



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FOIA Service Center

February 25, 2021

Mr. Austin R. Evers
Executive Director
American Oversight
1030 15th Street
Suite B255
Washington, DC 20002

RE: FOIA Request No. 21-00065-F

Dear Austin R. Evers:

This letter is a final response to your request for information pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552, dated October 8, 2020 and received in this office on October 8, 2020. Your request was forwarded to Office for Civil Rights to search for documents that may be responsive to your request.

You requested the following: Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the implementing regulations of the Department of Education (Education), 34 C.F.R. Part 5, American Oversight makes the following request for records from the Office for Civil Rights (OCR).

1. Records sufficient to show current staffing levels at OCR, including but not limited to a search conducted in OCR's regularly updated staffing database to show:
 - a. The number of people hired into OCR for FY 2018–20. Please provide updates to the number of people hired on a monthly basis.
 - b. The number of people who have been terminated from or vacated their staff positions in OCR for FY 2018–20. Please provide updates to the number of people terminated on a monthly basis.
 - c. Total full-time equivalents (FTE) in OCR for FY 2018–20. Please provide updates to the number of FTEs on a monthly basis.

Please provide all responsive records for FY 2018–20. Please bear in mind that responsive documents related to FY 2018–20 might be dated outside of the fiscal year.

2. Any records reflecting guidelines, guidance, instructions, or other materials used to create, interpret, or explain records responsive to Item 1 of this request. For example, responsive records may include, but not be limited to,

- (i) records describing any abbreviations, codes, color-coding, or other shorthand appearing in records responsive to Item 1 of this request, and/or
- (ii) records reflecting instructions regarding how staffing data appearing in Item 1 of this request is compiled or calculated.¹

Attached to this e-mail are 2 pages of fully releasable documents that are responsive to your request. The documents provided are staffing information for OCR.

Provisions of the FOIA allow us to recover the costs pertaining to your request. The Department has concluded that you fall within the category of an all-other use requester. However, the Department has provided you with this information at no charge. The Department's release of this information at no cost does not constitute the grant of a fee waiver, and does not infer or imply that you will be granted a fee waiver for future requests made under FOIA to the Department. Because we were able to locate and process these documents at minimal costs, they are provided to you at no cost.

You have the right to seek further assistance from the Department's FOIA Public Liaison, Robert Wehausen. The Department's FOIA Public Liaison can be reached by e-mail at robert.wehausen@ed.gov; by phone at 202-205-0733; by fax at 202-401-0920; or by mail at Office of the Executive Secretariat, U.S. Department of Education, 400 Maryland Ave., SW, 7C132, Washington, DC 20202-4500, Attn: FOIA Public Liaison.

If you have any questions, please contact the FSC at (202) 401-8365 or EDFOIAMANAGER@ed.gov.

Sincerely,

Shahanga Lee
Government Information Specialist
Office of the Executive Secretariat

Enclosure

GAINS	FY18	FY19	FY20
Oct	1	1	5
Nov	0	1	1
Dec	1	0	1
Jan	0	0	2
Feb	0	2	5
Mar	0	2	7
Apr	1	7	7
May	0	5	3
Jun	1	2	4
Jul	0	15	2
Aug	0	19	19
Sep	0	14	12
SEPARATIONS	FY18	FY19	FY20
Oct	0	1	4
Nov	2	6	3
Dec	11	4	7
Jan	12	4	6
Feb	3	1	4
Mar	4	6	3
Apr	2	1	2
May	1	3	0
Jun	1	4	2
Jul	5	3	4
Aug	2	7	4
Sep	5	9	1

OCR FTE Usage			
Month	FY18	FY 19	FY 20
OCT	561	515	538
NOV	547	514	533
DEC	542	511	527
JAN	544	507	528
FEB	543	506	528
MAR	539	504	529
APR	538	504	530
MAY	538	506	530
JUN	537	507	529
JUL	535	507	528
AUG	534	509	531
SEP	534	508	530