

**"Equal Employment Opportunity Data Posted Pursuant to Title III of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Pub. L. 107-174."**

**U.S. Department of Labor (DOL)**

**Employment Standards Administration (ESA)**

Complaint Activity	Comparative Data Previous Fiscal Year Data					2009 thru 9/30
	2004	2005	2006	2007	2008	
Number of Complaints Filed	54	59	42	41	37	28
Number of Amendments	11	18	29	5	11	2
Number of Complainants	45	52	40	37	31	27
Repeat Filers	8	6	1	4	4	1

Complaints by Basis <i>Note: Complaints can be filed alleging multiple bases. The sum of the bases may not equal total complaints filed.</i>	Comparative Data Previous Fiscal Year Data					2009 thru 9/30
	2004	2005	2006	2007	2008	
Race	33	56	27	20	32	16
Color	8	32	11	9	22	4
Religion	3	1	2	4	3	1
Reprisal	33	66	34	19	30	14
Sex	24	23	20	15	24	11
National Origin	10	41	13	9	8	3
Equal Pay	0	5	0	0	0	0
Age	16	24	24	17	23	17
Disability	22	19	17	18	21	7
Non-EEO Basis	0	1	0	0	1	0

Complaints by Issue <i>Note: Complaints can be filed alleging multiple issues. The sum of the issues may not equal total complaints filed.</i>	Comparative Data Previous Fiscal Year Data					2009 thru 9/30
	2004	2005	2006	2007	2008	
Appointment/Hire	3	2	1	1	0	1
Assignment of Duties	7	4	5	3	2	0
Awards	1	3	0	0	0	1
Conversion to Full-Time	0	0	0	0	0	0
<b>Disciplinary Action</b>						
Demotion	0	1	1	0	0	0
Reprimand	1	0	0	0	2	0
Termination	3	4	7	2	7	2
Suspension	1	3	2	0	2	0
Other	4	1	1	0	1	0
Duty Hours	2	1	2	0	1	0
Equal Pay Act Violation	0	5	0	0	0	0
Evaluation/Appraisal	6	10	13	2	3	5
Examination/Test	0	0	0	1	0	0
<b>Harrassment</b>						
Nonsexual	16	38	15	9	11	4
Sexual	3	3	3	1	2	0
Medical Examination	0	0	0	0	0	0
Pay Including Overtime	0	0	0	0	0	0
Performance Improvement Plan (PIP)	1	7	0	0	0	1
Promotion/Non-Selection	12	15	5	18	12	11
<b>Reassignment</b>						
Request Denied	2	0	2	0	0	0
Directed	2	4	0	0	1	0
Failure to Accommodate	13	9	2	7	2	2
Reinstatement	0	0	0	0	0	0
Retirement	0	0	0	0	0	0
Terms/Conditions of Employment	21	38	16	13	13	10

**U.S. Department of Labor (DOL)**

**Employment Standards Administration (ESA)**

Complaints by Issue <i>Note: Complaints can be filed alleging multiple issues. The sum of the issues may not equal total complaints filed.</i>	Comparative Data Previous Fiscal Year Data										2009 thru 9/30	
	2004		2005		2006		2007		2008			
	#	%	#	%	#	%	#	%	#	%		
Time and Attendance	6		3		1		1		2		0	
Training	1		1		2		1		0		1	
Other	7		11		5		7		6		2	

Processing Time	Comparative Data Previous Fiscal Year Data										2009 thru 9/30	
	2004		2005		2006		2007		2008			
	#	%	#	%	#	%	#	%	#	%		
<b>Complaints pending (for any length of time) during fiscal year</b>												
Average number of days in investigation stage	179		196		169		144		135		135	
Average number of days in final action stage	59		65		106		66		61		46	
<b>Complaints pending (for any length of time) during fiscal year where hearing was requested</b>												
Average number of days in investigation stage	176		159		205		167		170		135	
Average number of days in final action stage	36		36		42		25		37		40	
<b>Complaints pending (for any length of time) during fiscal year where hearing was not requested</b>												
Average number of days in investigation stage	180		201		159		140		126		135	
Average number of days in final action stage	76		82		124		83		80		49	

Complaints Dismissed by Agency	Comparative Data Previous Fiscal Year Data										2009 thru 9/30	
	2004		2005		2006		2007		2008			
	#	%	#	%	#	%	#	%	#	%		
Total Complaints Dismissed By Agency	13		13		14		5		5		2	
Average days pending prior to dismissal	161.69		142.00		192.00		246.00		100.00		57.00	
<b>Complaints Withdrawn by Complainants</b>												
Total complaints Withdrawn by Complainants	7		5		4		4		3		3	

Total Final Actions Finding Discrimination	Comparative Data Previous Fiscal Year Data										2009 thru 9/30	
	2004		2005		2006		2007		2008			
	#	%	#	%	#	%	#	%	#	%		
Total Number Findings	1	100 %	0	0 %	0	0 %	2	100 %	1	100 %	0	0 %
Without Hearing	1	100 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
With Hearing	0	0 %	0	0 %	0	0 %	2	100 %	1	100 %	0	0 %

Findings of Discrimination Rendered by Basis <i>Note: Complaints can be filed alleging multiple bases. The sum of the bases may not equal total complaints and findings.</i>	Comparative Data (Sec. 1614.705) Previous Fiscal Year Data										2009 thru 9/30	
	2004		2005		2006		2007		2008			
	#	%	#	%	#	%	#	%	#	%		
<b>Total Number Findings</b>	1	100 %	0	0 %	0	0 %	3	100 %	1	100 %	0	0 %
Race	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %
Color	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Religion	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reprisal	0	0 %	0	0 %	0	0 %	0	0 %	1	100 %	0	0 %
Sex	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
National Origin	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %
Equal Pay	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Age	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Disability	1	100 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %

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Findings of Discrimination Rendered by Basis <i>Note: Complaints can be filed alleging multiple bases. The sum of the bases may not equal total complaints and findings.</i>	Comparative Data (Sec. 1614.705) Previous Fiscal Year Data										2009 thru 9/30			
	2004		2005		2006		2007		2008		#	%		
	#	%	#	%	#	%	#	%	#	%				
Non-EEO Basis	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Findings After Hearing</b>	0	0 %	0	0 %	0	0 %	3	100 %	1	100 %	0	0 %	0	0 %
Race	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
Color	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Religion	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reprisal	0	0 %	0	0 %	0	0 %	0	0 %	1	100 %	0	0 %	0	0 %
Sex	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
National Origin	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
Equal Pay	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Age	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Disability	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
Non-EEO Basis	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Findings Without Hearing</b>	1	100 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Race	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Color	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Religion	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reprisal	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Sex	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
National Origin	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Equal Pay	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Age	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Disability	1	100 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Non-EEO Basis	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %

Findings of Discrimination Rendered by Issue	Comparative Data Previous Fiscal Year Data										2009 thru 9/30			
	2004		2005		2006		2007		2008		#	%		
	#	%	#	%	#	%	#	%	#	%				
<b>Total Number Findings</b>	1	100 %	0	0 %	0	0 %	3	100 %	1	100 %	0	0 %	0	0 %
Appointment/Hire	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Assignment of Duties	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Awards	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Conversion to Full-Time	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Disciplinary Action</b>														
Demotion	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reprimand	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Termination	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Suspension	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Other	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Duty Hours	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Equal Pay Act Violation	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Evaluation/Appraisal	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Examination/Test	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Harrassment</b>														
Nonsexual	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %

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Findings of Discrimination Rendered by Issue	Comparative Data Previous Fiscal Year Data											2009 thru 9/30		
	2004		2005		2006		2007		2008					
	#	%	#	%	#	%	#	%	#	%	#	%		
Sexual	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Medical Examination	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Pay Including Overtime	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Performance Improvement Plan (PIP)	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Promotion/Non-Selection	1	100 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
<b>Reassignment</b>														
Request Denied	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Directed	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Failure to Accommodate	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
Reinstatement	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Retirement	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Terms/Conditions of Employment	0	0 %	0	0 %	0	0 %	0	0 %	1	100 %	0	0 %	0	0 %
Time and Attendance	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Training	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Other	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Findings Afer Hearing</b>	0	0 %	0	0 %	0	0 %	3	100 %	1	100 %	0	0 %	0	0 %
Appointment/Hire	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Assignment of Duties	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Awards	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Conversion to Full-Time	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Disciplinary Action</b>														
Demotion	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reprimand	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Termination	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Suspension	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Other	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Duty Hours	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Equal Pay Act Violation	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Evaluation/Appraisal	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Examination/Test	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Harrasment</b>														
Nonsexual	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
Sexual	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Medical Examination	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Pay Including Overtime	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Performance Improvement Plan (PIP)	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Promotion/Non-Selection	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
<b>Reassignment</b>														
Request Denied	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Directed	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Failure to Accommodate	0	0 %	0	0 %	0	0 %	1	33 %	0	0 %	0	0 %	0	0 %
Reinstatement	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Retirement	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Terms/Conditions of Employment	0	0 %	0	0 %	0	0 %	0	0 %	1	100 %	0	0 %	0	0 %
Time and Attendance	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %

**U.S. Department of Labor (DOL)**

**Employment Standards Administration (ESA)**

Findings of Discrimination Rendered by Issue	Comparative Data Previous Fiscal Year Data											2009 thru 9/30		
	2004		2005		2006		2007		2008					
	#	%	#	%	#	%	#	%	#	%	#	%		
Training	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Other	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Findings Without Hearing</b>	1	100 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Appointment/Hire	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Assignment of Duties	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Awards	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Conversion to Full-Time	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Disciplinary Action</b>														
Demotion	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reprimand	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Termination	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Suspension	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Other	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Duty Hours	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Equal Pay Act Violation	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Evaluation/Appraisal	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Examination/Test	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Harrassment</b>														
Nonsexual	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Sexual	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Medical Examination	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Pay Including Overtime	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Performance Improvement Plan (PIP)	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Promotion/Non-Selection	1	100 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
<b>Reassignment</b>														
Request Denied	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Directed	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Failure to Accommodate	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Reinstatement	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Retirement	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Terms/Conditions of Employment	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Time and Attendance	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Training	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %
Other	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %	0	0 %

Pending Complaints Filed in Previous Fiscal Years by Status	Comparative Data Previous Fiscal Year Data					2009 thru 9/30
	2004	2005	2006	2007	2008	
Total complaints from previous Fiscal Years	23	33	51	23	13	15
Total Complainants	20	27	46	17	12	12
<b>Number complaints pending</b>						
Investigation	12	16	7	1	1	3
Hearing	11	8	24	19	11	12
Final Agency Action	0	1	7	4	0	0
Appeal with EEOC Office of Federal Operations	8	5	5	9	13	7

**U.S. Department of Labor (DOL)**

**Employment Standards Administration (ESA)**

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<b>Complaint Investigations</b>	<b>Comparative Data</b>					<b>2009 thru 9/30</b>
	<b>Previous Fiscal Year Data</b>					
	<b>2004</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	
Pending Completion Where Investigation Exceeds Required Time Frames	32	41	32	28	19	10