

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

United States District Court
Southern District of Texas
FILED

SEP 24 2003

MICHAEL N. MILBY CLERK

EQUAL EMPLOYMENT OPPORTUNITY §
COMMISSION, §
§
Plaintiff §
§
vs. §
§
KEY ENERGY SERVICES, INC., §
§
Defendant. §
§
TINA S. ROBERSON, §
§
Plaintiff-Intervenor §

Civil Action No. C-03-331

JURY TRIAL REQUESTED

PLAINTIFF-INTERVENER TINA ROBERSON'S ORIGINAL COMPLAINT

Comes now Plaintiff-Intervener, Tina Roberson, by and through counsel, and in support of her claims against the above-named Defendant respectfully states:

NATURE OF THE ACTION

1. In this action, Plaintiff-Intervener alleges violation of her rights pursuant to Title VII of the Civil Rights Act of 1964, as amended.

PARTIES

2. Plaintiff-Intervener, Tina Roberson, is a female who resides in Jim Wells County, Texas.

3. Defendant, Key Energy Services, Inc., is a Maryland corporation doing business in Jim Wells County, Texas. At all pertinent times, Defendant was the employer of Plaintiff.

JURISDICTION AND VENUE

4. This Court has jurisdiction over this action by reason of 28 U.S.C. 1331 and 1343,

in that Plaintiff, pursuant to Title VII of the Civil Rights Act of 1964, as amended, seeks to redress sexual harassment and retaliation for protected activity she experienced at the hands of Defendant. Venue is proper pursuant to 28 U.S.C. §1391 because the acts complained of primarily occurred within the geographical boundaries of the United States District Court for the Southern District of Texas, Corpus Christi, Division.

5. Plaintiff-Intervener, Tina Roberson, timely filed a charge of discrimination and retaliation with the Equal Employment Opportunity Commission (hereinafter EEOC). All conditions precedent to the institution of this lawsuit have been fulfilled.

FACTS

6. Since at least 1999, Defendant Key Energy Services, Inc. has engaged in unlawful employment practices at its Alice, Texas facility in violation of Section 703(a)(1) of Title VII, 42 U.S.C. §2000e-2(a)(1) by creating and fostering a hostile work environment based on sex.

7. Plaintiff-Intervener, Tina Roberson, a female, was sexually harassed by Operations Manager Q. Buentello, a male supervisor, who made sexual advances towards her, and subjected her to inappropriate sexual comments and sexual innuendos, and other egregious verbal conduct, including asking her for sex.

8. Further, Plaintiff-Intervener was also subjected to inappropriate sexual comments and sexual innuendos by other male Key Energy Services, Inc. employees.

9. On more than one occasion, Plaintiff-Intervener reported the unlawful sexual advances of Q Buentello to Defendant's management. However, Defendant failed to take any action to correct the unlawful situation. Further, Defendant unlawfully terminated Plaintiff-Intervener from her employment with Defendant in retaliation for her reports of sexual harassment to Defendant's

management.

10. The effect of the practices complained of has been to deprive Plaintiff-Intervener of equal employment opportunities and to otherwise adversely affect her status as an employee, because of her sex and because she opposed conduct which is in violation of Title VII of the Civil Rights Act of 1964, as amended.

11. The unlawful employment practices complained of were intentional.

12. The unlawful employment practices complained of were done with malice or with reckless indifference to the federally protected rights of Plaintiff-Intervener.

CLAIMS

Discrimination in Violation of Title VII of the Civil Rights Act of 1964, as amended

13. Plaintiff-Intervener incorporates by reference the allegations contained in paragraphs 1 through 12.

14. As alleged in the facts portion of this Complaint, Plaintiff-Intervener was subjected to sexual harassment on a consistent basis which permeated her work place and had an adverse effect upon her working conditions. Also, after opposing and reporting Mr. Buentello's unlawful behavior, Plaintiff faced retaliation which ultimately came in the form of termination from Defendant as set-out more specifically in the facts section of this pleading.

15. As a result of the above alleged illegal acts, Plaintiff has suffered the loss of wages and benefits, loss of job opportunity, emotional pain, suffering, inconvenience, mental anguish, loss of enjoyment of life and other pecuniary and nonpecuniary losses.

16. The Equal Employment Opportunity Commission brought the original action as Plaintiff exhausted her administrative remedies.

Jury Trial Requested

17. Plaintiff-Intervener requests a trial by jury.

WHEREFORE, Plaintiff prays that the Court enter judgment in her favor and against defendants and award Plaintiff the following:

1. Actual damages plus interest;
2. Compensatory damages arising from the physical and emotional injury, pain, suffering, loss of reputation and humiliation plaintiff suffered as a result of defendant misconduct;
3. Punitive damages as allowed by law;
4. Exemplary damages as allowed by law;
5. Injunctive relief of an affirmative nature, providing make whole economic relief and reinstatement;
6. Prejudgment interest as allowed by law;
7. Post-judgment interest as allowed by law;
8. Attorney's fees;
9. Court costs;
10. All relief allowed pursuant to Title VII of the Civil Rights Act of 1964, as amended;
and
11. Such other legal or equitable relief ultimately justified by the proof of this case.

Respectfully submitted,

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By: 

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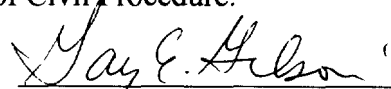
CERTIFICATE OF SERVICE

I hereby certify that this Certificate of Interested persons will be served on the parties by
service on

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on this September 24, 2003 pursuant to the Federal Rules of Civil Procedure.



Gay E. Gilson