allegations for investigation. 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 the complainant, the recipient, and other sources, as appropriate. OCR

will ensure that its investigation is legally sufficient and is dispositive of the allegations, in accordance with the provisions of Article III of the Case Processing Manual.

Enclosed is a copy of the OCR Case Processing Procedures and an initial data request. Please provide the information described in the data request by the date indicated at the top of this letter. Please also provide the name and telephone number of the person you designate to respond. OCR's right of access to this information is found at 34 Code of Federal Regulations, section 100.6(c). Considerations of confidentiality are not a bar to OCR obtaining requested information under section 100.6(c). Please be aware that it might be necessary for us to make additional requests for information in the future.

OCR is committed to resolving complaints as promptly as possible. OCR will contact you or your designated representative soon to discuss the allegation(s), the initial data request and the complaint resolution process. Complaint allegations may be resolved in a variety of ways, including through an OCR-facilitated resolution between the Recipient and the complainant ("Early Complaint Resolution" or ECR). Under ECR, if both parties are interested, they may voluntarily resolve the complaint allegations by signing a written agreement. Note that in such a case, OCR does not endorse and monitor the agreement reached between the parties. Please inform OCR if the Recipient is interested in resolving this complaint through ECR.

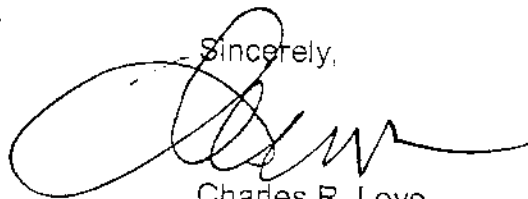
Further, OCR may close this complaint prior to making formal findings of compliance or non-compliance, provided that the circumstances or information gathered establishes an administrative or other basis for resolution in accordance with the Case Processing Manual.

OCR routinely advises recipients of Federal funds and public education entities that Federal regulations prohibit intimidation, harassment or retaliation against those filing complaints with OCR and those participating in the complaint resolution process. Complainants and participants who feel that such actions have occurred may file a separate complaint with OCR.

Under the Freedom of Information Act, it may be necessary to release this document and related records upon request. In the event that OCR receives such a request, it will seek to protect, to the extent provided by law, personal information that, if released, could reasonably be expected to constitute an unwarranted invasion of privacy.

Your cooperation is appreciated. If you have any questions, please contact Ava De Almeida Law, Senior Investigator, at 415-486-5513 or Alexis Turzan, Civil Rights Attorney, at 415-486-5572.

Sincerely,

A handwritten signature in black ink, appearing to read 'Charles R. Love', written in a cursive style.

Charles R. Love
Program Manager

Enclosures

U.S. Department of Education
Office for Civil Rights, San Francisco

Initial Data Request

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

[Redacted content]

Page 6 of 9

Withheld pursuant to exemption

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

of the Freedom of Information and Privacy Act

Page 7 of 9

Withheld pursuant to exemption

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

of the Freedom of Information and Privacy Act

Page 8 of 9

Withheld pursuant to exemption

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

of the Freedom of Information and Privacy Act

Page 9 of 9

Withheld pursuant to exemption

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

of the Freedom of Information and Privacy Act