



U.S. Department  
of Transportation  
**Federal Highway  
Administration**

1200 New Jersey Avenue, SE  
Washington, D.C. 20590

NOV 07 2011

In Reply Refer To: HCR-40  
DOT #2012-0035

(b) (6)

Dear (b) (6):

This is in reference to your complaint of discrimination, dated November 3, 2011, and submitted electronically to the Federal Highway Administration (FHWA) Office of Civil Rights. Your complaint was received on November 4, 2011. In your complaint, you state that the City of Los Angeles, California Department of Transportation, and (b) (6) failed to provide Federal relocation benefits under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 to low income individuals on the Metro Goldline Eastside Extension and 1st Street Bridge Widening Project, based on national origin (Hispanic).

Please be advised that our office has responsibility to investigate individual complaints of discrimination involving violations of Title VI of the Civil Rights Act of 1964 (Title VI). Title VI provides 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."

After a thorough review of your complaint, we have determined that your complaint will not be investigated under Title VI. In your complaint you state that in September 2010, several displaced individuals filed a lawsuit regarding the same allegation raised in your complaint in Federal Court. The court case is pending.

Please be advised that Section III, B., of the Department of Justice's Investigation Procedures Manual for the Investigation and Resolution of Complaints Alleging Violations of Title VI and Other Nondiscrimination Statutes states in part that, ". . . an agency generally need not proceed with or continue a complaint investigation and attempts at resolution of an allegation under certain circumstances, which include: 5) Litigation has been filed raising the same allegations."

This concludes processing of this matter and no further action will be taken by the FHWA Office of Civil Rights.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Warren S. Whitlock". The signature is written in a cursive style with a large initial "W".

Warren S. Whitlock  
Associate Administrator for Civil Rights

cc:

Mr. Vincent P. Mammano, Civil Rights Program Manager, FHWA, HDA-CA

Mr. Will McClure, Civil Rights Program Manager, FHWA, HDA-CA

Mr. Lance Yokota, Civil Rights Program Manager, FHWA, HDA-CA

Ms. Blanca Rodriguez, Acting Deputy Director for Civil Rights, California Department of Transportation