

United States Merit Systems Protection Board

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

COMPLAINT ACTIVITY 29 C.F.R. § 1614.704(a)-(c)	COMPARATIVE DATA					
	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1st QTR
Number of Complaints Filed	1	2	2	3	4	0
Number of Complainants	1	2	2	3	3	0
Repeat Filers	0	0	1	0	1	0

COMPLAINTS BY BASIS 29 C.F.R. § 1614.704(d)	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1 st QTR
Race	1	1	1	2	2	0
Color	0	0	0	0	0	0
Religion	0	0	0	1	1	0
National Origin	0	0	1	0	0	0
Sex (including complaints filed under Equal Pay Act)	1	0	0	3	2	0
Disability	0	2	1	1	2	0
Age	1	1	1	1	1	0
Reprisal	1	0	0	3	2	0
Non-EEO	0	0	0	0	0	0

COMPLAINTS BY ISSUE 29 C.F.R. § 1614.704(e)	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1 st QTR
Appointment/ Hire	0	0	0	0	0	0
Assignment of Duties	0	0	0	0	1	0
Awards	0	0	0	0	0	0
Conversion to Full-time	0	0	0	0	0	0
Disciplinary Action						
Demotion	0	0	0	0	1	0
Reprimand	0	0	0	1	0	0
Suspension	0	0	0	0	0	0
Removal	0	0	0	0	0	0
Letter of Counseling	0	0	0	1	0	0
Other	0	0	0	0	0	0
Duty Hours	0	0	0	0	0	0
Evaluation/Appraisal	0	0	0	3	0	0
Examination/Test	0	0	0	0	0	0
Harassment						
Non-Sexual	1	0	0	0	2	0
Sexual	0	0	0	0	0	0
Medical Examination	0	0	0	0	0	0
Pay (Including Overtime)	0	0	0	0	0	0
Promotion/Non-Selection	1	0	1	0	0	0
Reassignment						
Denied	0	0	0	0	0	0
Directed	0	0	0	0	0	0
Reasonable Accommodation	0	2	1	0	1	0
Reinstatement	0	0	0	0	0	0
Retirement	0	0	0	0	0	0
Termination	0	0	0	1	0	0
Terms/Conditions of Employment	1	0	0	3	2	0
Time and Attendance	0	0	0	0	0	0
Training	0	0	0	0	0	0
Other	0	0	0	0	1	0

29 C.F.R. § 1614.704(f) Processing Time “ . . . post the average length of time it takes to complete each step of the process for every complaint that is pending during any time of the then fiscal year . . . “	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1 st QTR
Complaints pending during fiscal year	NA	NA	1	4	5	1
Average number of days in investigative stage	NA	NA	90	101.7	33.8	100
Average number of days in final action stage	NA	NA	0	111	123.8	7
Complaints pending during fiscal year where a hearing was requested	NA	NA	0	2	2	0
Average number of days in investigative stage	NA	NA	0	94	30	0
Average number of days in final action stage	NA	NA	0	342	270.5	0
Complaints pending during the fiscal year where a hearing was not requested	NA	NA	1	2	3	1
Average number of days in investigative stage	NA	NA	90	64.5	46.3	100
Average number of days in final action stage	NA	NA	0	51	22.6	7
<i>NA – this data was not available</i>						

29 C.F.R. § 1614.704(g) COMPLAINTS DISMISSED BY AGENCY	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1 st QTR
Total complaints dismissed by agency	0	1	1	0	2	0
Average days pending prior to dismissal	0	35	33	0	43	0
Total complaints withdrawn by complainants	0	1	0	0	0	0

29 C.F.R. § 1614.704(i) FINDINGS OF DISCRIMINATION RENDERED BY BASIS	PREVIOUS FISCAL YEAR											
	2004		2005		2006		2007		2008		FY09 1 st QTR	
	#	%	#	%	#	%	#	%	#	%	#	%
Total Number Findings	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
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
National Origin	0	0	0	0	0	0	0	0	0	0	0	0
Sex/Equal Pay Act	0	0	0	0	0	0	0	0	0	0	0	0
Disability	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
Reprisal	0	0	0	0	0	0	0	0	0	0	0	0
Findings Without Hearing	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
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
National Origin	0	0	0	0	0	0	0	0	0	0	0	0
Sex/Equal Pay Act	0	0	0	0	0	0	0	0	0	0	0	0
Disability	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
Reprisal	0	0	0	0	0	0	0	0	0	0	0	0
Findings After Hearing	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
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
National Origin	0	0	0	0	0	0	0	0	0	0	0	0
Sex/Equal Pay Act	0	0	0	0	0	0	0	0	0	0	0	0
Disability	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
Reprisal	0	0	0	0	0	0	0	0	0	0	0	0

29 C.F.R. § 1614.704(j) FINDINGS OF DISCRIMINATION RENDERED BY ISSUE	PREVIOUS FISCAL YEAR											
	2004		2005		2006		2007		2008	FY09 1 st QTR		
	#	%	#	%	#	%	#	%	#	#	%	
Total Number Findings	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
Assignment of Duties	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
Conversion to Full-time	0	0	0	0	0	0	0	0	0	0	0	0
Disciplinary Action	0	0	0	0	0	0	0	0	0	0	0	0
Demotion	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
Suspension	0	0	0	0	0	0	0	0	0	0	0	0
Removal	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
Duty Hours	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
Examination Test	0	0	0	0	0	0	0	0	0	0	0	0
Harassment	0	0	0	0	0	0	0	0	0	0	0	0
Non-Sexual	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
Medical Examination	0	0	0	0	0	0	0	0	0	0	0	0
Pay/Includes Overtime	0	0	0	0	0	0	0	0	0	0	0	0
Promotion Non- Selection	0	0	0	0	0	0	0	0	0	0	0	0
Reassignment	0	0	0	0	0	0	0	0	0	0	0	0
Denied	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
Reasonable Accommodation	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
Retirement	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
Terms/Conditions of Employment	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
Training	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

Findings Without Hearing	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
Assignment of Duties	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
Conversion to Full-time	0	0	0	0	0	0	0	0	0	0	0	0
Disciplinary Action	0	0	0	0	0	0	0	0	0	0	0	0
Demotion	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
Suspension	0	0	0	0	0	0	0	0	0	0	0	0
Removal	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
Duty Hours	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
Examination Test	0	0	0	0	0	0	0	0	0	0	0	0
Harassment	0	0	0	0	0	0	0	0	0	0	0	0
Non-Sexual	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
Medical Examination	0	0	0	0	0	0	0	0	0	0	0	0
Pay/Includes Overtime	0	0	0	0	0	0	0	0	0	0	0	0
Promotion Non-Selection	0	0	0	0	0	0	0	0	0	0	0	0
Reassignment	0	0	0	0	0	0	0	0	0	0	0	0
Denied	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
Reasonable Accommodation	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
Retirement	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
Terms/Conditions of Employment	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
Training	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
Findings After Hearing	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
Assignment of Duties	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
Conversion to Full-time	0	0	0	0	0	0	0	0	0	0	0	0
Disciplinary Action	0	0	0	0	0	0	0	0	0	0	0	0
Demotion	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
Suspension	0	0	0	0	0	0	0	0	0	0	0	0
Removal	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
Duty Hours	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
Examination Test	0	0	0	0	0	0	0	0	0	0	0	0
Harassment	0	0	0	0	0	0	0	0	0	0	0	0
Non-Sexual	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
Medical Examination	0	0	0	0	0	0	0	0	0	0	0	0
Pay/Includes Overtime	0	0	0	0	0	0	0	0	0	0	0	0
Promotion Non-Selection	0	0	0	0	0	0	0	0	0	0	0	0
Reassignment	0	0	0	0	0	0	0	0	0	0	0	0
Denied	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
Reasonable Accommodation	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
Retirement	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
Terms/Conditions of Employment	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
Training	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

29 C.F.R. § 1614.704(k) COMPLAINTS PENDING FROM PREVIOUS FISCAL YEARS BY STATUS	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1 st QTR
Total complaints from previous fiscal years	4	1	0	1	3	1
Total Complainants	4	1	0	1	3	1
Investigation	NA	1	0	1	0	0
ROI issued, pending Complainant's action	NA	0	0	0	0	0
Hearing (EEOC or Federal Court)	NA	0	0	0	1	0
Final Agency Action	NA	0	0	1	2	1
Appeal with EEOC/OFO	NA	0	0	0	0	0
NA – this data was not available						

29 C.F.R. § 1614.704(l) COMPLAINT INVESTIGATIONS	PREVIOUS FISCAL YEAR					
	2004	2005	2006	2007	2008	FY09 1 st QTR
Number Pending Completion of Investigation	0	0	0	1	1	0
Investigations Exceeding Time Limits	0	0	0	0	0	0