

Marvin Green

v.

HRC, Secretary,
U.S. Dept. of State

DOS Case: DOS F-125-10
EEOC Case: 570-2011-00700X

Exhibit 24 of ____.

Right to File EEOC Complaint.



U.S. Department of State
Office of Civil Rights (S/OCR)

NOTICE OF RIGHT TO FILE A DISCRIMINATION COMPLAINT

Date (mm-dd-yyyy) 09-02-2010

To: Aggrieved - Marvin E. Green

From: EEO Counselor - Kendl Williams

This is to inform you that I have concluded my inquiry into your complaint in which you alleged discrimination based on your: (Check all that apply and specify.)

- | | |
|--|--|
| <input type="checkbox"/> Race _____ | <input type="checkbox"/> Disability _____ |
| <input type="checkbox"/> Color _____ | <input checked="" type="checkbox"/> Age <u>5/15/1953</u> |
| <input type="checkbox"/> Religion _____ | <input checked="" type="checkbox"/> Reprisal _____ |
| <input type="checkbox"/> Sex _____ | <input type="checkbox"/> Sexual Orientation _____ |
| <input type="checkbox"/> National Origin _____ | <input type="checkbox"/> No Basis Identified |

During this counseling period, the following allegations were brought to my attention, in my role as your EEO counselor. A more detailed description of your allegations will be included in the EEO Counselor's Report, a copy of which you will be provided by the Office of Civil Rights (S/OCR).

1. Allegation Date Occurred (mm-dd-yyyy) 04-27-2010

Claimant alleges that he was denied tenure due to his age. Claimant also has issues with unpaid overtime.

2. Allegation Date Occurred (mm-dd-yyyy) 09-01-2010

Claimant alleges that his former post has not shipped his UAB and HHE in reprisal for his filing complaint.

THE GSO IS A 1ST TOUR GSO AND A 2ND TOUR, RECENTLY TENURED FO.
THE IMO, WHO REQUESTED THIS HOLD ON MY HHE & UAB, IS AN FS-2 WITH 25 yrs EXPERIENCE AND A GENUINE GIFT FOR CREATING CONFLICT IN THE EMBASSY THAT WILL NOT TRACE BACK TO HIM.

3. Allegation Date Occurred (mm-dd-yyyy) 09-03-2010

Because the matter has not been resolved, you are now entitled to file a formal discrimination complaint on the bases and allegations identified above.

If you decide to file a formal complaint, it must be submitted on the attached DS-3079 Formal Complaint of Discrimination Form within 15 calendar days of your receipt of this Notice. It may be filed in person, faxed, or mailed to the following official authorized to receive discrimination complaints:

Director
U.S. Department of State
Office of Civil Rights (S/OCR)
2201 C Street, NW - Room 7428
Washington, DC 20520-7428
Fax Number: (202) 647-4969

You must not submit your formal complaint to me, as I am not authorized to receive it on behalf of S/OCR.

Your complaint must be specific and limited to the matters discussed with me. It must also state whether or not you have filed a grievance under a negotiated grievance procedure or an appeal to the Merit Systems Protection Board on the same issues.

If you retain an attorney or a representative, you must immediately notify S/OCR in writing of the name, address, and telephone number of your representative. You and/or your representative will receive a written notice of receipt of your discrimination complaint from the Office of Civil Rights.

In addition, you must keep the Department informed of your current home address. Failure to do so could result in the delay or dismissal of your complaint.

Attachment:
DS-3079 Formal Complaint of Discrimination Form

Acknowledgment of Receipt:



Aggrieved's Signature

09-03-2010
Date (mm-dd-yyyy)

INFORMATION CONCERNING THE PROCESSING OF YOUR COMPLAINT

This form should be used if you, as an employee or applicant for employment with the U.S. Department of State, believe that you have been discriminated against because of your race, color, religion, sex, disability, age, national origin, reprisal for prior EEO activity or opposition to illegal discrimination, or sexual orientation and wish to file a complaint. Keep in mind that you may agree to resolve your complaint at any stage in the process. Also, you may have a representative at all stages of the processing of your complaint.

Your written complaint must be filed WITHIN 15 CALENDAR DAYS of the date you receive a "Notice of Right to File a Complaint." You may file your complaint by mail, fax, or electronically. However, the complaint will not be considered filed until the Office of Civil Rights (S/OCR) receives a hard copy with original signature as required by 29 C.F.R. § 1614.106(c). Please be specific in stating the facts concerning your complaint when completing this form.

If your complaint is dismissed, you will be advised in writing of the reason(s) and informed of your right to appeal to the Equal Employment Opportunity Commission (EEOC).

If your complaint is accepted, you will have an opportunity to talk with an investigator and to give him/her all the testimonial and documentary evidence that you believe will support your complaint. Upon completion of the investigation of your complaint, you will receive a copy of the investigative file. At that time you may request either: (1) an immediate final decision from the Department of State based on the evidence in the file, or (2) a hearing and decision from an EEOC Administrative Judge.

The Director for Civil Rights issues a final agency decision based on the file or a final order based on a decision from the EEOC.

If you are not satisfied with the agency's decision or final order, you will have the right to file an appeal with the Office of Federal Operations, Equal Employment Opportunity Commission, One NoMa Station 131 M Street, NE Fourth Floor Suite 04K05 Washington, DC 20507-0100 WITHIN 30 CALENDAR DAYS of receiving the decision or final order.

For questions concerning the discrimination complaint process or completion of this form, contact:

Department of State
Office of Civil Rights (S/OCR)
2201 C Street NW
Room 7428, HST Bldg.
Washington DC 20520

Telephone - (202) 647-9295
Fax - (202) 647-4969
E-Mail - socr_direct@state.gov