# MPSB Notice of Dismissal

[to be provided simultaneously to Complainant and Respondent upon dismissal of a formal complaint] [date]

Dear [party name]:

This letter hereby notifies you that the sexual harassment complaint filed on [date] is being dismissed by the District for the following reason [check one]:

The conduct alleged in the complaint would not constitute sexual harassment as defined in Section II of this policy, even if proved;

The conduct alleged not occur in the District’s education program or activity; or

The conduct did not occur in the United States.

The Complainant notified the Title IX Coordinator in writing that the Complainant wished to withdraw the formal complaint or any allegations;

The Respondent is no longer enrolled or employed by the District; or

Specific circumstances exist that prevent the District from gathering evidence sufficient to reach a determination as to the formal complaint or allegations. These circumstances are:

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This dismissal may be appealed by submitting a written appeal to [name, title, contact information of designated appeal decision-maker] within five (5) calendar days of the date of this Notice of Dismissal. Appeals are limited to the following grounds:

* + A procedural irregularity that affected the outcome of the matter;
  + New evidence that was not reasonably available at the time this dismissal was issued that could affect the outcome of the matter; or
  + The Title IX Coordinator, Investigator(s), or Decision-Maker had a conflict of interest or bias that affected the outcome of the matter.

Even after dismissal of a formal complaint from the District’s Title IX grievance process, the District may still (1) offer supportive measures to either party and/or (2) investigate and resolve the complaint under any other applicable District policy or process. You will be notified if the District intends to take further action on this complaint.

If you have any questions, please let me know. Sincerely,

[Name, title, contact information for Title IX Coordinator]