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WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT, LOUISIANA

FILED  
U. S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA

AUG 21 2002

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U.S. EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION, an agency of the United States of America,

C.A. NO. CV02-0887 S

*Plaintiff*

V.

JUDGE WALTER

ASPLUNDH TREE EXPERT CO., a Corporation  
domiciled in the Commonwealth of Pennsylvania,  
Defendant.

MAGISTRATE JUDGE PAYNE

*Defendant*

INTERVENORS, RONNIE COLLINS, JR., JAMES BALDWIN, BILL LOPEZ,  
AND ROBERT RUSHING'S COMPLAINT IN INTERVENTION

Intervenors, Ronnie Collins, Jr., James Baldwin, Bill Lopez and Robert Rushing, file this  
complaint in intervention as a party-plaintiff, as authorized by Federal Rule of Civil Procedure

24.

A. Introduction

1. Intervenor, Ronnie Collins, Jr., is a an individual domiciled in the State of Arkansas.
2. Intervenor, James Baldwin, is a an individual domiciled in the State of Louisiana
3. Intervenor, Bill Lopez, is a an individual domiciled in the State of Louisiana
4. Intervenor, Robert Rushing, is a an individual domiciled in the State of Louisiana
5. Plaintiff, The U.S. Equal Employment Opportunity Commission is a an agency of the United States of America, and will be served with a copy of this complaint through its

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attorney of record, N. Eleanor Graham, at EEOC, 701 Loyola, Suite 600, New Orleans, LA 70113, New Orleans, LA, by certified mail.

6. Defendant, Asplundh Tree Expert Co. is a foreign corporation organized pursuant to the laws of the Commonwealth of Pennsylvania and therein domiciled. Defendant will be served with a copy of this complaint through its attorneys of record, Ms. Tammy L. Dobbs, at Constanga, Brooks & Smith, LLC, 1901 6th Avenue N., Suite 1410 AmSouth/Harbert Plaza, Birmingham, LA 35203-2602, and Robert L. Shemwell, Jr., 910 Kings Highway, Shreveport, LA 71104, by certified mail.

#### B. The Original Lawsuit

7. Plaintiff sued Defendant for employment discrimination in the form of sexual harassment. Defendant, Asplundh Tree Expert Co. has not filed an answer.

#### C. Intervenor's Cause Of Action

8. Intervenor's adopt, incorporate and reallege all the allegations of the original complaint filed herein by the U.S. Equal Opportunity Commission.

9. Intervenor's are persons aggrieved by the conduct of the Defendant as complained of in the original complaint.

#### D. Damages

10. Intervenor's have suffered a loss of income, humiliation, embarrassment, mental and emotional pain and suffering, inconvenience, and loss of enjoyment of life as a result of the conduct of Defendant, its agents and employees, as described in the original complaint.

#### E. Prayer

11. For these reasons, intervenor's pray that after due proceedings they recover judgment against Defendant, Asplundh Tree Expert Co., for the following:

- A. injunctive relief enjoining the Defendant's conduct;
- B. awards of damages to compensate them for their loss of income, humiliation, embarrassment, mental and emotional pain and suffering, inconvenience, and loss of enjoyment of life;
- C. awards of damages to in amounts sufficient to punish the Defendant for its conduct and to deter it from further conduct of a like nature; and
- D. an award of the reasonable expenses of litigation, including a reasonable attorney's fee.

Respectfully submitted,



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THE ALLISON LAW FIRM, INC.  
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TRIAL COUNSEL FOR  
Intervenors, Ronnie Collins, Jr., James  
Baldwin, Bill Lopez, and Robert Rushing

CERTIFICATE OF SERVICE

I certify that I sent a copy of Motion to Intervene as of Right Memorandum in Support, and Complaint of Intervention to each party's attorney listed below on July 2, 2002, by the method indicated next to the attorney's name.

  
William T. Allison

U.S. Equal Employment Opportunity Commission, represented by  
N. Eleanor Graham Certified mail #7001 0320 0004 6397 4879  
701 Loyola, Suite 600  
New Orleans, LA 70113  
Tel. (504) 589-6922  
Fax (504) 589-2805

Asplundh Tree Expert Co., represented by  
Tammy L. Dobbs Certified mail #7001 0320 0004 6397 4862  
1901 6th Avenue N., Suite 1410  
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Tel. (205) 252-9321  
Fax (205) 323-7674

Asplundh Tree Expert Co., represented by  
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