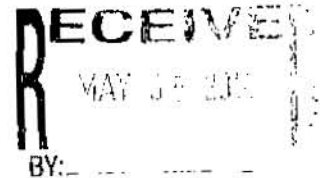


(b)(6); (b)(7)(C)

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



April 11, 2014

To Whom It May Concern:

I have child in the Berkeley Unified School District at (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) School located at (b)(6); (b)(7)(C) CA 94708. On January 30<sup>th</sup>, 2014 I requested three years of complete educational records of my child (b)(6); (b)(7)(C) from the Berkeley Unified School District but received incomplete records for years 2012, 2013, 2014. I have not received speech pathology progress or data logs for any period of the years mentioned, nor occupational therapy (except a quarter in 2013) or inclusion teacher data logs that show assessments taken and teacher charted instructional materials as specified on goals in my child's IEP. I have filed for a Due Process hearing to address issues of disagreement with the Berkeley Unified School District and my child's IEP, however, I would like to have the educational records I am missing to effectively advocate for my child. I am concerned the district has not provided my child's teacher and service provider notes and assessments with the service logs given to me for 2013. I ask that BUSD provide the education data records missing from the packet provided to me, or tell me in writing what happened to them if the records are not provided.

Sincerely,

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







APR 17 2014

### Family Educational Rights and Privacy Act (FERPA) Complaint Form

1. Name and address of parent or eligible student filing complaint ("Complainant"):

Hogan, Sarzynski, Lynch, DeWind & Gregory, LLP

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

2. Complainant's daytime telephone number:

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

3. Name and age of student whose education records are subject of this complaint:

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

(over 18)

4. Name of educational agency or institution (include name of specific school district, State educational agency, or postsecondary institution that is the subject of the complaint):

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

5. Name, title, address, and telephone number of chief school officer (superintendent of district, president of university):

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

6. Names and titles of school officials involved in complaint:

Please see attached.

(Continued on next page.)

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

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

To:

3/19/2014

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

APR 08 2014

CC:

RIT

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

and

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

From:

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

Dear Sir/Madame:

I am writing you today to see if and how I can file a complaint about my former employer ((b)(6); (b)(7)(C)) and my former college ((b)(6); (b)(7)(C)) for violating "The Family Educational Rights and Privacy Act" (FERPA) (20 U.S.C. § 1232g; 34 CFR Part 99) with your office. Neither my former employer, nor ((b)(6); (b)(7)(C)) had any permission whatsoever to communicate any personal records of mine to anyone at any time.

Enclosed is a letter that I sent to each college I attended from 2009 in which I expressly forbade any of them to release any information to anyone at any time (I was expecting to engage as a plaintiff in Federal Court in an unrelated matter (see enclosed case information from 2010 if needed)).

I also would ask your agency if and how I would go about ordering the two parties in this complaint to comply with my request and federal law in not sharing my educational records, along with the destruction of physical and electronic records that my former employer may have, and for them to retrieve and destroy any copies that they might have distributed.

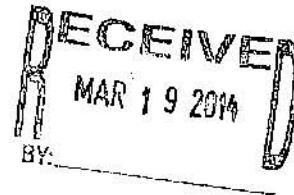
I do appreciate your help in this manner, and look forward to hearing back from your agency.

Thank you,

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

March 16, 2014

FERPA  
US Department of Education  
400 Maryland Ave, SW  
Washington, DC 20202



My name is (b)(6); (b)(7)(C) I reside at (b)(6); (b)(7)(C) I am the parent and legal guardian of (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) is a current secondary school student under 18 trying to apply to college. I have repeatedly asked (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) School located at (b)(6); (b)(7)(C) with business office located at (b)(6); (b)(7)(C) for copies of her 9th grade report cards and all other records which exist and (b)(6); (b)(7)(C) has on file. (b)(6); (b)(7)(C) has repeatedly denied this request since the end of freshman year and now as a senior this refusal is affecting my daughters ability to attend college. The school acknowledges these records exist and has deliberately not provided them to us. We have reached out to the headmaster repeatedly, (b)(6); (b) as well as the school chairman, and they have explained that (b)(6); (b)(7)(C) is solely responsible for FERPA compliance. (b)(6); (b)(7)(C) has been contacted multiple times and has stated point blank that FERPA doesnt apply to (b)(6); (b)(7)(C)

I ask that your institution reach out on my behalf to assist in retrieving my daughters academic records and sanction the institution within your power if they continue to refuse.

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

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

APR 15 2014  
APR 15 2014

ATTN: FERPA  
200 Independence Ave, S.W.  
Washington D.C. 20201

RE: 20 U.S.C. Statutes 1232 (g)(g)

Dear Family Education Rights and Privacy Act:

My name is (b)(6); (b)(7)(C) and I am writing to report a violation of the FERPA ACT, 20 U.S.C. Statutes 1232 (g)(g). I am filing a complaint because I believe a disclosure of videos for a course called ED (b)(6); (b)(7)(C) taken in 2005 for a psychology requirement at (b)(6); (b)(7)(C) has been disclosed without my consent. According to Hendricks, Hayden and Novik (1990) "for each disclosure of a record, and for each request for the disclosure of a record, the school must note who made the request, and what were their "legitimate interests" in requesting or obtaining the record (p. 87)." I am concerned that the personal identifying information of other people has also been disclosed since I spoke about my family, friends, elementary school, junior high, high school, and college experiences. According to the Privacy Protection Study Commission, "FERPA extends its most elaborate protection against disclosure without consent to the kinds of personal information least likely to embarrass or cause prejudice against or annoyance to the student (Hendricks, Hayden, and Novik, 1990)." Due to the sensitive information spoken about in the role-play videos I am requesting a copy of the log disclosing who has requested to view the videos and to whom the videos have been disclosed to.

According to the California Business and Professions Code 2920.1 "Protection of the public shall be the highest priority for the Board of Psychology in exercising its licensing, regulatory, and disciplinary functions. Whenever the protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount." I am requesting to obtain an investigation in regards to the disclosure of those videos. If you are unable to do so, additional legal measures will be taken.

I have noticed instances in which people may have been referring to the psychology videos and am requesting an investigation to verify the comments made by persons of interest who may know about those videos. On 6/18/13, (b)(6); (b)(7)(C) an employee at volunteer services at Children's Hospital of Los Angeles, where I am a volunteer, made a reference about buying shoes for his dad for Father's Day when I walked with him at noon from the volunteer office to the cafeteria after working with another volunteer named "(b)(6); (b)(7)(C)" in the volunteer office. In the role-play videos I had talked about the importance of "shoes." I talked about how my dad rarely bought himself shoes because my parents always made financial sacrifices for my sisters and myself. In the role-play videos I had also talked about how I made up a boyfriend named "(b)(6); (b)(7)(C)" to my first college boyfriend because I had few boyfriends in high school. I am requesting an investigation to verify as to whether or not the volunteer I worked with on 6/18/13 is actually named "(b)(6); (b)(7)(C)" or if that name was invented to mock me as a form of harassment to insinuate that people have seen my psychology role-play videos.

Another location where someone made a reference to the role-play videos was at a restaurant called (b)(6); (b)(7)(C) in Downtown, Los Angeles. I engaged in small talk with the waiters on the night that I celebrated my birthday, (b)(6); (b)(7)(C) 13 at 10:00 pm. During the small talk, I asked one of the waiters what his name was and he responded by saying his name was "(b)(6); (b)(7)(C)" I responded by asking to see his ID and he responded by saying "no." I am requesting an investigation to verify whether or not an employee at (b)(6); (b)(7)(C) is actually named "(b)(6); (b)(7)(C)" (b)(6); (b)(7)(C) is a man that I dated and spoke about in the role-play videos and because the name is uncommon, I believe that there is a high probability my role-play videos from (b)(6); (b)(7)(C) have been unethically stored and viewed since 2005. In the videos I had made a phallic reference to "bananas." According to the common law, Second of Torts, statute 652D, an individual has the right to keep information confidential and be provided protection "against public disclosure of embarrassing private facts (Schwartz and Reidenberg, 1996)."

The APA Ethics Code of Professional Conduct has also been violated **8.03 Informed Consent for Recording Voices and Images in Research.** Psychologists obtain informed consent from research participants prior to recording their voices or images for data collection unless (1) the research consists solely of naturalistic



observations in public places, and it is not anticipated that the recording will be used in a manner that could cause personal identification or harm, or (2) the research design includes deception, and consent for the use of the recording is obtained during debriefing. Please contact me at your earliest convenience at (b)(6); (b)(7)(C)@gmail.com.

Respectfully,

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





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

March 13, 2014



Greetings:

I recently requested a FERPA investigation of a professor at (b)(6); (b)(7)(C), Colorado, (b)(6); (b)(7)(C), for discussing my personal academic records and classroom conduct with law enforcement in violation of FERPA.

**Please cancel this recent investigation request until I am able to research the matter further.**

Sincerely,

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

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

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

BY: \_\_\_\_\_

Office of the University Counsel

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

RECEIVED  
MAR 19 2014  
BY: \_\_\_\_\_

**FACSIMILE TRANSMISSION**

To: Bernard Cieplak  
Family Policy Compliance Office  
U.S. Department of Education  
202-260-9001  
Fax: 202-260-9001  
From: (b)(6); (b)(7)(C)  
Date: March 17, 2014

Number of Pages (including transmission sheet): 15

Dear Mr. Cieplak,

I am writing to follow-up on a telephone conversation we had last month. On February 17, 2014, I forwarded the attached request for guidance to Dale King. You were heading out of town and asked me to follow-up after your return. A hearing in the pending lawsuit has been set for Monday, April 28. We would appreciate any written guidance your Office could provide prior to that date.

If there is additional background information that would be helpful to you, please give me a call. My direct line is (b)(6); (b)(7)(C)

Thanks very much,

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

**Details** Related Info**PTAC Helpdesk Case**

Common Area

**PTAC ID:** (b)(6); (b)(7)(C) **With FWG?:** Yes  
**\*Status:** Open **\*Owner:** (b)(6); (b)(7)(C) **Time Open (in hrs.):** 506.32

**Requester:**  
 Inputting Request

**\*First Name:** (b)(6); (b)(7)(C) **\*Last Name:** (b)(6); (b)(7)(C) **Contact ID:**  
**Title:** IT Director **Agency:** (b)(6); (b)(7)(C) of Education  
**Phone:** (b)(6); (b)(7)(C) **\*Email:** (b)(6); (b)(7)(C)  
**\*State:** VT  
**\*Date Received and Time:** Mar 25 2014 10:02:08 **\*Source:** Email  
**\*Topic:** Exceptions **Subtopic:**  
**\*Affiliation:** State Education Agency **Escalated:**  
**\*Summary:** Request to release student level data from Vermont Public Schools  
**\*Description:** Hello,

Vermont has received a request under the state public records law for the following student-level information:

"I would like to request in electronic format (CSV, excel, or similar), a set of raw data files from the Vermont public school system pertaining to all information after the year 2000 or at whichever year electronic records are available, for the history of all individual grades issued for each class from each Vermont public school. This data would ideally include School District, School, Class Code, Class Name, Teacher, Student ID (no names in order to protect identity), grade given for the course, grade level K-12, session of the class (Q1/Q2/Q3/Q4) and year of the class, subject categories if available (science, math, english, arts, pe, etc) and any other collected information pertaining to individual records on a non-individually identifiable basis (race, gender, age)."

This request was later amended as follows:

"Since we have initially sent our FOIA request -  
 We have discovered that we would need to expand our data request:  
 Would it be possible for us to obtain the following data in addition to the previous request?  
 - State Standard Test results for each student that would include student ID that can be linked to student ID in the grades data dump?  
 - Geographical Information about all schools (school name, school code, latitude and longitude of the school location). In our experience many states have this data ready in a form of a so called "shape file".  
 How can we arrange the data to be sent to us on a regular (quarterly basis)? For example the State of Washington drops a file for us on quarterly basis to one of their secure FTP server."

We would like guidance as to whether or not providing the requested information is allowable under FERPA. If the requested format is not allowed under FERPA, we would like to know if PTAC can offer any guidance regarding how we might be able to make a good faith effort to comply with this request by providing data in another format.

Some concerns that we have:

- 1) Student ID, while not directly identifiable can be linked to other available data sets and/or reports that might make it identifiable.
- 2) Vermont's small student population makes it extremely difficult to provide student-level assessment records (e.g. individual course grades and/or standardized test results) without both de-identifying the student ID AND suppressing records based on small demographic subgroups, class-sizes, and overall school population. It is very easy to work backwards from other available data to potentially arrive at a student-level assessment result.

Initial discussions with our AG's office have indicated that we need to comply with this request but we are looking for official guidance from PTAC as to whether or not complying with this request is allowable under FERPA.

Thank you very much for your assistance.

Regards,

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

**Additional Notes:** (b)(6); (b)(7)(C) **Mar 27 2014 16:44:00]**

As discussed at the 03/27 FWG: PTAC is to set up a call with FPCO and PTAC staff to discuss with (b)(6) further.

(b)(6); (b)(7)(C) **Apr 01 2014 11:24:13]**

Call scheduled for 04/02.

**[Dale King Apr 02 2014 14:02:11]**

Held call with VT. Discussed Issues around de-identifying data to meet the open records request and the difficulties VT will have.

they are requesting a written response.

**Attachments:**

Action Plan

**Number of Actions:** 0

**Number of Open Actions:** 0

Email Communications

**Communications:**

Status: 3 record(s) found, 1 pages. [Click here to re count records.](#)

ID ↓	To	Subject	Created On	Linked Table
(b)(6); (b)(7)(C)	(b)(6); (b)(7)(C)	Request to release student level data from Vermont Public Schools	Mar 27 2014 16:43:24	helpdesk_case
		Request to release student level data from Vermont Public Schools (PTAC Case (b)(6))	Mar 25 2014 12:20:27	helpdesk_case
		Your Helpdesk Case (b)(6) has been created	Mar 25 2014 12:19:00	helpdesk_case

History

**Created By:**

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

**Creator Groups:**

admin, (b)(6) Managers, PTAC Support

**Updated By:**

**Date Updated:**

Apr 09 2014 14:26:05

**Escalation Counter:**

**Color:**

No

**Date Last Action Assigned:**

**Last Employee Assigned:**

**\*Owner Team:**

PTAC Support Team

Note: Please include the Primary Team value in the Teams field

**\*Teams:**

Admin Team, PTAC Privacy Team, PTAC Support Team, (b)(6) Support, PTAC\_Omni

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

Friday, March 14, 2014



Re: (b)(6); (b)(7)(C) (Denver, Colorado) FERPA Complaint

To Whom It May Concern:

I write this letter because I believe that my educational institution has failed to comply with the Family Educational Rights and Privacy Act of 1974. I am currently a law student at the (b)(6); (b)(7)(C) College of Law. Prior to that, from September 2009 through June 2012, I was an undergraduate student at the (b)(6); (b)(7)(C). I started law school at (b) in August 2012.

I submitted a "Student Request to Inspect and Review Education Records" in person on February 21, 2014. I was mailed those records on March 6, 2014 and received them the next day. I disagreed with some of the information contained in the records provided to me, so I returned the original form with a letter explaining what I disagreed with, why I disagreed with it, and asking that the pertinent records be amended.

I found out that the Custodian of Records consulted with (b)(6); (b)(7)(C) Associate Provost of Graduate Studies, in making the decision on whether to amend my records. However, I did not contest any records authored by her. In fact, nothing that I received was placed on my record by her.

I received a letter dated March 12, 2014 in the mail today. In it, (b)(6); (b)(7)(C) Office Manager of the (b) Office of the Registrar writes that the letter that I wrote and returned with the request form (stating what on my record I disagreed with and why) would be attached with the specified records any time that the (b) releases them.

The (b) Office of the Registrar has a "Notification to Students of Educational Records and Student Information Rights and Policies" PDF on its page of the institution's website. That notification states that if the University decides not to amend records as request, students will be notified of the right to a hearing regarding the request. In (b) (b)(6); (b)(7)(C)'s notice to me concerning its decision on my request, there is no mention of the right to request a hearing or how to exercise that right. Additionally, that same Notification to Students PDF states that students have the right to place a statement in the record commenting on the contested information or stating why he or she disagrees with the information. I was not notified of that right.

From my view of this situation, the University considers the letter that I wrote which accompanied the return of my request form to be my statement commenting on the contested information. Had I known that that letter would be treated as such, I would have written it much differently.



Because the Custodian of Records consulted with a (b)(6) official whose records are not pertinent to my request, and therefore whose opinion is of no consequence; because I was not given the opportunity to place a statement on the record commenting on the records which I contest; and, finally, because I was denied my right to a hearing regarding my request for amendment, I submit this complaint. I believe that everyone involved in the situation(s) about which I requested records and in the events that I have just described are deferring to Associate Provost Wilcots because she is "higher up the chain" in the (b)(6) world, and I believe that (b)(6); (b)(7)(C) has a personal grudge against me because of our history.

I submit this complaint under belief that the Custodian of Records at the (b)(6); (b)(7)(C) is disregarding FERPA in order to satisfy someone higher up at this institution. Because that failure to follow the law is abrogating my rights, I find it extremely unfair.

Best,

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

Attachments (2): Letter regarding decision on request for amendment; University's Notification to Students of Rights under FERPA.

MAR 12 2014

March 5, 2014

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

Dear Sir or Madam;

It has come to our attention that (b)(6); (b)(7)(C) the interim acting assistant principal of science at (b)(6); (b)(7)(C) School, has been acting in violation of the Family Educational Rights and Privacy Act (FERPA). She has assigned a freshman at our school to grade student work in her office on a daily basis. In addition to this, she logs him onto Skedula so that he can enter her grades, often leaving him unattended. It has even been reported that on one occasion he remained alone in the building during a fire drill so that he could continue his work. The violation of FERPA is obvious. In 2002 the United States Supreme Court did rule in Oswasso vs. Falvo that students may grade other students' work in the classroom because these grades are not yet "part of a record 'maintained' by the school". However, allowing a third party, in this case a student, access to Skedula is absolutely in violation of FERPA. The New York City Department of Education maintains extensive permanent records on this data base. Allowing a student access, especially unattended, gives him the freedom to find other students' standardized test scores, records of IEP's, class schedules, attendance records, addresses and phone numbers of parents and guardians, and various correspondences. It also goes without saying that a student with this access could change previously entered grades if he were so inclined. In addition to beginning an investigation of (b)(6); (b)(7)(C) actions, we believe that the parents and guardians of her students have a right to be made aware of this illegal disregard for their children's rights.

Teachers have spoken about these issues privately, but we are afraid to pursue them directly with our administration because of an overall hostile environment created by Principal (b)(6); (b)(7)(C). To speak up against injustice, or even mildly question authority, has been met with intimidation and outright harassment. This is of special concern here because (b)(6); (b)(7)(C) was handpicked for her position by Principal (b)(6); (b)(7)(C).

We expect the above issues to be dealt with swiftly for the sake of our students. We have sent a similar letter to the office of (b)(6); (b)(7)(C) and various other government offices on the state and federal levels.

Sincerely,

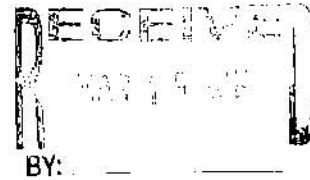
(b)(6); (b)(7)(C) School Faculty

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

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

13 March 2014

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



VIA FAX at (202) 260-9001

Dear Sir or Madam,

(b)(6); (b)(7)(C) attended the (b)(6); (b)(7)(C) School in (b)(6); (b)(7)(C) New York during the 2010 - 2011 academic year. In August of 2012 (b)(6); (b)(7)(C) enrolled in (b)(6); (b)(7)(C) School, in (b)(6); (b)(7)(C) Oregon. At that time, and at several subsequent points of time, most recently in the Fall of 2013, we have written to Ms. (b)(6); (b)(7)(C) the Principal (b)(6); (b)(7)(C) of (b)(6); (b)(7)(C) School, requesting a transcript. On each occasion (b)(6); (b)(7)(C) has indicated that she would, in the immediate future, provide a transcript. At no time has a transcript been provided.

We now seek to exercise our rights, and our daughter's rights under FERPA to obtain a transcript, and request the assistance of your office.

Please let me know what additional information will expedite this matter. Our contact information is:

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

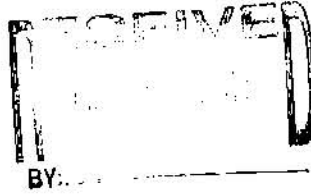
Email: (b)(6); (b)(7)(C)

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

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

February 25, 2014

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



To Whom It May Concern:

I am writing to you of my intent to file a FERPA complaint for my son, (b)(6); (b)(7)(C) is a student at (b)(6); (b)(7)(C) School in Kansas City. He is not in the residential side, but a student of (b)(6); (b)(7)(C) School District. I will include their address at the conclusion of this letter.

On February 24, 2014, we had a meeting scheduled at the school at 2pm. My advocate and I came early to view his file. First we spoke to principal, (b)(6); (b)(7)(C). She stated the file may be being used to prepare for meeting. She left and returned with Special Education Services employee, (b)(6); (b)(7)(C). (b)(6); (b)(7)(C) works under the Director of Special Services. She stated to us, if we wrote down what items in the file we wanted to view, she would make copies of what we needed. She refused to allow us access to his records. We wrote down what we wanted to view, (meeting notes, therapy notes, teacher notes, official number of days suspended-listing specific days) but indicated that this may not be all as we do not know what all is in his file. She left to prepare, we assumed, the copies. The time for meeting to start and still no copies. At the conclusion of the meeting, we asked about the copies. (b)(6); (b)(7)(C) Autism and Behavior Specialist for the school district, told us we needed to call the Special Education Office to make an appointment according to District Policy and the files would be taken to the Special Education Office and we could view them there with two district employees, in case we needed clarification of anything. I do not see that in our district policy where it is required to make an appointment and files would be taken to SPED office. I have included our district policy.

I feel we have been refused access to my son's file. This is not the first time his file/records have been discussed. I have included copies of the emails of contacts made to obtain specific records. Also included is (b)(6); (b)(7)(C) response to my third attempt. When reading her response, I noticed the dates did not correspond to dates I requested. For example, she states she sent them to me on 9/3/2013, however, I did not request anything until 9/6/2013.

(b)(6); (b)(7)(C) address is (b)(6); (b)(7)(C) Their phone number is (b)(6); (b)(7)(C)

Sincerely,

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

March 14, 2014

MAR 24 2014

To: The Family Policy Compliance Office, U. S.  
Department of Education  
Washington, D. C. 20202-4605

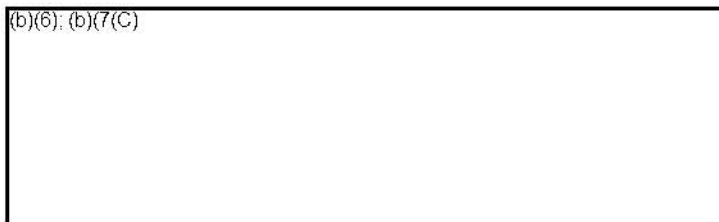
Dear Department of Education Policy Compliance Office,  
My name is (b)(6); (b)(7)(C) of Myrtle Beach, S. C. I am a resident of Horry County in South Carolina for 33 years. My oldest son graduated successfully for Horry County Schools in 2006. It was a challenge for him because the School System tried to label him Mentally Retired. I challenge the system with my son and he graduate with a B average, the Hope Scholarship, State Champion for the Track Team and graduated from College. If I wasn't a caring and educated parent the system would have failed my child getting an education.

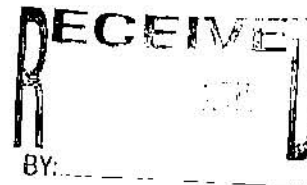
Enclosed are information/issues regarding request to appeal my son's student discipline records and the school that he attends refused me my rights to look and review his record while I was at the school two days in the Office with the Guidance Counselor asking to look/review my son records. I signed the request form to obtain the information. I understood that it take 45 days for the permanently records to be mail or email to a parents. The Guidance Counselor informs me two days in a row that I couldn't review or look @ my son's incident records or any records. I know my rights have been violated because of the FERPA Laws that states that parents can look and review their children records. I am the Custodial parent.

I worked for the Governor's Office of Children Services Continuum of Care of S. C. for a few years and I learned the Disabilities Act Laws and FERPA Laws, No Child Left Behind Laws etc. I taught school and I am a Notary for S. C. I have 30 hours of Counseling Education towards my Master Degree. I was a foster parent for 20 years with DSS/S.C. Youth Services here in S. C. I am the CEO for Miracle House for Children a private foundation that I founded for children from disadvantage homes. I am a 20 years employee of the Horry County School System here in Myrtle Beach, S. C. I would appreciate your immediately assistant with this very important matter. I have filed a complaint with the S.C. Department of Education. Enclosed is a copy of their letter. I will be looking forward to here from your Office very soon. Thanks a Million!

Sincerely yours,

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

A rectangular box with a black border, containing the text "(b)(6); (b)(7)(C)" in the top left corner. The rest of the box is empty, indicating a redacted signature.



**Recipient Information**  
**To: Family Policy Compliance office**  
**Company: Department Of Education**  
**Fax #: 12022609001**

**Sender Information**  
**From:** (b)(6); (b)(7)(C)  
**Email address:** (b)(6); (b)(7)(C)@alumni.(b)(6); (b)(7)(C) from (b)(6); (b)(7)(C)  
**Sent on: Thursday, March 13 2014 at 2:16 PM EDT**

Hello this is (b)(6); (b)(7)(C) I am filing this complaint in regards to a violation of my privacy rights. I can be contacted by phone at (b)(6); (b)(7)(C) or email at (b)(6); (b)(7)(C)@alumni.(b)(6); (b)(7)(C)

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

Re. Inappropriate Disclosure of Educational Records

To Whom It May Concern:

My name is (b)(6); (b)(7)(C) (student id: (b)(6); (b)(7)(C)), I was a student at the (b)(6); (b)(7)(C). I would like to file a complaint in regards to a violation of FERPA. I was recently subject to disciplinary actions by the school. I was being dismissed due to attendance issues in one of my classes. I understand information pertaining to disciplinary hearings is considered an educational record and is therefore protected under FERPA. During the proceedings details of my case were being shared with various other faculty members and other students at the school. I understand that to a certain extent this could be allowed provided that the faculty or students involved were somehow associated with my case. My complaint however is that my information was shared with not only the school community but a former faculty member who is no longer at the school and is the Dean of another medical school.

On February 27, 2014, I was told that I would be dismissed from the school. I was not provided a formal hearing or given the opportunity to present a defense. On Mar, 3, 2014 (b)(6); (b)(7)(C) the former faculty member contacted me in regards to my situation. There is no reason she should have been involved or been forwarded information about the proceedings however somehow she was privy to my private information.

I understand that (b)(6); is in the process of applying for federal funding and I do not feel an institution that violates strict policy set out by the Department of Education should be entitled to such provisions. If any further details of the incidence are required I would be happy to provide them.

Regards

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

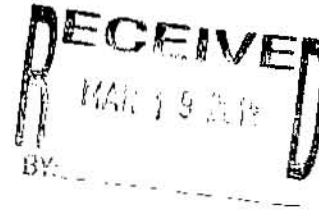
Phone: (b)(6); (b)(7)(C)

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



March 16, 2014

FERPA  
US Department of Education  
400 Maryland Ave, SW  
Washington, DC 20202



My name is (b)(6); (b)(7)(C) I reside at (b)(6); (b)(7)(C) I am the parent and legal guardian of (b)(6); (b)(7)(C) yn. (b)(6); (b)(7)(C) is a current secondary school student under 18 trying to apply to college. I have repeatedly asked (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) School located at (b)(6); (b)(7)(C) with business office located at (b)(6); (b)(7)(C) for copies of her 9th grade report cards and all other records which exist and (b)(6); (b)(7)(C) has on file. (b)(6); (b)(7)(C) has repeatedly denied this request since the end of freshman year and now as a senior this refusal is affecting my daughters ability to attend college. The school acknowledges these records exist and has deliberately not provided them to us. We have reached out to the headmaster repeatedly, (b)(6); (b)(7)(C) as well as the school chairman, and they have explained that (b)(6); (b)(7)(C) is solely responsible for FERPA compliance. (b)(6); (b)(7)(C) has been contacted multiple times and has stated point blank that FERPA doesnt apply to North Shore.

I ask that your institution reach out on my behalf to assist in retrieving my daughters academic records and sanction the institution within your power if they continue to refuse

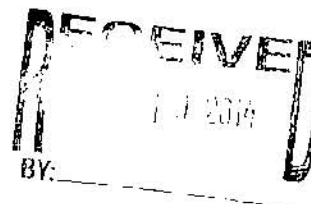
(b)(6); (b)(7)(C)

To: Family Policy Compliance Office (FPCO)

From:

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

Subject: Report of a possible FERPA Violation By UNCW.



Hello from beautiful North Carolina!

I hope everyone there in our nations capitol is having a wonderful day! My name is (b)(6); (b)(7)(C)

I am a senior at the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) I am writing to report a possible FERPA violation by the university.

I received an email from (b)(6); (b)(7)(C) on Thursday September 12th to set an appointment up with her ASAP, at which time I responded back with times I was available, and we both agreed to the following morning which was Friday September 13. I walked into (b)(6); (b)(7)(C) office and she told me to sit down I have to go and get (b)(6); (b)(7)(C) Once (b)(6); (b)(7)(C) sat down, (b)(6); (b)(7)(C) then told me this was about my practicum and this was very serious, she then stated I could go to prison and get kicked out of school. She then questioned if I had any criminal or traffic offenses even if I had any University offenses as in any underage drinking my freshman year... she also kept asking me if I had any Honor Code violations and I kept telling her I have never been in any trouble besides parking tickets in my entire life in or out of school. She aggressively questioned me in regards if I finished my 100 hours of training for my practicum at (b)(6); (b)(7)(C) I kept insisting that I may have made mistakes on dates, but I did complete 100 hours. I emphatically insisted that I did not cheat, but I was very sorry if I made some mistakes in documenting my dates. (b)(6); (b)(7)(C) then asked (b)(6); (b)(7)(C) what she thought about all this, and she very kindly said I should of done a better job in documenting my dates, but she felt it was an honest mistake. During this entire conversation she told me 4 different stories how this complaint surfaced, which include, she ran into (b)(6); (b)(7)(C) while out somewhere, she had a meeting with (b)(6); (b)(7)(C) and my name came up, she was speaking with (b)(6); (b)(7)(C) on the phone. and lastly she received an email out of concern of not seeing me. (b)(6); (b)(7)(C) also stated to me on this day that she has already turned this over to the ODOS (Office of Dean of Students) and then later said she did not turn it in, but hated to make me wait the weekend, but she had to think what she was going to do with all this and would get back with me sometime on Monday. I left there hysterically crying with only my car keys in hand in no condition to drive. I was shocked by (b)(6); (b)(7)(C) conduct and her lack of concern. I did not understand anything about the events.

On paper the rules of (b)(6); (b)(7)(C) comply with FERPA laws. The problem is (b)(6); (b)(7)(C) did not follow UNCW rules. Specifically the following.

(b)(6); (b)(7)(C) violated the following: According to (b)(6); (b)(7)(C) Code of Life page 9 Section 1, Policy 03.100 C. 3. Upon receiving a report of an alleged honor code infraction the instructor shall consult with ODOS to discuss appropriate procedures and protection of student rights...

(b)(6); (b)(7)(C) Code of Life page 9, Section 1, Policy 03.100 C. 4 If the student has no prior honor code

offenses and no history of academic misconduct, the faculty member will meet with the student to inform the student of the allegation of academic dishonesty and explain their action as follows...

Page 9, Section 1, Policy 03.100 C. 5 If the student does NOT admit to the infraction the faculty member must either:

- A. refer the case to the ODOS...
- B. Decide not to pursue the accusation[s] due to the lack of evidence...

This is also a violation of Code of Student Life Section 608 Students Rights and Responsibilities [3] in applying regulations in the area of student discipline, each constituent institution shall adhere to the requirements of due process as set forth in Section 502 D[3] of this code.

On paper the (b)(6); (b)(7)(C) Office of Dean of Students is the office with the need to know my criminal history, academic history, and disciplinary record. They are also charged with protecting these sensitive protective records.

(b)(6); (b)(7)(C) did not contact the Office of the Dean of Students until September 16th, at 2:52 P.M.. By which time she had already violated my rights. (I have included an email that documents (b)(6); (b)(7)(C) first contact with ODOS. Also included is the the policy flow chart from ODOS.

I have contacted multiple officials at (b)(6); (b)(7)(C) to resolve this matter. It is currently in the hands of their Chief Counsel (b)(6); (b)(7)(C). I still have not heard anything besides the fact that I cannot sue them for this violation alone. It is apparent to me that he is attempting to "run out the clock". Past 180 days for me to report this violation. They have known of this since September.

I have tried to work this out with the university since September of last year. Now I would like to officially report this violation as a last resort. They apparently intend to keep using it in an internal hearing! I feel that this is just so wrong.

Please feel free to contact me for anything that you need.

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

MAR 05 2014

To: Family Policy Compliance Office (FPCO)

From:

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

Subject: Report of a possible FERPA Violation By (b)(6); (b)(7)(C)

Hello from beautiful North Carolina!

I hope everyone there in our nations capitol is having a wonderful day! My name is (b)(6); (b)(7)(C). I am a senior at the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C). I am writing to report a possible FERPA violation by the university. I have enclosed a copy of an email from my professor (b)(6); (b)(7)(C) to one (b)(6); (b)(7)(C) dated Sept 11th 2013. You can clearly see she affixed a picture of myself to the email. The picture she used was from my university ID. (b)(6); (b)(7)(C) One Card. It is from an academically maintained database. I had completed a practicum in the summer semester. It was over by July 2013. My grade (I got a B in the practicum.) was already posted at the office of the registrar. I had absolutely no affiliation with (b)(6); (b)(7)(C) or (b)(6); (b)(7)(C). (The address of the email) at the time (b)(6); (b)(7)(C) sent the email. I feel this is a clear cut FERPA violation. So does my attorney. I have contacted multiple officials at (b)(6); (b)(7)(C) to resolve this matter. It is currently in the hands of their Chief Counsel (b)(6); (b)(7)(C). I still have not heard anything besides the fact that I cannot sue them for this violation alone. It is apparent to me that he is attempting to b[un] run out the clockb[un]. Past 180 days for me to report this violation. They have known of this since September.

I have tried to work this out with the university since September of last year. Now I would like to officially report this violation as a last resort. They apparently intend to keep using it in an internal hearing! I feel that this is just so wrong.

Please feel free to contact me for anything that you need.

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















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

**FERPA COMPLAINT  
ATTACHMENT**

On behalf of our son (b)(6); (b)(7)(C) who attends (b)(6); (b)(7)(C) School, we hereby lodge an official complaint against the Brentwood Union School District ("District") for the following violations:

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

**Alleged Violations of Act or Regulations**

**1. Failure to produce all educational records to parent**

On or about February 24, 2014, I requested a copy of our son (b)(6); (b) educational records from the District. On or about March 4, 2014, I picked up approximately 482 pages and 1 CD (based upon the District's count). While reviewing (b)(6); (b) educational records from the District, we did not receive all of the documents that should be a part of his file. The District did not include the Release and Exchange of Information we executed and faxed to the District on or about April 24, 2013. Again, we emailed the District on or about May 2, 2013 to make sure they had it in their files. The District responded the same day confirming, we did receive the fax with the forms for your children." Please see attached true and correct copies of the May 2, 2013 email exchange and the attached April 24, 2013 fax confirmation page sent to the to the District.

Yours Truly,

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





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

**FERPA COMPLAINT  
ATTACHMENT**

On behalf of our daughter (b)(6); (b)(7)(C) who attends (b)(6); (b)(7)(C) School, we hereby lodge an official complaint against the Brentwood Union School District ("District") for the following violations:

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

**Alleged Violations of Act or Regulations**

**1. Failure to produce all educational records to parent**

On or about February 24, 2014, I requested a copy of our daughter (b)(6); (b)(7)(C) educational records from the District. On or about March 4, 2014, I picked up approximately 515 pages and six CDs (based upon the District's count). While reviewing (b)(6); (b)(7)(C) educational records from the District, we did not receive all of the documents that should be a part of her file. The District did not include the Release and Exchange of Information we executed and faxed to the District on or about April 24, 2013. Again, we emailed the District on or about May 2, 2013 to make sure they had it in their files. The District responded the same day confirming, we did receive the fax with the forms for your children." Please see attached true and correct copies of the May 2, 2013 email exchange and the attached April 24, 2013 fax confirmation page sent to the to the District.

Also, while reviewing my daughter's records, I came across the District's Log of Access to Student Records. It states that on 1/29 (b)(6); (b)(7)(C) accessed my daughter's records. However, it does not state her "legitimate interest that each such person... has in obtaining this information" (33 C.F.R. 99.32(a)(2) and (a)(3)(ii); 20 U.S.C. 1232g (b)(4)(A)).

Yours Truly,

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







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

**FERPA COMPLAINT  
ATTACHMENT**

On behalf of our son (b)(6); (b)(7)(C) who attends (b)(6); (b)(7)(C) School, we hereby lodge an official complaint against the Brentwood Union School District ("District") for the following violations:

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

**Alleged Violations of Act or Regulations**

**I. Failure to Provide educational Records/Denial of Access to Educational**

On or about February 24, 2014, my husband and I requested a copy of our son (b)(6); educational records from the District. On or about March 4, 2014, I picked up approximately 685 pages and 3 CDs (based upon the District's count). While reviewing (b)(6); educational records from the District, we did not receive all of the documents that should be a part of his file thereby denying us access to our son's educational records. The District did not include the Release and Exchange of Information we executed and faxed to the District on or about April 24, 2013. Again, I emailed the District on or about May 2, 2013 to make sure they had it in their files. The District responded the same day confirming, we did receive the fax with the forms for your children." Please see attached true and correct copies of the May 2, 2013 email exchange and the attached April 24, 2013 fax confirmation page sent to the to the District.

Further, on or about March 10, 2014, I requested to review (b)(6); educational records prior to our son's IEP. My son's advocate and I went to (b)(6); school, (b)(6); (b)(7)(C) School to review his educational records on or about March 11, 2014. During the records review, neither our advocate, nor myself were able to locate the Release and Exchange of Information in our son's educational records/files. Moreover, we were not provided access to all of (b)(6); educational records during this records review including, but not limited to records, CD's audio records, service logs, etc.

Yours Truly,

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

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

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

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

RECEIVED  
AUG 13 2014

August 7, 2014

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

Re: Complaint regarding unauthorized disclosure of personally identifiable information

Dear Compliance Official:

I represent (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) of Dubuque, Iowa, parents of (b)(6); (b)(7)(C) (DOB (b)(6); (b)(7)(C)). This letter is their complaint that (b)(6); (b)(7)(C) Schools (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) disclosed personally identifiable information about (b)(6) without their authorization.

The disclosure was made on February 4, 2013 by (b)(6); (b)(7)(C) principal of (b)(6); (b)(7)(C) School and (b)(6); (b)(7)(C) School. We understand that (b)(6); (b)(7)(C) Schools participates in the Federal Free Lunch program.

This complaint is timely because the (b)(6); (b)(7)(C) had no reason to know about the problem until last winter. In January 2014 they received (b)(6); (b)(7)(C) education records from Dubuque (Iowa) Community School District (DCSD). The records received included the basis for this complaint. After seeing the enclosed notes, the (b)(6); (b)(7)(C) made a request for a copy of their authorization for the release of information; no specific response was ever received to that request. The passage of time with no response confirmed their impression that they never gave an authorization. That conclusion was reached within the past 180 days.

(b)(6); (b)(7)(C) attended (b)(6); (b)(7)(C) Schools from the beginning of the 2011-12 school year until the end of January 2013. In February 2013 she enrolled in (b)(6); (b)(7)(C) School (DCSD). The education records

received from DCSD include handwritten notes of a conversation between (b)(6); (b)(7)(C) principal of the schools which (b)(6); (b)(7)(C) had attended, and (b)(6); (b)(7)(C) principal of (b)(6); (b)(7)(C) School. A copy of those notes is enclosed. The notes contain information about (b)(6); (b)(7)(C) which the (b)(6); (b)(7)(C) never gave to DCSD. The (b)(6); (b)(7)(C) conclude that (b)(6); (b)(7)(C) communicated personally identifiable information about (b)(6); (b)(7)(C) to (b)(6); (b)(7)(C).  
The (b)(6); (b)(7)(C) moved (b)(6); (b)(7)(C) from (b)(6); (b)(7)(C) Schools because (b)(6); (b)(7)(C) was the subject of bullying and harassment which could not be solved there. So that (b)(6); (b)(7)(C) problems would not follow her to public school, they gave limited authorization for communication of information. They did not authorize oral communication. The (b)(6); (b)(7)(C) request that FPCO investigate this telephone conversation, make a determination that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) violated FERPA and take appropriate action to prevent such events in the future.

Sincerely,  
(b)(6); (b)(7)(C)  
Attorney for (b)(6); (b)(7)(C)  
and (b)(6); (b)(7)(C)

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







Date: August 28, 2014

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

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

Phone:

To: Family Policy Compliance Office  
U.S. Department of Education

Re: (b)(6); (b)(7)(C) Honor Case # 2013171001 (IR # 00006348 and 00006349)

Dear FPCO Representatives:

I would like to hereby file a complaint against (b)(6); (b)(7)(C) Office of Student Conduct & Academic Integrity ((b)(6); (b)(7)(C) Director and (b)(6); (b)(7)(C) Academic Integrity Officer) and (b)(6); (b)(7)(C) (Department of Chemistry) for violation of FERPA regulations and my rights as a student at (b)(6). Please note the following:

7a. Under FERPA, a school must provide an eligible student with an opportunity to inspect and review his or her education records within 45 days following its receipt of a request. Additionally, the eligible student has the right to have access to his or her education records, the right to seek to have the records amended, and the right to have control over the disclosure of personally identifiable information from the records. I made a request to (b)(6); (b)(7)(C), of the Office of Student Conduct & Academic Integrity, for access to complete (or preferably original) copies of test 2, test 3, and an attached note provided with test 3 on May 16, 2014. (Please note that the tests also contained personally identifiable information, including my name, signature, and (b)(6); student V#.) This request was repeated a few more times in both verbal and written communication, but on every occasion, the response included claims that a) either partial copies of the tests were sufficient and complete copies would thus not be provided or b) the accusing faculty member would not provide the original documents and that the office would try to obtain them. As these were essential pieces of evidence to complete investigation of this case, violation of FERPA regulation and the resulting lack of access to these documents has injured my case tremendously. Interestingly, test 2 and the aforementioned note were eventually claimed missing on August 13, 2014 by (b)(6); (b)(7)(C) during the University Council hearing session pertinent to the allegations in reference to the same tests. That is while in one of her private emails to (b)(6); (b)(7)(C) she had expressed concern that she had lost a page or two of test 2. In the same session, she also claimed that (b)(6); (b)(7)(C) has had test 3 since the beginning of the case. A complete electronic copy of test 3 (only) was delivered to me on August 15, 2014, two days after the hearing. So, the claims used to withhold the tests proved to be lies with the intent to hide essential documents from me (accused) until the hearing of the case was over and a decision was made. I would like to emphasize that the allegations and, later, the final decision, were based on these documents, and I never received access to them.

(b)(6) Honor System policy states, “All records of Honor System violations and sanctions assessed not involving Suspension or Expulsion shall be kept at least until completion of the academic program in which the student is enrolled at the time of the violation or three academic years following the violation, whichever is longer... All records of violations and sanctions involving Suspension, Expulsion or Revocation shall be maintained permanently by the Provost and Vice President for Academic Affairs, or designee, with sufficient safeguards to ensure confidentiality.” The (b)(6) Office of Student Conduct & Academic Integrity thus has a responsibility to maintain all records pertaining my case and does not have permission to destroy them over the period during which any sanctions are assessed and/or imposed. Furthermore, the faculty member must maintain records for any students who are suspected of honor violations. These records are typically maintained – and not destroyed or “lost” – regardless of any such status, for the purposes of department accreditation and students who present with grade/transcript appeals in subsequent semesters.

7b. FERPA generally prohibits the improper disclosure of personally identifiable information derived from education records. This remains particularly applicable if the official in question had an official role in making a determination that generated a protected education record (manipulation of a case against the student). There is evidence to show that the (b)(6) Office of Student Conduct & Academic Integrity has played a substantial role in framing this case as an allegation of lying and distributed the information to university officials to tarnish the reputation of the student. Furthermore, (b)(6); (b)(7)(C) has discussed my case with my parents without my consent. She has shared my test scores, performance, and even details of the baseless accusations she has fraudulently (in collaboration with (b)(6); (b)(7)(C)) manufactured against me. She has deliberately misinformed my parents about my academic records to make me look bad and tarnish my reputation with my parents. She has also misinterpreted the (b)(6) Honor System policies on multiple occasions and has used this to justify her case and actions against me, including the withholding of essential documents (see 7a). Ms. (b)(6); (b)(7)(C) has copied members of the (b)(6) community on communication relevant to my case without my consent. Some of these individuals do not play a role in these allegations or the adjudication process. Thus, the sharing of communication has not been restricted to a need-to-know basis as claimed by the office when this concern has been brought up. Both (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) have used private student academic information to ridicule and demean students like myself in public and private settings (e.g. Twitter, private email and verbal exchanges, University Honor Council hearing, etc.), as evidenced by email exchanges that were provided to the University Honor Council in my case file. All of the aforementioned claims are documented in email records, screenshots of social media pages, and a full audio recording of the UHC hearing. If these documents are deemed relevant to investigation of the FERPA violations, they can be provided upon request.

8. Since July 2014, when I found out about the fraudulent role of the SCAI office (b)(6); (b)(7)(C) in my case and its effort to frame me with accusations that largely contradict their own Honor System Policy, I have filed a few complaints with different offices at (b)(6) (President, Provost, Associate Provost for Academic Affairs, Human Resources, Center for Institutional Equity, Board of Visitors, University Council, etc.); however, a majority of these offices have failed to return communication. In fact, I have been advised in several cases to keep my mouth shut for the time being (until the case is closed and all opportunities for appeal have



been exhausted), stop emailing university officials, and keep concerns regarding the amassing of irregularities to myself. Meanwhile, on August 13, 2014, I was forced to sit through a University Honor Council (UHC) hearing that would have proceeded in my absence. Due to many irregularities in the due process, undeniable ties of all Honor Council members to the SCAI office (and even to the accuser, in breach of "conflict of interest" clauses in the policy), and lack of access to documents that were essential in proving my innocence, my testimony went largely unconsidered and some very serious sanctions were assigned to my case. (The hearing session was recorded and an audio copy of the proceedings to confirm my claims can be provided upon request). So, I would like to file a complaint with DED-FERPA against (b)(6); (b)(7) SCAI for denying me access to the academic records in which I have been alleged of cheating as well as their disclosure of my private academic and personal information to parties outside of the scope of this case.

For further details of this case, please see the documents provided. As is evident from the details provided in attached notes, the (b)(6) SCAI Office, in collaboration with some instructors, has been involved in fabricating honor infraction allegations against innocent (b)(6) students. I have also emailed some additional documents in correspondences dated August 20, 2014 and August 25, 2014. In a phone conversation held on August 26, 2014, (b)(6); (b)(7)(C) from your office agreed to follow up on your receipt and processing of those emails.

You will be updated with further information concerning biased hearing arrangements, discriminatory reporting of events, and false information from (b)(6) officials to justify violation of FERPA regulations.

Please feel free to contact me with any questions or requests for additional information.

Regards,

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

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

RF  
BY: \_\_\_\_\_

August 11, 2014

To whom it may concern:

This letter is to inform the U.S. Department of Education of a violation of the Family Education Rights and Privacy Act (FERPA) committed by (b)(6); (b)(7)(C) The following are three situations which I have been advised are violations of this Law.

1. On April 24, 2014 after requesting a copy of my file from (b)(6); (b)(7)(C), Allied Health – (b)(6); (b)(7)(C) department, I received a copy of my transcripts alongside another students transcripts, Faith Stackling. The name was blackened out, but still readable. See exhibit A. (if possible I would like to have this documentation back, it is the original)
2. In May of 2013, I had applied for the Vascular Sonography Program at (b)(6); (b)(7)(C) A friend of mine, (b)(6); (b)(7)(C) who was currently in the program came to my home and announced she knew I was accepted into the program and what the location of my clinical site was, I was unaware of the location at this time. She informed me the site was “The Vascular Center in Battle Creek”. She had been given the information from (b)(6); (b)(7)(C) a Vascular Sonography Instructor at the College. Clinical site locations do not fall under directory information and is protected by FERPA, as I was told by the Ombudsman when I asked for a listing of clinical sites and students. See Exhibit B.
3. At the end of December 2013, (b)(6); (b)(7)(C), a clinical coordinator for the Vascular Sonography program at (b)(6); (b)(7)(C) provided myself and another student (b)(6); (b)(7)(C) with her thoughts about a student’s writing in an online forum which was for a grade. It was not positive feedback nor did I or the other student need to know the information or the instructors opinion of the student.

Please note a formal complaint has been submitted to (b)(6); (b)(7)(C) in reference of these situations. I do hope this office can direct (b)(6); (b)(7)(C) in the proper FERPA education. According to their website:

In compliance with FERPA, (b) maintains the following procedures:

- (b)(6) officials, including instructors and academic advisors, cannot discuss the specifics of a student’s academic, financial, and/or disciplinary situation, unless the student is present and willingly agrees to share the information.

In order to ensure proper delivery of this complaint, please contact me at (b)(6); (b)(7)(C) upon receipt.





FERPA COMPLAINT

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

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

Institution: (b)(6); (b)(7)(C) NY

RECEIVED  
BY: ..

Chief School Officer: (b)(6); (b)(7)(C)  
(b)(6); (b)(7)(C)

Officials Involved:

- (b)(6); (b)(7)(C) Professor
- (b)(6); (b)(7)(C) Associate Dean
- (b)(6); (b)(7)(C) Dean
- (b)(6); (b)(7)(C) Associate Dean
- (b)(6); (b)(7)(C) Vice President of Student Affairs and Campus Life
- (b)(6); (b)(7)(C) Associate Provost
- (b)(6); (b)(7)(C) General Counsel
- (b)(6); (b)(7)(C) Assistant Director for Judicial Affairs
- (b)(6); (b)(7)(C) Director of Public Safety
- Officers (b)(6); (b)(7)(C) - Public Safety Officers
- (b)(6); (b)(7)(C) Residence Director

7b:

My graded video assignment entitled (b)(6); (b)(7)(C) was given to student, (b)(6); (b)(7)(C) by Professor (b)(6); (b)(7)(C) on May 7, 2013. I became aware of it this day, after receiving several angry text messages from others whom the assignment had been shared with. The Office of Public Safety was alerted of this event on May 7, 2013. I spoke to Associate Dean (b)(6); (b)(7)(C) on May 13, 2013 about this assignment being taken and distributed. He said that he would take care of it, later claiming to have spoken to (b)(6); (b)(7)(C) and having stopped the spread of the assignment. I then heard on several later occasions that my peers and strangers were still being shown the assignment and that it was being used to defame me. In November 2013, I met with (b)(6); (b)(7)(C), Associate Provost, about the improperly disclosed assignment and it's use as defamation. On November 27, 2013, she sent me an email confirming that the assignment was improperly disclosed and that the faculty member had been spoken to about it. I once again requested that the assignment be removed from (b)(6); (b)(7)(C) possession. At this point my father got involved in the situation, and I was outed to him in a meeting between him, (b)(6); (b)(7)(C). Action was not taken on this request until April, 2014. At this time, (b)(6); (b)(7)(C) refused to return the video, unless I was punished for creating the project for the assignment. The college obliged and created a document for both me and (b)(6); (b)(7)(C) to sign, punishing me and condemning me from ever speaking of the events that happened, and in exchange he was to delete the video. He eventually signed, at the threat of not graduating, but I never did, stating that I would not buy into that extortion to correct their mistake. It took weeks of asking to finally be told that the school thinks that he deleted the video, but the document they had him sign still has no legal

recourse if he does indeed still have a copy and continues to use it to defame me, since I did not sign.

The school then tried to get me to sign their document in other ways, by including the requirement of abiding to the unsigned document as punishment for blogging quotes from television shows that they deemed to be violent. In my tracking of their viewing of my blog though, they looked at several posts, which were of men in suggestive or little clothing, with only one post being of a quote that I believe to be from the television show, *Dexter*, which they decided was a threat. It appears that they were looking more at expressions of my sexual identity, and only needed to find one vague post that they "considered threatening" to force me out of my apartment and to interrogate me for hours in a holding cell. At this time, they evicted me from my apartment with no notice, late in the evening, at a time when all hotels in the area were booked for commencement, leaving me to live in my car and on the occasional kind strangers floor or couch while I was summarily suspended, for "threats," which never occurred. Public Safety then stalked my roommates 24 hours a day, for a period of 5 days, waking them up in the middle of the night to search my apartment and to attempt to accuse me of hiding in my apartment. They are now putting me under disciplinary probation as a part of what appears to be their continued retaliation for bringing up this situation to pressure me into not speaking out. When I turned in similar posts, as posted by (b)(6); (b)(7)(C) they did not take action on him, as he had, at that point, signed the document as asked, and they could wash their hands of fault. Several other officials listed above either refused to respond to my emails asking for assistance, turned me away, or took no action.

I have attached documentation of several of these instances in a more detailed manner on the next several pages, followed by copies of emails and other communication, demonstrating the above stated scenario. I have requested apologies and some sort of justice or recourse to amend these actions, but have yet to hear anything. The reason this is being submitted so long after the reporting date is that the college continually claimed to be taking action, but at this point, enough is enough.

Complainant's signature (b)(6); (b)(7)(C) Date: 7-23-2014