

FILED

MAR 11 1986

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

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JOHNNY REYNOLDS, etc., et al,)
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Plaintiffs,)

vs.)

CIVIL ACTION NO. 85-T-665-N

RAY BASS, etc., et al)
U.S. DISTRICT COURT
MIDDLE DISTRICT OF ALA.

Defendants.)

COMPLAINT IN INTERVENTION OF PEGGY VONSHERIE ALLEN

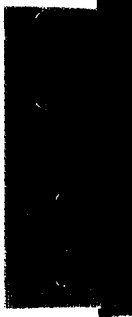
I.

1. The plaintiff-intervenor, Peggy Vonsherie Allen, is a black resident of Atlanta, Georgia. She brings this action on behalf of herself and all other similarly-situated individuals, namely, black individuals who have unsuccessfully applied for merit system positions with the Alabama Highway Department.

2. The defendants are the same as those named in the original action filed in this matter.

3. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. §1331 and §1343.

4. The plaintiff-intervenor incorporates by reference the allegations contained in paragraphs 12 through 26 of the original complaint filed herein by plaintiff Johnny Reynolds.



II.

5. The plaintiff-intervenor applied for a position with the Defendant Alabama Highway Department as a graduate civil engineer. This application was filed in late 1982 or early 1983.

6. The plaintiff-intervenor was well-qualified for the position of Graduate Civil Engineer.

7. The plaintiff-intervenor was not hired for the position of Graduate Civil Engineer. The openings held by the Highway Department in that position were either kept open despite plaintiff-intervenor's application or they were filled by non-minority applicants.

8. Plaintiff-intervenor is currently employed as a Graduate Civil Engineer by the Georgia Department of Transportation.

9. The plaintiff-intervenor was not hired into the positions for which she applied because of unlawful race discrimination.

III.

10. The defendant Alabama Highway Department is bound by a Court order issued by the United States District Court, Middle District of Alabama to the State of Alabama. The purpose of the Court order is to cause the State of Alabama to

discontinue unlawful employment discrimination and practices.

11. Despite this Court order, the defendant Alabama Highway Department continues to discriminate against minority employees and applicants.

12. Other qualified black applicants for various merit system positions, such as civil engineer and accountant, have been located and recruited by employees of the Highway Department whose responsibility it was to recruit black applicants for the Department. Those black applicants were not hired by the Department after submitting applications, despite their qualifications.

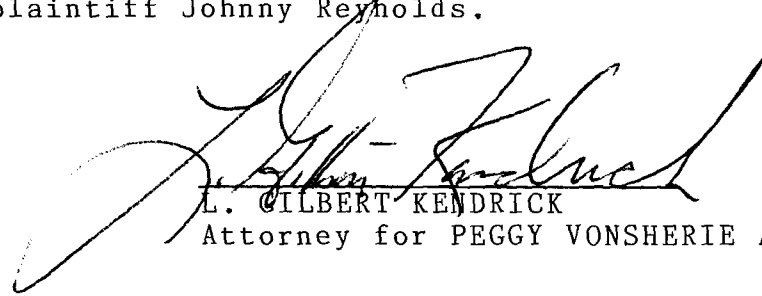
13. When cited by federal agencies, such as the Federal Highway Administration, for employing low numbers of black employees in various positions such as Civil Engineer, the Highway Department has claimed in response that it is unable to locate qualified black applicants for the positions.

14. The following has occurred on at least two occasions: when presented with black applicants who were qualified at the time of their application for openings which existed in the position of Graduate Civil Engineer, the Alabama Highway Department has revised the qualifications for the position in such a way as to make the previously qualified black applicants unqualified for the position. Examples of such newly imposed qualifications include the taking of certain examinations or college courses, even though the same

courses or examinations were not previously required of successful white applicants for the position.

IV.

WHEREFORE, plaintiff-intervenor respectfully prays for the same relief requested in the original complaint filed in this matter by plaintiff Johnny Reynolds.


L. GILBERT KENDRICK
Attorney for PEGGY VONSHERIE ALLEN

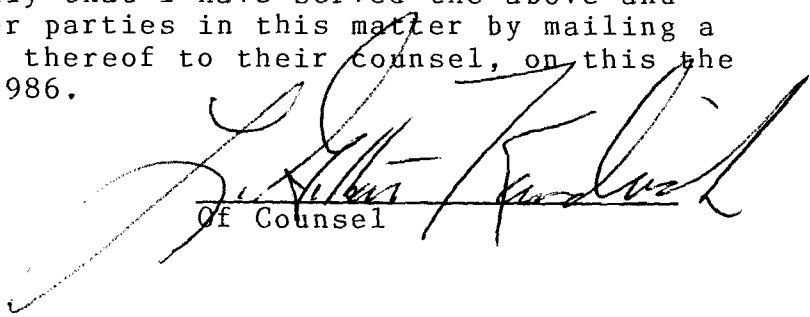
March 14, 1986

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CERTIFICATE OF SERVICE

I hereby certify that I have served the above and foregoing on all other parties in this matter by mailing a true and correct copy thereof to their counsel, on this the 14th day of March, 1986.


Of Counsel