

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

**EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,**

Plaintiff,

v.

**VALOR TELECOMMUNICATIONS OF
TEXAS, L.P.,**

Defendants.

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CIVIL ACTION NO. 5:05-CV-180

FINAL JUDGMENT

On November 6, 2006 the Court called the above captioned case for trial. Plaintiff Equal Employment Opportunity Commission and Plaintiff Brinder Bursey appeared and through their attorneys announced ready for trial. The defendant, Valor Telecommunications of Texas, L.P., appeared by way of its attorney and announced ready for trial. The Court determined that it had jurisdiction over the subject matter and the parties to this proceeding. A jury was selected on November 7, 2006.

The Court then impaneled and swore the jury, which heard the evidence and arguments of counsel beginning on November 27, 2006. The trial was completed on November 30, 2006. The jury rendered its verdict in the form of answers to the following interrogatories:

Interrogatory No. 1:

Do you find that Brinder Bursey's race and/or sex was a motivating factor in Valor's decision not to promote Brinder Bursey?

Answer Yes or No: NO

If you answered “No” to Interrogatory No. 1, do not answer the remaining questions. Please have the foreperson date and sign this “Verdict Form” and let the Bailiff know you have finished your deliberations.

If you answered “Yes” to Interrogatory No. 1, please answer the following questions.

Interrogatory No. 2:

What amount of back pay, if any, should be awarded to Brinder Bursey?

Answer in dollars and cents or “zero.”

Answer: \$ _____

Interrogatory No. 3:

What sum of money, if any, do you find from a preponderance of the evidence would fairly and reasonably compensate Brinder Bursey for the following damages claimed by her?

Answer in dollars and cents or “zero.”

1. Past mental pain, humiliation, embarrassment, fear, anger, and emotional distress.

\$ _____

2. Future mental pain, humiliation, embarrassment, fear, anger, and emotional distress.

\$ _____

Therefore, because the jury did not find from a preponderance of the evidence that Defendant Valor Telecommunications of Texas, L.P., discriminated against Plaintiff Brinder Bursey based on race and/or sex, the Court **ORDERS** that Plaintiff take nothing by her suit and that the Defendant is in all things dismissed from this action.

All relief not granted herein is **DENIED**

This is a **FINAL JUDGMENT**

SIGNED this 30th day of November, 2006.

A handwritten signature in black ink, appearing to read "David Folsom", written over a horizontal line.

DAVID FOLSOM
UNITED STATES DISTRICT JUDGE