



## OFFICE OF EXTERNAL CIVIL RIGHTS COMPLIANCE

WASHINGTON, D.C. 20460

July 3, 2024

**In Reply Refer to:**

EPA Complaint No. 10Dr-24-R4

(b)(6) Privacy, (b)(7)(C) Enf. Privacy on behalf of  
The Fort McClellan Veterans Stakeholders Group

(b)(6) Privacy, (b)(7)(C) Enf. Privacy  
Schenectady, NY 12303

(b)(6) Privacy, (b)(7)(C) Enf. Privacy

**Re: Rejection of Administrative Complaint**

Dear (b)(6) Privacy, (b)(7)(C) Enf. Privacy

This letter is to inform you that the U.S. Environmental Protection Agency (EPA) Office of External Civil Rights Compliance (OECRC) is not accepting for investigation the administrative complaint that you filed on April 3, 2024, against EPA Region 4. The complaint alleged discrimination based on disability and retaliation in violation of Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794 and 40 C.F.R. § 7.100.

Pursuant to EPA's nondiscrimination regulation, OECRC conducts a preliminary review of administrative complaints to determine acceptance, rejection, or referral to the appropriate Federal agency. See 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 regulation. First, the complaint must be in writing. See 40 C.F.R. § 7.120(b)(1). Second, it must describe an alleged discriminatory act that, if true, may violate EPA's nondiscrimination regulation (i.e., an alleged discriminatory act based on race, color, national origin, sex, age, or disability). Id. Third, it must be filed within 180 days of the alleged discriminatory act. See 40 C.F.R. § 7.120(b)(2). Finally, the complaint must be filed against an applicant for, or recipient of, EPA financial assistance that allegedly committed the discriminatory act. See 40 C.F.R. § 7.15.)

After careful consideration, OECRC is rejecting this complaint for lack of jurisdiction. EPA Region 4 is a federal agency component and is therefore not an applicant for or recipient of EPA financial assistance. Accordingly, we are rejecting your complaint for lack of jurisdiction and will take no further action on this matter.

Sincerely,

ADAM  
WILSON

Digitally signed by ADAM  
WILSON  
Date: 2024.07.03 15:03:08  
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Adam Wilson  
Acting Deputy Director  
Office of External Civil Rights Compliance  
Office of Environmental Justice &  
External Civil Rights

cc: Ariadne Goerke  
Deputy Associate General Counsel  
Civil Rights & Finance Law Office

César Zapata  
Acting Deputy Regional Administrator  
Deputy Civil Rights Official  
U.S. EPA Region 4

Leif Palmer  
Regional Counsel  
U.S. EPA Region 4