

**From:** Scott Bromschwig  
**Sent:** Fri, 11 Jun 2021 10:36:18 -0400  
**To:** T9PublicHearing  
**Subject:** Re: Title IX Hearing

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One other thought, these professors and students still work in higher education. There are students being exposed to these abusive/abuse enabling educators to this day. I am all about due process; however, why should these individuals be immune from scrutiny?

On Fri, Jun 11, 2021 at 10:34 AM Scott Bromschwig (b)(6) wrote:  
Hello,

My name is Scott Bromschwig and I would like to take the time to thank you for taking commentary and thoughtful consideration on these crucial rules that are meant to protect some of the United States most vulnerable individuals. I would like to share with you my relationship with the United States learning institution. From a young age, it was apparent that I was different from most students. I struggled with my studies and eventually needed to undergo psychiatric evaluation for learning disabilities. To whoever is reading this, I am not sure if you have ever undergone a psychiatric evaluation. However, I can assure you that it is a scary and daunting process for a small child. An evaluation generally started with me being told by my parents that I "had to go meet someone". I remember feeling the social anxiety set in as I considered that I would be forced to meet this person. I would plead to not go but my parents would promise me a candy bar after the appointment. When we arrived at the facility I was sheperded into a small white walled room with a few toys strewn across the floor. My parents would tell me that they needed to leave me alone for a bit with this complete stranger. The stranger would then mentally prod me for an hour or so and then release me to my parents. These evaluations went on for months, then years. This process alone is enough to traumatize any child.

Once my diagnosis of learning disabilities was confirmed, my parents went to work attempting to get me the early intervention services that I so desperately needed. For nearly two years, my school district was able to deny me basic early intervention services that are so crucial for learned disabled student development. It was not until my parents hired an education civil attorney and sued the school district, that I was finally given the services that should have been rendered up front. This is an issue of grave concern for the Department of Educations Civil rights office. This just touches the tip of the iceberg of what I endured as a student in k-12 school. I was consistently called a "faggot" by classmates in front of educational professionals. There were no repercussions for the assailants and this behavior went on for years. I was sexually humiliated in the locker rooms, being forced to change in front of all the boys and if I didnt I would be called a whole other slew of vulgar demeaning adjectives by my peers. Once again, the educators incharge turned a blind eye to these abuses. It is troubling that even when there is mandatory reporting put in place, so many instances of abuse and misconduct can still occur unchecked. In fact, the abuse and verbal assault continued until I was in college. In college I finally felt comfortable enough to come out as a homosexual male (or as my assailants called it, "faggot")

Once in college, I went to a State University of New York school. It was a liberal arts college where I majored in vocal performance. In my time in the school I was exposed to ableism, sexual harassment/assault, and verbal abuse by instructors and students. The abuse that occurred on the campus was witnessed and abetted by the faculty. One memory that is particularly poignant, describes a time when I was in a live performance class in which students performed for one another and then gave live feedback with a professor present. Once I performed, I was verbally assaulted by a fellow student in the presence of a professor. There was no corrective action taken to remedy this abuse and in fact, the abuse continued. The professor further distanced themselves from me, further damaging my academic prospects at this school. Another time that stands out is when a male professor told me "that shirt looks good on you, but it would look better off of you" as he stood between me and the door of his private office. That was just one out of the four years of sexual innuendos and harassment.

Also while on the SUNY campus I struggled with certain academic courses. Part of this was due to my learning disabilities, part of it was due to the emotional and sexual harassment I was being subjected to continuously. I requested accommodations from the university in order to help me pass the courses I had failed twice prior. The university denied providing services despite being presented with my formal diagnoses. The university/"accommodative services dept." cited that I needed to provide a more current evaluation. A student should not have to shoulder the burden of providing an updated evaluation which is costly and time consuming. Furthermore, finding places that evaluate adults is far and few between. Moreover, learning disabilities never go away or change so it would seem that this is a superfluous request that serves to obstruct disabled students from having an equal evaluation. The only reason I was able to pass my courses is because I petitioned the dean, my professors and threatened legal action if I was allowed to slip through the cracks of this ableist institution.

I never came forward to title IX on my campus as a student regarding the abuse or harassment. I was suffering with PTSD and repressed memories. Since my time at this school, 8 years later I have suffered with newly diagnosed MDD, PTSD, and GAD. I have lost multiple jobs due to these disabilities precipitated by the traumas of consistently experiencing ableism, sexual assault/harassment, and verbal abuse. I had to try multiple classes of medication none of which are completely effective in mitigating my symptoms. In 2021 currently I have incurred \$45,000 in healthcare expenses treating these traumas. In 2020 a new class of drug for the treatment of PTSD and MDD came out, Spravato. This is the first time a new class of psychiatric drug was introduced since Zoloft in 1989. Spravato is known to most people as Ketamine. Ketamine assists in the rebuilding of neuroplasticity and has shown to help treat individuals much more rapidly than traditional medications (which typically take 6-8 weeks to see if there will be an effect). Moreover it has much fewer side effects than most classes of medications. Due to my Ketamine treatment I have been able to recover my memories, thoughts and feelings from these experiences. I felt compelled to come forward with a formal complaint to my former university. I reported my title IX case to the university on March 31, 2021. Since that time there has been no formal steps taken to resolve or investigate the case. The office of civil right at the department of education denied my request for an investigation and has been completely unhelpful. They asked leading questions about my employment history, diagnoses, and struggles and proceeded to weaponize these against me in their denial. (b)(6) have been dismissive, lackadaisical, and completely unthorough in their due diligence of investigating my university injustices. Their "response" to my formal complaint had inaccurate facts and showed a level of disregard that is unacceptable for individuals who defend public interests.

Title IX fails those that it seeks to protect on the following grounds:

- 1.The statute of limitations. Sexual harassment, assault and rape should have no expiration date.
- 2.Enforcing timeliness with the institution.
- 3.Requiring and outlining an impartial, professional process for investigation.
- 4.requiring victims to agree to publicly release their complaint. It should have an option to be released under seal.

I have written the Biden Presidential cabinet regarding these unsavory civil rights office representatives and the OCR's shortcomings. I will continue to do so until justice is served for all. People who have the honor of defending public interest should do so with impartiality and due diligence. Currently, the office of civil rights is discriminating against me on the basis of sex, disability and orientation. There is no reason that the office should be writing inaccurate summaries of cases that it is allegedly investigating. I look forward to my continuing work on this very important issue. I hope that your office will consider rewriting the title IX regulations in a way that benefits all of the marginalized populations it seeks to serve. I certainly have been done a disservice by your office.

Sincerely,

Queer, Learning Disabled traumatized student  
(Scott Bromschwig)

**From:** Scott Bromschwig  
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