

1 **Appendix A**

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3

NO FEAR ACT

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5 **In accordance with the No Fear Act, data will be maintained and provided to the**
6 **Union as follows:**

7 **A. Complaint Activity including number of complaints filed and number of**
8 **repeat filers**

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10 **B. Complaints by Basis including race, color, religion, national origin, sex –**
11 **including complaints filed under the Equal Pay Act, disability, age, and**
12 **reprisal.**

13

14 **C. Complaints by Issue including appointment/hire, assignment of duties,**
15 **awards, conversion to permanent status, demotion, disciplinary action,**
16 **reprimand, suspension, removal, duty hours, evaluation , appraisal,**
17 **examination/test, harassment, nonsexual, sexual, medical examination,**
18 **promotion/non-selection, reassignment, reasonable accommodation,**
19 **reinstatement, retirement, termination, time and attendance, and training.**

20

21 **D. Complaints by Processing Time including:**

22 **1. Complaints pending in investigative stage**

23 **2. Complaints ending in final Agency action stage**

24 **3. Complaints pending in which hearing was not requested**

25 **4. Time in investigation stage**

26 **5. Time to issue final Agency action**

27 **6. Complaints pending in which a hearing was requested.**

28 **7. Time in investigation stage.**

29 **8. Time to issue final Agency action.**

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31 **E. Complaints dismissed by the Agency pursuant to 1614.107(a) of the**
32 **No Fear Act including total complaints dismissed by the Agency and the**
33 **average days pending prior to dismissal.**

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35 **F. Total final Agency actions finding discrimination including the total number**
36 **of findings under 704(h)(1) including those without hearings and those with**
37 **hearings.**

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39 **G. Findings of discrimination rendered by Basis including findings rendered**
40 **without hearing under 704(i)(1), findings rendered after hearing and**
41 **findings by race, color, religion, national origin, sex – including under the**
42 **Equal Pay Act, disability, age and reprisal.**

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44 **H. Findings of discrimination rendered by Issue including those under**
45 **704(j)(1):**

46 **1. Findings without hearing**

- 47 **2. Findings after hearing**
- 48 **3. Findings by appointment/hire, assignment of duties, awards,**
- 49 **conversion to full time, disciplinary action, demotion, reprimand,**
- 50 **suspension, removal, duty hours, evaluation appraisal,**
- 51 **examination/test, harassment, non-sexual, sexual, medical**
- 52 **examinations, pay (including overtime), promotion/non-selection,**
- 53 **reassignment, denied, directed, reasonable accommodation,**
- 54 **reinstatement, retirement, termination, terms and conditions of**
- 55 **employment, time and attendance and training.**
- 56

57 **I. Complaints pending from the previous fiscal years by status including:**

- 58 **1. Total complaints from previous fiscal years under 704(k)(1)**
- 59 **2. Total complaints under 704(k)(2)**
- 60 **3. Number of complaints pending under 704(k)(3)**
- 61 **4. Investigations**
- 62 **5. ROI issued, pending complainant's action**
- 63 **6. Hearings**
- 64 **7. Final Agency action**
- 65 **8. Appeal with Personnel Appeal Board or federal court**
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67 **J. Complaint investigations including the number pending completion of**

68 **investigation and pending investigations over the required time frames.**