

SETTLEMENT AGREEMENT

This Agreement is made between Mid-Atlantic Christian University (OPE ID #02280900) (Mid-Atlantic) and the United States Department of Education (Department), Federal Student Aid (FSA), acting through its Director, Administrative Actions and Appeals Service Group, and is effective when the last party executes this Agreement.

A. On November 14, 2014, the Department sent Mid-Atlantic a letter stating that the Department intended to fine Mid-Atlantic \$90,000 (hereafter "the proposed fine action") based on FSA's findings that Mid-Atlantic had failed to comply with the requirements of the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (the Clery Act) included in § 485(f) of the Higher Education Act of 1965, as amended and the Department's regulations.

B. The proposed fine action was based on a Final Program Review Determination (FPRD) issued by FSA on January 30, 2014. In the FPRD, FSA concluded that Mid-Atlantic violated the Clery Act and the Department's regulations by failing to: publish and distribute complete Annual Security Reports in 2009 and 2010; maintain a daily crime log for 2009 and 2010; publish and distribute an Annual Fire Safety Report (AFSR) in 2010; and maintain a fire log. In addition, the FPRD concluded that Mid-Atlantic had not complied with the requirements of the Drug Free Schools and Communities Act Amendments of 1989 (DFSCA) and the Department's implementing regulations.

C. On December 3, 2014, Mid-Atlantic appealed the proposed fine action and requested a hearing. The appeal was assigned to the Department's Office of Hearings and Appeals and docketed as In the Matter of Mid-Atlantic Christian University, Docket No. 14-71-SF.

E. Mid-Atlantic denies that it violated the Clery Act and the DFSCA.

F. Mid-Atlantic and the Department have now agreed to resolve the proposed fine action without any further administrative procedures.

In consideration of the mutual covenants and conditions contained in this Agreement, and intending to be legally bound, the parties agree as follows:

1. Mid-Atlantic agrees to pay a fine of \$30,000 to the Department to resolve the proposed fine action.
2. Mid-Atlantic will make the first payment of \$15,000 when it provides the Department with a signed copy of this Agreement. The second payment of \$15,000 will be paid on or before March 1, 2016, together with \$150 which constitutes interest at the rate of 1% per annum. Mid-Atlantic may make the second payment before March 1, 2016 by contacting the Department and requesting the amount of interest owing on the payment. Mid-Atlantic may make the second payment by a check payable to the U.S. Department of Education and sent to:

US Department of Education
PO Box 979026
St. Louis, MO 63197-9000

To ensure proper credit, Mid-Atlantic should include the Billing Number AAA201502019 on each payment.

3. Mid-Atlantic withdraws its appeal of the proposed fine action. The Department and Mid-Atlantic agree that the administrative fine action is fully resolved.
4. Upon both full execution of this Agreement and FSA's receipt of Mid-Atlantic's initial payment of the fine amount as reflected in paragraphs 1 and 2, FSA will file a motion to dismiss the pending action.
5. The Department agrees not to initiate further administrative action against Mid-Atlantic based on the FPRD dated January 30, 2014.
6. Mid-Atlantic affirms that it will continue to take steps to comply with the Clery Act and ensure that all future Clery Act reports are accurate and complete.
7. At the request of the Department, Mid-Atlantic has submitted to the Department a description of its plans for implementing the changes to the Clery Act made by the Violence Against Women Act and reflected in final regulations issued by the Department on October 20, 2014. The Department may recommend changes to those procedures.
8. This Agreement does not waive, compromise, restrict, or settle:
 - a. Any past, present, or future violation of the criminal or civil fraud laws of the United States.
 - b. Any presently pending or future action taken by the United States under the criminal laws or civil fraud laws of the United States.

The Department is not aware of any such actions pending against Mid-Atlantic based on the Clery Act issues addressed in this Agreement.

9. This Agreement does not address or resolve any complaints filed with or any investigations undertaken by the Department's Office of Civil Rights under any applicable law or regulation.

