



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE FOR CIVIL RIGHTS

32 OLD SLIP, 26TH FLOOR
NEW YORK, NEW YORK 10005

RACHEL POMERANTZ
DIRECTOR
NEW YORK OFFICE

August 9, 2022

Sent by email only to mjperry@umich.edu

Mark Perry, Ph.D.



Re: Case No. 02-22-2172
New York University

Dear Dr. Perry:

On April 29, 2022, the U.S. Department of Education, Office for Civil Rights (OCR) received the complaint you filed against New York University. You alleged that the University discriminates against students on the basis of race by offering: the Science and Technology Entry Program (Allegation 1); and the Visiting Elective for Students Underrepresented in Medicine Program (Allegation 2). OCR is opening the allegations for investigation.

OCR enforces Title VI of the Civil Rights Act of 1964 (Title VI), as amended, 42 U.S.C. § 2000d *et seq.*, and its implementing regulation at 34 C.F.R. Part 100, which prohibit discrimination on the basis of race, color or national origin in programs and activities receiving financial assistance from the Department. As a recipient of Federal financial assistance from the Department, the University is subject to Title VI.

Please understand that opening the allegations for investigation under Title VI does not mean that OCR has made a decision about the allegations. During the investigation, OCR is neutral; OCR will collect and analyze the evidence it needs to make a decision about the allegations. OCR will ensure that its investigation is legally sufficient and addresses the allegations, as required by OCR's *Case Processing Manual (CPM)*.¹

Please be advised that the University must not harass, coerce, intimidate, discriminate, or otherwise retaliate against an individual because that individual asserts a right or privilege under a law enforced by OCR or files a complaint, testifies, assists, or participates in a proceeding under a law enforced by OCR. If this happens, the individual may file a retaliation complaint against the University with OCR.

¹ CPM (July 18, 2022), <https://www2.ed.gov/about/offices/list/ocr/docs/ocrcpm.pdf>.

Under the Freedom of Information Act, it may be necessary to release this document and related correspondence and records upon request. If OCR receives such a request, it will seek to protect, to the extent provided by law, personally identifiable information that, if released, could reasonably be expected to constitute an unwarranted invasion of personal privacy.

If you have any questions, please contact Charles Skriner, Compliance Team Attorney, at (646) 428-3890 or charles.skriner@ed.gov; Lisa Khandhar, Compliance Team Attorney, at (646) 428-3778 or lisa.khandhar@ed.gov; or me at (646) 428-3796 or jocelyn.panicali@ed.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Panicali". The signature is written in a cursive, flowing style.

Jocelyn Panicali
Compliance Team Leader