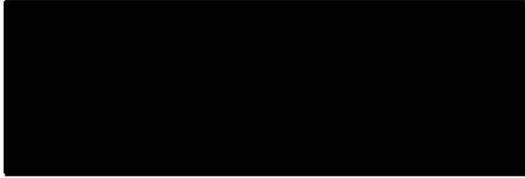




MAR 26 2019

In Reply Refer to: HCR-20
DOT# 2019-0024



Subject: Dismissal of Complaint DOT# 2019-0024

Dear 

This letter is to inform you that the Federal Highway Administration (FHWA) Office of Civil Rights has determined that it will dismiss the above complaint, which alleges violations that may be related to Title VI of the Civil Rights Act of 1964, the U.S. Department of Transportation (USDOT) Title VI implementation regulations at 49 C.F.R. Part 21 and/or FHWA's Title VI regulations at 23 C.F.R. Part 200 (hereinafter Title VI). Title VI prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving Federal financial assistance. To be accepted for investigation, a complaint must meet the jurisdictional requirements provided by 49 C.F.R. §21.11, as well as the legal standards discussed in the U.S. Department of Justice Title VI Legal Manual. First, complaints must be filed within 180 calendar days of the alleged discriminatory act, unless the time for filing is extended by FHWA. Second, the matters must concern recipients of federal financial assistance for a program or programs authorized under a law administered by FHWA. Finally, the complaint must describe an alleged discriminatory act or acts that, if true, would fall under FHWA's jurisdiction and potentially violate FHWA's Title VI regulations.

You allege the Huerfano County Road and Bridge Department in Colorado (Respondent), a current recipient of federal financial assistance from FHWA, intentionally discriminated against Camp D'ORvid at Casa D'El Arroyo based on the national origin of the organization's members as Jewish persons of Israeli origin. Specifically, you allege Respondent employees used its vehicles and equipment to Camp D'ORvid at Casa D'El Arroyo's property, including its gate and fencing in the summer of 2018.

However, after careful consideration, FHWA has determined the allegations and facts in your complaint do not meet the minimum criteria from which FHWA could establish a case of disparate treatment or disparate impact under Title VI. For these reasons, this complaint will be dismissed by FHWA and closed with no further action.

If you have any questions, please contact Nichole McWhorter at (202) 366-1396.

Sincerely,



Nichole McWhorter
Title VI Team Leader
Office of Civil Rights

cc: John Cater, Division Administrator, FHWA CO Division Office
Vershun Tolliver, Assistant Division Administrator, FHWA CO Division Office
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