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1. Initial report of the incident submitted by Deal Middle School
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As it relates to Allegation 1a that Student B and N.C. called Student A [REDACTED], the following applies:

1. According to Title VI of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, color, and national origin; no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.
 2. According to The District of Columbia Human Rights Law of 1977, Title 2, Chapter 14 of the D.C. Official Code (DC Human Rights Act), § 2-1402.41. It is an unlawful discriminatory practice... for an educational institution...to deny, restrict, or to abridge or condition the use of, or access to, any of its facilities, services, programs, or benefits of any program or activity to any person otherwise qualified, wholly or partially, for a discriminatory reason, based upon...race."
 3. According to the DCPS Notice of Non-Discrimination, DCPS does not discriminate or tolerate discrimination against.. students on the basis of.. race."
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The following findings of fact resulted from the investigation:

1. The incident took place on an outside field at [REDACTED], where students were having lunch, on [REDACTED].
 2. Student A threw their trash away and approached the table where Student B and [REDACTED] were sitting, and the students greeted each other.
 3. Student B stated, [REDACTED]
 4. In an interview with DCPS CARE, Student B acknowledged making the comment. [REDACTED] corroborated that Student B made the comment.
 5. [REDACTED] stated they laughed after the comment was made.
 6. Student A's initial reaction to the comment was that Student B and [REDACTED] were making a racist comment towards Student A.
 7. Student A left the table and attempted to leave the field but was stopped by an assistant principal before Student A was able to leave.
 8. [REDACTED] stated they realized it was a [REDACTED] comment after seeing Student A's reaction.
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[REDACTED] are substantiated. Student B acknowledged making the comment and [REDACTED] corroborated the comment was made. Although [REDACTED] did not make the direct comment, [REDACTED] admitted to laughing after the comment was made. Student A.'s initial reaction to the incident was that the comment was racist in nature. The comment made Student A upset enough to attempt to leave the lunch period. Given this information, DCPS CARE finds that calling a black Student [REDACTED], considering the cultural context, is sufficiently severe to constitute a violation.

As a result of these findings, DCPS has taken or will take the following actions to address this matter:

1. On _____, in accordance with DCMR Chapter 25, disciplinary action was implemented appropriately.
2. As of _____, all students involved checked-in with counselor and social worker.
3. As of _____, students participated in a restorative conversation with _____ School staff.



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