

**IN THE U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
DENVER DISTRICT OFFICE**

<hr/>		:	Request No. 0520160037
		:	Appeal No.: 0720110008
Dennis Turner, et al.		:	Hearing No.: 541-2016-00016X
	Complainants	:	Agency Nos.: P-2004-0296 and
		:	P-2000-0138
	v.	:	
		:	
U. S. Department of Justice,		:	
Federal Bureau of Prisons,		:	
	Agency.	:	
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NOTICE OF CLASS ACTION

The U.S. Equal Employment Opportunity Commission, Denver Field Office has authorized distribution of this notice.

TO: ALL EMPLOYEES OF THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF PRISONS (BOP) WHO WERE DENIED PROMOTIONS FROM JANUARY 1, 1994 TO THE PRESENT.

RE: EMPLOYMENT DISCRIMINATION CLASS COMPLAINT against The Department of Justice Bureau of Prisons (Dennis Turner, et al v. U.S. Department of Justice, Federal Bureau of Prisons, EEOC Case No. 541-2016-00016X; Agency Case Nos. P-2004-0296 and P-2000-0138).

1. This notice is to inform you that the U.S. Equal Employment Opportunity Commission (EEOC), has accepted an employee class action complaint of discrimination against the U.S. Department of Justice, Federal Bureau of Prisons, in the decision of *Dennis Turner, et al. v. U.S. Department of Justice, Federal Bureau of Prisons, Request No. 0520160037* (February 11, 2016), Appeal No.: 0720110008, Hearing No.: 541-2016-00016X, Agency Nos.: P-2004-0296, P-2000-0138. The complaint alleges that from January 1, 1994 to the present, the agency has had a policy or practice of denying promotions to employees on the basis of retaliation for engaging in protected Title VII EEO activity. The scope of this case is nationwide.
2. The EEOC has not decided whether the agency did anything wrong. However, your legal rights may be affected if you are a member of the class described below:

CERTIFIED CLASS DEFINITION

The Commission has certified the following class: “All Agency employees (nationwide), from January 1, 1994, to the present, who have been denied promotions based upon the Agency’s policy or practice of retaliating against employees because they engaged in protected EEO activity.”

ISSUES INVOLVED IN THIS CASE

The complaint alleges that from January 1, 1994, to the present, the agency has had a policy or practice of denying promotions to employees on the basis of retaliation for engaging in protected Title VII EEO activity. The scope of this case is nationwide.

CLASS DEFINITIONS REQUIREMENTS

This notice is being sent to you because you may be a member of the class. To be a class member, you must meet all of the criteria listed above in the definition of the class. If you are uncertain whether you are a member of the class, you should contact the class representatives listed below. For purposes of this litigation, the Commission has stated “that restricting the class notice to only individuals who have made timely EEO Counselor contact or filed an EEO complaint would be inappropriate.”

WHAT ARE YOUR LEGAL RIGHTS?

If you meet the criteria to be a potential member of the class, you are not required to do anything at this point in order to remain a part of the class. However, there are certain matters you should consider if you are a member of the class: this case will determine your legal rights as a class member; and any decision issued may have a binding effect upon you.

OPTING OUT

THE COMMISSION DOES NOT ALLOW ANY CLASS MEMBER TO “OPT OUT” OR CHOOSE NOT TO BE BOUND BY A CLASS COMPLAINT DECISION.

A final Agency decision finding discrimination is binding on all members of the class and on the Bureau of Prisons. A finding of “no discrimination” is not binding on a class member’s individual complaint. While you may not exclude yourself from the class (“opt out”), you do not have to participate in this class complaint. All class members will have the opportunity to file claims for individual relief if discrimination is found.

SETTLEMENT

Any class member will have the right to object to or challenge any proposed settlement of this case. You also may participate in any determination of individual relief if discrimination is found. For additional information about this case, you may contact the Class Counsel. The following are the representatives of record for this class complaint:

John Mosby, Esq.

Marilyn Cain Gordon, Esq.

Elisa J. Moran, Esq.

Class Contact Information: 621 17th Street, Suite 2445, Denver, CO 80293

Further Contact information -- Website: turnerclass.com

1-844 DTurner (388-7637).

Please do not contact the EEOC directly regarding this case.