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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,**

Plaintiff,

v.

ROYAL CHEMICAL COMPANY, LTD.

Defendant

CIVIL ACTION NO.

12CV2501

**COMPLAINT AND
JURY TRIAL DEMAND**

WALTER DOWD

MAG. JUDGE LIMBERT

NATURE OF THE ACTION

This is an action under Title VII of the Civil Rights Act of 1964, as amended (42 U.S.C. §2000e, et seq), ("Title VII") and Title I of the Civil Rights Act of 1991, to correct continuing unlawful employment practices on the basis of Race, Black, and to make whole Kenneth S. Taylor and other similarly situated individuals affected by Defendant's unlawful practices.

Since on or about December 15, 1999, Defendant has denied Kenneth S. Taylor

and similarly situated employees, equal employment opportunities based on race, Black.

JURISDICTION AND VENUE

1. Jurisdiction of this Court is invoked pursuant to 28 U.S.C. §§ 451, 1331, 1337, 1343 and 1345. This action is authorized and instituted pursuant to Section 706(f) (1) and (3) of Title VII, 42 U.S.C. §2000e-5(f)(1) and (3) and pursuant to Section 102 of the Civil Rights Act of 1991, 42 U.S.C. § 1981a.

2. The employment practices alleged to be unlawful were committed within the jurisdiction of the United States District Court for the Northern District of Ohio, Eastern Division.

PARTIES

3. Plaintiff, the Equal Employment Opportunity Commission ("Commission"), is the agency of the United States of America charged with the administration, interpretation and enforcement of Title VII and is expressly authorized to bring this action by Section 706(f) (1) and (3) of Title VII, 42 U.S.C. § 2000e-5(f)(1) and (3).

4. At all relevant times, Defendant Royal Chemical Company, (the "Employer") has continuously been an Ohio corporation doing business in the State of Ohio and city of Macedonia, and has continuously had at least 15 employees.

5. At all relevant times, Defendant Employer has continuously been an employer engaged in an industry affecting commerce within the meaning of Section 701 (b), (g) and (h) of Title VII, 42 U.S.C. § 2000e (b), (g) and (h).

STATEMENT OF CLAIMS

6. More than thirty days prior to institution of this lawsuit, Kenneth S. Taylor filed a charge with the Commission alleging violations of Title VII by Defendant Employer. All conditions precedent to the institution of this suit have been fulfilled.

7. Since at least on or about December 15, 1999 Defendant Employer has engaged in unlawful employment practices at its Macedonia, Ohio facility, in violation of Section 703 of Title VII, 42 U.S.C. §2000e-2.

a) Defendant knew or should have known of a racially hostile environment in its workplace at the Macedonia, Ohio facility.

b) Defendant failed to take preventive measures to prevent the racially hostile work environment at its Macedonia, Ohio facility.

c) Defendant failed to take prompt and effective action to address and to eradicate the racially hostile work environment.

d) Defendant subjected Kenneth S. Taylor and similarly situated individuals, to different terms and conditions of employment due to impermissible racial considerations.

8. The effect of the practices complained of above, has been to deprive Kenneth S. Taylor and similarly situated individuals of employment opportunities and to otherwise adversely affect their status as employees because of their race, Black.

9. The unlawful practices complained of above were intentional.

10. The unlawful employment practices complained of above were taken with malice and/or reckless indifference to the federally protected rights of Kenneth S. Taylor and similarly situated individuals.

PRAYER FOR RELIEF

WHEREFORE, the Commission respectfully requests that this Court:

A. Grant a permanent injunction enjoining Defendant Employer, its officers, successors, assigns and all persons in active concert or participation with it, from discriminating against individuals due to considerations of their race.

B. Order Defendant Employer to institute and carry out policies, practices and programs which provide equal employment opportunities for persons of all races and which eradicate the effects of its past and present unlawful employment.

C. Order Defendant Employer to make whole Kenneth S. Taylor and all similarly situated individuals, by providing affirmative relief necessary to eradicate the effects of their unlawful employment practices, including but not limited to, backpay and front pay in amounts to be proven at trial.

D. Order Defendant Employer to make whole Kenneth S. Taylor and all similarly situated persons, by providing compensation for past and future pecuniary losses, in amounts to be proven at trial.

E. Order Defendant Employer to make whole Kenneth S. Taylor and all similarly situated persons by providing compensation for past and future non-pecuniary losses in amounts to be proven at trial.

F. Order Defendant Employer to pay Kenneth S. Taylor and all similarly situated individuals, punitive damages for its malicious and reckless conduct described herein above, in amounts to be determined a trial.

G. Grant such further relief as the Court deems necessary and proper in the public interest.

H. Award the Commission its costs in this action.

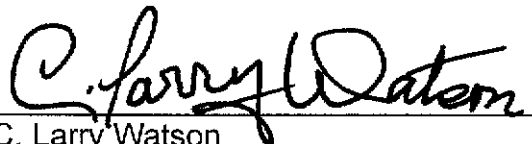
JURY TRIAL DEMAND

The Commission requests a jury trial on all questions of fact raised by its Complaint.

Respectfully submitted,

NICHOLAS INZEO
DEPUTY GENERAL COUNSEL (ACTING)

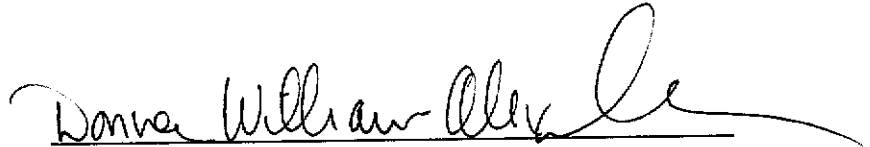
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