

## Sample Gebser Letter

Date

Dear x: {superintendent and each school board member, special ed director, etc. Make sure you send individual letters to everyone you have evidence is personally involved whom you may consider bring legal action against AS WELL as the Superintendent and School Board Members }

I am writing on behalf of my child, [insert name, dob] who is a {insert protected class here-race, disability, etc.} student attending (name of school) in the School District. S/he is being discriminated against and bullied repeatedly during her school days. {insert how the discrimination excluded your child from continued participation in school or denied your child the benefits to which other students in school have access, and be specific} This is prohibiting her from being able to access her education by/because {insert how it is interfering with her education}

(Your) school district receives federal funds for which it contracts to not discriminate. You have the authority to investigate and correct this discrimination. You have control over the site and personnel where the discrimination occurs. If you do not investigate and correct the problem, we may claim that you and the district are deliberately indifferent to the discrimination. If you do not correct unlawful discrimination, you may be liable personally for damages, and the school district may also be liable for damages.

I would like you to do (insert what you think will solve the problem for your child and for similarly situated ones, if you don't know give what suggestions you can). (name) School District has a bullying policy that states: (insert specifics that have been violated). As you can see from the examples I have given you, this anti-bullying policy is not being upheld in the classroom or on the playground (or name wherever).

I would appreciate your written notification of when I can expect the investigation to be complete and what steps you will be taking, within 10 days. Please put a copy of this letter in my child's cumulative file.

Sincerely,

Mom & Dad (put your names of course)