

# UNITED STATES DEPARTMENT OF EDUCATION OFFICE FOR CIVIL RIGHTS

## Administrative Complaint

June 14, 2022

United States Department of Education  
Office for Civil Rights  
Lyndon Baines Johnson Department of Education Building  
400 Maryland Avenue, SW  
Washington, DC 20202-1100

**Via Email: [OCR@ed.gov](mailto:OCR@ed.gov)**

To Whom It May Concern:

This is a federal civil rights complaint pursuant to the U.S. Department of Education's Office for Civil Rights' discrimination complaint resolution procedures.

Do No Harm brings this complaint against The Ohio State University College of Medicine for discrimination on the basis of race, color, or national origin in programs or activities that receive federal financial assistance in violation of both Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d *et seq.* and the Equal Protection Clause of the 14th Amendment of the U.S. Constitution.

Do No Harm makes this complaint as an interested third-party organization that opposes racial discrimination in American medical schools and healthcare organizations. Supporting evidence is attached to this complaint as Exhibits A and B.

As the Department is no doubt aware, Title VI declares that "no person in the United States shall, on the ground 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." 42 U.S.C. § 2000d. As a recipient of federal funds, the University must comply with Title VI and, by extension, the Equal Protection Clause. *See Gratz v. Bollinger*, 539 U.S. 244, 276

n.23 (2003) (holding that the requirements of Title VI are coextensive with the requirements of the Equal Protection Clause). The University is flagrantly violating these obligations.

The University's "Underrepresented in Medicine (URiM) Radiology Visiting Student Scholarship" and the Ohio State University Wexner Medical Center Department of Radiology "invites fourth-year medical students from groups Underrepresented in Medicine interested in pursuing a career in Radiology or their subspecialties to apply for our visiting student scholarship program." Awardees receive a \$2,500 scholarship "intended to help defray the cost of travel and lodging for your in-person experience." Ex. A.

This financial benefit and professional opportunity, however, is strictly limited to individuals of certain races or ethnicities. The University openly admits—indeed, advertises— that "[a]pplicants must come from one of the following groups that are Underrepresented in Medicine: African American, Native American, Alaskan Native, Native Hawaiian, Pacific Islander, and/or Hispanic/Latino." Ex. A. The University enforces these racial distinctions by forcing students to specify their race when they apply. (Question 3: "Underrepresented group(s) in Medicine (select all that apply): Race - African-American; Race - American Indian; Race - Alaskan Native; Race - Native Hawaiian; Race - Pacific Islander; Ethnicity - Hispanic/Latino; Ethnicity - non-Hispanic/Latino"); see Ex. B, pg. 2 (application form).

In light of the University's facially discriminatory eligibility standards, we ask the Department to promptly investigate the allegations in this complaint, act swiftly to remedy unlawful policies and practices, and order appropriate relief.

Thank you for your prompt assistance with this request for investigation and resolution.

Please contact me for further information.

Sincerely,

A handwritten signature in black ink, appearing to read "Stanley Goldfarb". The signature is fluid and cursive, with a large initial "S" and a long horizontal stroke at the end.

Stanley Goldfarb  
Chairman, Do No Harm

Encs. Exhibit A, Exhibit B.