

EQUAL OPPORTUNITY DATA REQUIRED TO BE POSTED BY THE NO FEAR ACT
Equal Employment Opportunity Formal Discrimination Complaints
U. S. DEPARTMENT OF AGRICULTURE (Fiscal Year 2004)
Reporting Period Beginning: **10/1/03** and Ending: **6/30/04** Posting Date: **7/31/04**
Agency: **APHIS**

1. The number of complaints filed: 69	2. Number of Filers (The number of individuals filing those complaints): 61	3. Number of Repeat Filers (The number of individuals who filed 2 or more complaints): 5
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4. Number of BASES Alleged in Complaints Filed for the Reporting Period (The number of those complaints raising each of the various bases of alleged discrimination.)

BASIS		Number	BASIS		Number
a. RACE	Black	14	e. NATIONAL ORIGIN	Hispanic	3
	White	4		Other	8
	American Indian & Alaskan Native	2	f. DISABILITY	Physical	9
	Asian & Pacific Islander	6		Mental	1
	Other	3		Both	
b. COLOR		2	g. AGE		18
c. RELIGION		7	h. RETALIATION		28
d. SEX (including Equal Pay Act)	Male	12	i. NON-EEOC REPORTABLE BASES		4
	Female	15			
Total					136

5. Number of ISSUES Alleged in Complaints Filed for the Reporting Period (The number of those complaints raising each of the various issues of alleged discrimination.)

ISSUES		Number	ISSUES		Number
a. APPOINTMENT/HIRE			j. TRAINING		3
b. ASSIGNMENT OF DUTIES		4	k. TIME & ATTENDANCE		2
c. AWARDS		1	l. TERMINATION		8
d. CONVERSION TO FULL-TIME			m. MEDICAL EXAMINATION		
e. DISCIPLINARY ACTION		13	n. PAY, INCLUDING OVERTIME		
Demotion			o. PROMOTION/NON-SELECTION		24
Reprimand		(6)	p. HARASSMENT		22
Suspension		(5)	Sexual		(2)
Removal			Non-Sexual		(20)
Miscellaneous		(2)	q. REINSTATEMENT		
f. DUTY HOURS			r. RETIREMENT		
g. EVALUATION/APPRAISAL		1	s. TERMS/CONDITIONS OF EMPLOYMENT		5
h. EXAMINATION/TEST			t. REASONABLE ACCOMODATION		4
i. REASSIGNMENT		3	u. OTHER		6
Total					96

6. Average Length of Time to Complete Each Stage of the Complaint Process:	Average Number of Processing Days	Number of Complaints
a. INVESTIGATION	249	189
b. FINAL AGENCY ACTION (Decision) - WITH EEOC HEARING	1148	13
c. FINAL AGENCY ACTION (Decision) – WITHOUT EEOC HEARING	935	31
d. DISMISSALS	507	12
e. SETTLEMENT AGREEMENTS	645	21
f. WITHDRAWALS	500	7

7. Final Agency Actions (Decision) Involving a Finding of Discrimination.	Number of Complaints with a Finding of Discrimination	Percent of Complaints with a Finding of Discrimination
a. Without an EEOC Administrative Hearing		
b. With an EEOC Administrative Hearing		
Totals	0	

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8. Final Agency Actions With a Finding of Discrimination by Basis.		Number of Complaints with an EEOC Hearing	Percent of Bases with an EEOC Hearing	Number of Complaints without an EEOC Hearing	Percent of Bases without an EEOC Hearing	Total Number of Complaints	Total Percent of Bases
Race	Black						
	White						
	American Indian & Alaskan Native						
	Asian & Pacific Islander						
	Unidentified						
Color							
Religion							
Sex (Including Equal Pay Act)	Male						
	Female						
National Origin	Hispanic						
	Other						
Age							
Disability	Physical						
	Mental						
	Both						
Retaliation							
Non-EEOC Reportable Complaints							
Total		<i>0</i>		<i>0</i>		<i>0</i>	

9. Summary of EEO Active Complaints at the End of the Period Filed in Current and Previous Fiscal Years (The total number of complaints pending for any length of time.)

	(1 + 2) Total number of pending complaints	(1) Total number of complaints filed in the current fiscal year	(2) Total number of complaints first filed before the start of the current fiscal year	Number of individuals who filed complaints in prior fiscal years
a. Acceptance/Dismissal	5	2	3	2
b. Investigation	62	49	13	12
c. Hearing	102	5	97	74
d. Final Agency Action	58	6	52	51
e. Appeal				
f. Totals	227	62	165	139
g. Number of complaints in abeyance pending resolution of class complaints:				

10. Final Agency Actions with a Finding of Discrimination by Issues.	Number of Complaints With an EEOC Hearing	Percent of Complaints With an EEOC Hearing	Number of Complaints Without an EEOC Hearing	Percent of Complaints Without an EEOC Hearing
Appointment/Hire				
Assignment of Duties				
Awards				
Conversion to Full-Time				

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Disciplinary Action	Demotion				
	Reprimand				
	Suspension				
	Removal				
	Miscellaneous				
Duty Hours					
Evaluation Appraisal					
Examination/Test					
Harassment	Sexual				
	Non-sexual				
Medical Examination					
Pay, Including Overtime					
Promotion/Non-Selection					
Reassignment	Denied				
	Directed				
Reasonable Accommodation					
Reinstatement					
Retirement					
Terms/Conditions of Employment					
Termination					
Training					
Time & Attendance					
Other					
Totals		<i>0</i>		<i>0</i>	
11. The total number of complaints pending for any length of time in which the agency has not completed its investigation within the time required by 1614.106(e)(2).					
a. Pending complaints received during the current fiscal year: 112					
b. Pending complaints received prior to the current fiscal year: 118					