

To the School and District Administration,

I am writing to formally raise concerns regarding the student data-collection and data-sharing practices permitted under the privacy policy of The Learning Company and its associated educational platforms, including Ingenuity, as they are currently being used by students who are minors.

After reviewing the relevant privacy disclosures, it is clear that these platforms collect extensive data on student users, including but not limited to identifiers, usage data, behavioral and performance metrics, and potentially sensitive educational records. More concerning, the policy reserves the right to disclose or share this data with third parties, including but not limited to service providers,

affiliates, and law enforcement, under broadly defined circumstances.

This raises several serious issues that warrant immediate administrative review:

1. Minor Status and Consent

Students using these platforms are minors and cannot provide legally valid consent for expansive data collection or third-party data sharing. Any consent must be informed, specific, and obtained from a parent or legal guardian. Blanket or implied consent through school-mandated use is insufficient.

2. Educational Records and FERPA Compliance

Student data generated through instructional platforms may constitute “education records” under the Family

Educational Rights and Privacy Act (FERPA). Disclosure of such data to third parties—particularly law enforcement—without a subpoena, court order, or documented emergency raises compliance concerns.

3. COPPA and Data Minimization

The Children’s Online Privacy Protection Act (COPPA) requires that data collected from children under 13 be limited to what is reasonably necessary for educational purposes and prohibits repurposing or onward distribution without verifiable parental consent.

4. Law Enforcement Access Without Clear Safeguards

The policy language allowing disclosure to law enforcement is notably broad and does not appear to require a warrant, court

order, or notice to parents or the school. This creates a risk of student surveillance by proxy and undermines reasonable expectations of privacy.

5. Lack of Transparency to Families

Parents and guardians may be unaware that mandatory instructional software permits downstream data sharing beyond the educational context. This lack of transparency erodes trust and exposes families to risks they did not knowingly accept.

Given these concerns, I respectfully request that the administration:

- Conduct an immediate privacy and legal compliance review of all Learning Company products used by students.**
- Provide written clarification to parents**

and guardians detailing exactly what data is collected, how it is used, and under what circumstances it may be disclosed to third parties or law enforcement.

- Suspend or restrict use of platforms whose privacy policies conflict with student privacy obligations until appropriate safeguards are confirmed.

- Ensure that any continued use complies fully with FERPA, COPPA, applicable state student–privacy laws, and district data–governance policies.

Protecting students includes protecting their personal data, digital identities, and educational records. I appreciate your prompt attention to this matter and look forward to a clear and documented response.

Respectfully,

[Your Name]

[Parent / Guardian / Community Member]

[Optional: Student's School or District]