



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 29 2008

OFFICE OF
CIVIL RIGHTS

Return Receipt Requested

Certified Mail #7004-1160-0002-3622-9131

In Reply Refer To:

EPA File No. 07R-06-R4



Re: Rejection of Administrative Complaint

Dear Mr. [REDACTED]

This letter is in reference to your administrative complaint filed with the U.S. Environmental Protection Agency (EPA) Office of Civil Rights (OCR) on June 23, 2006. Your complaint alleges that the City of Clarksville has violated Title VI of the Civil Rights Act of 1964, as amended (Title VI), 42 U.S.C. §§ 2000d *et seq.*, and EPA's nondiscrimination regulations found at 40 C.F.R. Part 7.

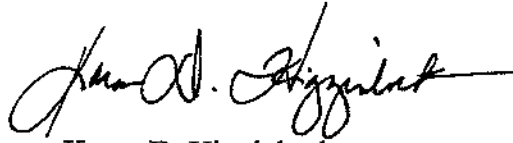
Pursuant to EPA's nondiscrimination regulations, OCR conducts a preliminary review of administrative complaints for acceptance, rejection, or referral. 40 C.F.R. § 7.120(d)(1). To be accepted for investigation, a complaint must meet the jurisdictional requirements described in EPA's nondiscrimination regulations. First, the complaint must be in writing. Second, the complaint must describe an alleged discriminatory act that violates EPA's nondiscrimination regulations (*i.e.*, an alleged discriminatory act based on race, color, national origin, sex, or disability). Third, the complaint must be filed within 180 calendar days of the alleged discriminatory act. Finally, the complaint must be filed against an applicant for, or recipient of, EPA assistance that allegedly committed the discriminatory act.

Your complaint indicates that you believe the City of Clarksville is developing EPA programs and approving EPA projects without soliciting input from the minority community. On February 25, 2008, we sent you a letter asking for information to determine whether OCR had the authority to investigate your complaint. Specifically, the letter requested a description of the act(s) by the City of Clarksville that you believe violated EPA's nondiscrimination regulations, and the date(s) of these alleged act(s). We requested that you provide our Office with the information within 15 calendar days of receiving our letter. To date, we have not received a response from you. Therefore, since

your complaint does not meet the jurisdictional requirements described in EPA's nondiscrimination regulations, OCR cannot accept your complaint for investigation.

If you have any questions regarding this letter, please contact Ms. Karen Randolph of the OCR External Compliance Program by telephone at (202)343-9679, via electronic mail at Randolph.Karen@epa.gov, or by mail at: U.S. EPA, Office of Civil Rights (Mail Code 1201A), 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460-1000.

Sincerely,

A handwritten signature in black ink, appearing to read "Karen D. Higginbotham", with a long horizontal flourish extending to the right.

Karen D. Higginbotham
Director

cc: Stephen Pressman, Associate General Counsel
Civil Rights Finance & Law Office (MC 2399A)

Nancy Tommelleo, Title VI Coordinator
EPA Region 4