

**From:** Claire Best  
**Sent:** Fri, 4 Jun 2021 04:46:18 -0700  
**To:** T9PublicHearing  
**Subject:** Title IX comment - OCR overreach in CJS

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Whom it May Concern:

The Office of Civil Rights was implicated in the creation of the malicious article in Rolling Stone Magazine "A Rape On Campus".

Specifically Catherine Lhamon and Laura L Dunn (member of the White House OCR Task Force) via her non-profit SurvJustice. (See Exhibit 15b in the Eramo v Rolling Stone lawsuit).

Laura L Dunn was also involved in the high profile criminal trial of 18 year old Owen Labrie (NH v Owen Labrie-August 2015) and similarly creator of and attached to tainted and defamatory media surrounding the trial.

This media, while serving the interests of non-profits directly related to the OCR (PAVE, SurvJustice, NHCADSV in particular), caused so much harm that Owen Labrie had to be put in solitary confinement in 2016, for his own safety. While there he lost 30lbs in 2 months and will suffer from PTSD for the rest of his life. There have been calls for him to be raped in jail, to rot in jail, to be stoned and killed. All of this as a result of media in which the OCR had a specific and malicious interest in supporting.

The news coverage on this case and the sentencing has been consistently and maliciously (with intent) misrepresented. The result is that his life is constantly in danger. He did not ask to become a public figure. He was made into one for the purposes of the OCR and its affiliated non-profits.

The Office of Civil Rights under Catherine Lhamon's tenure is directly to blame for targeting a student and a school to frame, defame and malign to promote as the image of a high school rapist and "rape culture" regardless of the facts or a jury's verdict. Just as it picked out UVA to display "rape culture" for Sabrina Erdeley's article, thus it targeted St Paul's School and its Harvard-bound scholarship student to illustrate the same. It wanted a case that would have everything the media could want to get clicks and attention. Millions in Government contracts have been made as a result of using and abusing Owen Labrie's name, accolades, image as the face of a high school rapist (that a jury decided he is not).

What authority did Laura L Dunn have, acting as a member of the OCR Task Force, to instruct and influence New Hampshire Law Enforcement in March 2015? To influence a criminal proceeding and trial and to use that criminal trial to promote a non-profit, SurvJustice, that acted as an alter-ego for the Department of Education's Office of Civil Rights?

What authority did Laura Dunn have to influence New Hampshire to sign an inter-government agency agreement in 2015 to "support survivors", presupposing survivor status Pretrial; thus undermining the civil rights of a criminal defendant for due process and the assumption of innocence?

The OCR must be held accountable for its overreach in NH v Owen Labrie, a State criminal trial that was supervised, influenced and used by members and associates of the OCR Task Force as well as Congresswoman Ann Kuster for political advancement.

As a result of NH v Owen Labrie, a scholarship student who should have gone to Harvard in 2014, has had his life ruined. Overcharged, overprosecuted, solitary confinement, GPS monitoring and curfew, probation (which he is still serving), a suspended 7 year prison sentence over his head for any minor infraction of his probation, and lifetime

sex-offender registry. This, all as a publicity stunt for New Hampshire under its special partnership with & chosen by the White House OCR for addressing campus sexual assault. Ethical walls between the branches of Government completely eviscerated all for the interests of the OCR's ventures to bring preponderance of evidence standards into the crime justice system (as proven by Laura Dunn's 2018 Ted Talk).

The office of civil rights has deliberately and maliciously engaged in harming the lives of students at St Paul's School New Hampshire and its community for Title IX political purposes.

A Senate Inquiry and accountability for those involved is overdue.

Sincerely,

Claire Best  
Concerned citizen

**From:** Claire Best  
**Sent:** Thu, 10 Jun 2021 17:40:36 -0700  
**To:** T9PublicHearing  
**Subject:** Written Comment: TitleIX Public Hearing

**CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.**

To Whom it may concern:

I draw your attention to the following exchange on June 10, 2021 between Judge Lewis Kaplan (Eighth Circuit) & Roberta Kaplan, representing Columbia University in a Title IX case:

Roberta Kaplan: *"Columbia University, like any other college or university in the country, was required to comply with the dear colleague letter by putting into police the regimen you and I were just discussing. It did so ..."*

The Court: *"That's a slight overstatement. I know everybody says that and I know the sense in which it is meant, but the dear colleague letter was not in fact a statute of the United States. Nobody would go to jail if they didn't do it. There was an announcement of what the Department of Education then wanted which did not go through a rule-making for quite deliberate reasons and there were threats. That's what it was."*

Ms. Kaplan: *"Certainly, your Honor. There was a ...I don't know if I want to adopt the word "threat" but there certainly was a very legitimate concern expressed by the federal government and accepted by the university that Universities like Columbia, which accept enormous amounts of federal money, your Honor, for their science programs, their research, etc. that those federal funds could be taken away if Columbia did not comply with the dear colleague letter."*

The Court: ***"And you know somebody, with a different sort of backbone that I understand Columbia had at the time, could very well have said, well, try it and we will sue you. It's not an act of Congress, we are not obliged to follow that."***

This last statement from Judge Lewis Kaplan, sums up exactly the issue of the last decade under "Dear Colleague". Not just on campuses but in police departments and in prosecutors' offices as well.

In March 2015, the White House OCR sent a Task Force member, Laura L Dunn, to speak to New Hampshire Law Enforcement. All indications from the criminal trial of New Hampshire v Owen Labrie that took place in August 2015 with Laura L Dunn present, indicate the OCR's influence on the state prosecutor and the trial proceedings.

Not only did Laura Dunn not have the authority to undermine New Hampshire State Constitutional provisions, many of which were violated in NH v Owen Labrie, but she colluded with the prosecution and local council representative to deceive the public. She hid her ties to the OCR during the trial, instead presenting herself in news media as "personal representative" for the "victim's family".

Laura Dunn congratulated her clients from the Labrie trial: the Prout family, in a tweet in September 2018, when it was resolved that St. Paul's School, a private boarding school, would be obliged to hire a "compliance officer" who would report to the Attorney General. Her client, Alexander Prout wrote an Op-Ed congratulating the Attorney General on this solution. The local victims advocacy group, NHCADSV, hailed the settlement with a compliance officer as an

example to set to other private schools across the nation. The compliance officer, I gather, went beyond the stated duties in his contract leading to the school making complaints to the Attorney General's office and eventually to his resignation in October 2020. In his resignation letter, the compliance officer, cited the need to be able to access files for potential civil complaints.

The above represents the overreach of the OCR into a criminal trial, into New Hampshire Law Enforcement and using a criminal trial as an excuse to get inside and influence a private school. It also demonstrates the OCR's lack of ethics: the involvement of a representative of the OCR to work with the State and State Complainant/Witness in a State trial without divulging that to judge, jury or defendant.

I have been told that Laura Dunn's primary interest in NH v Owen Labrie was in fact St. Paul's School. The failure of the State and the OCR to be transparent about that in a criminal trial against an 18 year old defendant is immoral and abhorrent. It also paved the way for an extortion racket involving civil attorneys introduced by Laura Dunn, the OCR Rep, to the State's complainant. In this extortion racket that followed the criminal trial, one of the attorneys introduced by Laura Dunn attempted to bribe Owen Labrie while he was waiting for his NH Supreme Court appeals. The State Complainant's attorney was seeking Labrie's help to go after St. Paul's money in return for providing exculpatory evidence, including police evidence. This suggests that in fact Laura Dunn was also aware of exculpatory evidence and, being a representative of the White House OCR, was therefore complicit in supporting a trial which she knew, in her capacity as an OCR representative, to be unfair and violating Brady rules.

If this is the example that Catherine Lhamon and OCR reps set under the Obama administration, it is a clear demonstration of deliberate and orchestrated corruption.

I request that there is a full and transparent review of the Office of Civil Rights under the Obama/Biden administration and in particular, the involvement of Laura L Dunn Esq in the criminal trial of NH v Owen Labrie and the lucrative civil suits that followed it to which she is directly involved given that she introduced the civil lawyers who filed these.

The corruption of our police departments and courts by the OCR's representatives working with ambulance chasing civil attorneys should send alarm bells off.

Sincerely,  
Claire Best Hawley