



In Reply Refer to: HCR-20
DOT# 2022-0345

October 4, 2022

(b) (6)

Subject: Complaint DOT# 2022-0345

Dear (b) (6)

This letter is to inform you that the Federal Highway Administration (FHWA) Office of Civil Rights has made a determination on 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. 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.

In the above complaint, filed with FHWA April 17, 2022, you allege that the I-275 Capacity Improvements project will negatively impact your community. FHWA has reached out to you multiple times in an attempt to gather more information about the allegations but has not received a response. This complaint will be dismissed by FHWA and closed with no further action due to a failure to respond.

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

Sincerely,
Nichole McWhorter
Nichole McWhorter
Title VI Team Leader
Office of Civil Rights

cc: Jamie Christian, Division Administrator, FHWA Florida Division Office
David Hawk, Assistant Division Administrator, FHWA Florida Division Office
Carey Sheperd, Civil Rights Specialist, FHWA Florida Division Office
Irene Rico, Associate Administrator, FHWA Office of Civil Rights
Jim Esselman, Senior Attorney-Advisor, FHWA Office of Chief Counsel
Irene Marion, Director, Departmental Office of Civil Rights
Yvette Rivera, Associate Director, Equity and Access Division, Departmental Office of Civil Rights
Barbara Dougherty, Deputy Director, Departmental Office of Civil Rights