

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

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CASE NO. 21-1122

DRAFT 3RD AMENDED COMPLAINT

AS OF 6.20.23

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Murrieta, CA 92563	}
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Phillip Boykin	}
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PLAINTIFFS, }
v. }

National Railroad Passenger Corporation, }
400 North Capitol Street, N.W. }
Washington, D.C. 20001 }

DEFENDANT. }

[DRAFT] THIRD AMENDED COMPLAINT

I. NATURE OF THIS ACTION

1. The Plaintiffs bring this action against the National Railway Passenger Corporation, *aka* Amtrak, to redress race discrimination in employment. Specifically, the named Plaintiffs, all of whom are present or former employees of Amtrak or applicants for employment with Amtrak, bring this action against Amtrak pursuant to the Civil Rights Act of 1866, 42 U.S.C. § 1981.
2. The named Plaintiffs are seeking declaratory and injunctive relief, back pay, front pay, compensatory and punitive damages, and attorneys' fees, costs, and expenses to redress Amtrak's racially discriminatory employment policies, practices, procedures, and employment-related decisions.

II. JURISDICTION, VENUE, AND RELATED CASES

3. This Court has jurisdiction pursuant to 28 U.S.C. §§ 1331, 1343(4), 2201, 2202, and 42 U.S.C. § 1981, and Title VII of the 1964 Civil Rights Act, as amended, 42 U.S.C. § 2000(e), *et seq.*
4. Venue is proper in the District of Columbia because Amtrak resides here, maintains its corporate headquarters here, maintains its personnel records here, determines and implements here its company-wide policies, practices and procedures which have affected the named Plaintiffs, engages in and/or ratifies here illegal conduct which has adversely affected the named Plaintiffs, and engages in corporate activities, such as the implementation of discriminatory employment policies, practices, procedures, and decisions which are conceived and carried out here.
5. This case is related to two cases now or previously pending in this Court. The first, *Campbell, et al. v. National Railroad Passenger Corporation*, 1:99-cv-02979-EGS, has been pending since 1998. *Campbell* contained class action allegations regarding race discrimination in employment in

violation of Title VII of the Civil Act of 1964, as amended, 42 U.S.C. § 2000e, *et seq.*, and the Civil Rights Act of 1866, 42 U.S.C. § 1981. Class certification in *Campbell* was denied by the Court on April 26, 2018. The second related case is a single-plaintiff case, *Bethea v. Amtrak Police Department*, 1:01CV01513 (EGS), which has been a companion case to *Campbell* for two decades.

6. Certain of the named Plaintiffs have fulfilled all conditions precedent to the institution of an action under Title VII. Specifically, Curtis Capers, Cynthia Edwards, Gilbert Landry, Brenda Mathews, and Gary Williams filed charges with the Equal Employment Opportunity Commission (“EEOC”) within 180 days of a discriminatory action and filed suit timely after receipt of right-to-sue letters from the EEOC.
7. The Plaintiffs’ claims arising under 42 U.S.C. § 1981 do not require administrative exhaustion.

III. PARTIES

8. The Plaintiffs are all African-American citizens of the United States and were either employed, or applied to be hired for employment, at Amtrak during the former class liability period alleged in *Campbell, et al. v. National Railroad Passenger Corporation*, 1:99-cv-02979-EGS (hereinafter, “*Campbell*”).
9. Defendant National Railroad Passenger Corporation, *aka* Amtrak (hereinafter “Amtrak”) is a corporation incorporated under the laws of, and with its principal place of business in, the District of Columbia. It provides passenger rail service to more than five hundred (500) stations in forty-four (44) states. From its corporate office in the District of Columbia, located at 400 North Capitol Street, N.W., Amtrak maintains actual and/or constructive control, oversight,

and/or direction over all of its operations at all of its various locations, including the employment policies, practices and procedures to be utilized and adhered to at all of its locations. The acts set forth in this Complaint were authorized, ordered and/or done by Amtrak's officers, agents, employees, and/ or representatives while actively engaged in the management of Amtrak's business.

IV. THE PLAINTIFFS' CLAIMS

10. During such employment, Plaintiff Ronnie Williams, Sr. was represented by a labor union for purposes of collective bargaining with Amtrak.
11. Plaintiff Ronnie Williams, Sr. experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
12. Plaintiff Ronnie Williams, Sr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
13. Despite an excellent work record, Plaintiff Ronnie Williams, Sr. was forced to resign (or be fired) by Michael Kates, the Director of Crew Management Services, Wilmington, DE, and Bob Schmidt, the Assistant Director of Crew Management Services. Williams had been with Amtrak since April 26, 1999. On December 13, 2002, after being unable to show up to work on one occasion, Williams was taken out of service and then given the option of either resigning with the possibility of being rehired or be fired.

14. Williams resigned with an agreement that he could come back in one year. A year later, when he tried to come back, Amtrak had altered his file in Philadelphia to indicate he was not eligible to return. However, Williams had a copy of his file in Washington, DC, in which it was stated that he was eligible to return in one year.
15. Williams was not allowed to return and Human Resources refused to let him return. Ultimately, he was told that it had been changed by someone in HR in Philadelphia.
16. Williams continued to try to get his job back. In 2012, the Director of CNOC had him escorted out of the building and the Director's assistant or staff member told him that he if he ever returned to the CNOC building, he would be arrested.
17. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ronnie Williams, Sr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
18. Plaintiff Ransford Acquaye is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
19. During such employment, Plaintiff Ransford Acquaye was represented by a labor union for purposes of collective bargaining with Amtrak.
20. Plaintiff Ransford Acquaye experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

21. Plaintiff Ransford Acquaye was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
22. Plaintiff Ransford Acquaye was falsely accused of running around naked at an Amtrak workplace. Because of the false accusation, Acquaye was put out of service on his wedding day, which was humiliating. He was told by Amtrak management that if he came to the station for any reason, or even took the train for personal reasons, he would be arrested.
23. Subsequently, at a hearing, which was recorded on audio tape, a manager testified that the accusation was false. But there was no apology. When Acquaye requested a copy of the hearing audiotape, he was told it did not exist.
24. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ransford Acquaye has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
25. Plaintiff Christopher Adams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
26. During such employment, Plaintiff Christopher Adams was represented by a labor union for purposes of collective bargaining with Amtrak.
27. Plaintiff Christopher Adams experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions,

transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

28. Plaintiff Christopher Adams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
29. Plaintiff Christopher Adams was laid off by Amtrak in 2001. He reapplied for employment with Amtrak twice. He never received any call back or interview, despite his attempts to follow up in 2007 and 2009.
30. By reason of such racial discrimination in employment by Amtrak, Plaintiff Christopher Adams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
31. Plaintiff Harold Adams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
32. During such employment, Plaintiff Harold Adams was represented by a labor union for purposes of collective bargaining with Amtrak.
33. Plaintiff Harold Adams experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

34. Plaintiff Harold Adams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
35. By reason of such racial discrimination in employment by Amtrak, Plaintiff Harold Adams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
36. Plaintiff Roland Anderson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
37. During such employment, Plaintiff Roland Anderson was represented by a labor union for purposes of collective bargaining with Amtrak.
38. Plaintiff Roland Anderson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
39. Plaintiff Roland Anderson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
40. By reason of such racial discrimination in employment by Amtrak, Plaintiff Roland Anderson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

41. Plaintiff Andre Andrews is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

42. During such employment, Plaintiff Andre Andrews was represented by a labor union for purposes of collective bargaining with Amtrak.

43. Plaintiff Andre Andrews experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

44. Plaintiff Andre Andrews was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

45. By reason of such racial discrimination in employment by Amtrak, Plaintiff Andre Andrews has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

46. Plaintiff Lachaun Armstead is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

47. During such employment, Plaintiff Lachaun Armstead was represented by a labor union for purposes of collective bargaining with Amtrak.

48. Plaintiff Lachaun Armstead experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
49. Plaintiff Lachaun Armstead was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
50. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lachaun Armstead has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
51. Plaintiff Sherryl Aubry is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
52. During such employment, Plaintiff Sherryl Aubry was represented by a labor union for purposes of collective bargaining with Amtrak.
53. Plaintiff Sherryl Aubry experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

54. Plaintiff Sherryl Aubry was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
55. By reason of such racial discrimination in employment by Amtrak, Plaintiff Sherryl Aubry has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
56. Plaintiff Jonalida Aubry is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
57. During such employment, Plaintiff Jonalida Aubry was represented by a labor union for purposes of collective bargaining with Amtrak.
58. Plaintiff Jonalida Aubry experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
59. Plaintiff Jonalida Aubry was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
60. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jonalida Aubry has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited

to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

61. Plaintiff Sharon Avington-Key is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
62. During such employment, Plaintiff Sharon Avington-Key was represented by a labor union for purposes of collective bargaining with Amtrak.
63. Plaintiff Sharon Avington-Key experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
64. Plaintiff Sharon Avington-Key was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
65. By reason of such racial discrimination in employment by Amtrak, Plaintiff Sharon Avington-Key has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
66. Plaintiff Thomas Ayers is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
67. During such employment, Plaintiff Thomas Ayers was represented by a labor union for purposes of collective bargaining with Amtrak.

68. Plaintiff Thomas Ayers experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
69. Plaintiff Thomas Ayers was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
70. By reason of such racial discrimination in employment by Amtrak, Plaintiff Thomas Ayers has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
71. Plaintiff Christina Bailey is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
72. During such employment, Plaintiff Christina Bailey was represented by a labor union for purposes of collective bargaining with Amtrak.
73. Plaintiff Christina Bailey experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

74. Plaintiff Christina Bailey was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
75. By reason of such racial discrimination in employment by Amtrak, Plaintiff Christina Bailey has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
76. Plaintiff Elonrah Barbour is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
77. During such employment, Plaintiff Elonrah Barbour was represented by a labor union for purposes of collective bargaining with Amtrak.
78. Plaintiff Elonrah Barbour experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
79. Plaintiff Elonrah Barbour was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
80. By reason of such racial discrimination in employment by Amtrak, Plaintiff Elonrah Barbour has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited

to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

81. Plaintiff Gwen Baringer is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

82. During such employment, Plaintiff Gwen Baringer was represented by a labor union for purposes of collective bargaining with Amtrak.

83. Plaintiff Gwen Baringer experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

84. Plaintiff Gwen Baringer was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

85. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gwen Baringer has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

86. Plaintiff Elaine Barnett is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

87. During such employment, Plaintiff Elaine Barnett was represented by a labor union for purposes of collective bargaining with Amtrak.

88. Plaintiff Elaine Barnett experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
89. Plaintiff Elaine Barnett was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
90. By reason of such racial discrimination in employment by Amtrak, Plaintiff Elaine Barnett has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
91. Plaintiff Ulysses Barton is an African-American citizen of the United States and was employed at Amtrak as a Locomotive Fireman and then as a Locomotive Engineer during the former class liability period alleged in *Campbell*.
92. During such employment, Plaintiff Ulysses Barton was represented by a labor union for purposes of collective bargaining with Amtrak.
93. Plaintiff Ulysses Barton experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

94. Over the years, Barton has sought dozens of promotions for which he has been qualified, but he has been consistently denied the positions.
95. Plaintiff Ulysses Barton was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak. Barton has heard many managers talk about how no black person would be good enough to do a job, and various racial epithets or comments.
96. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ulysses Barton has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
97. Plaintiff Jimmie Batts is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
98. During such employment, Plaintiff Jimmie Batts was represented by a labor union for purposes of collective bargaining with Amtrak.
99. Plaintiff Jimmie Batts experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
100. Plaintiff Jimmie Batts was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

101. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jimmie Batts has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
102. Plaintiff Patricia Baylor is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
103. During such employment, Plaintiff Patricia Baylor was represented by a labor union for purposes of collective bargaining with Amtrak.
104. Plaintiff Patricia Baylor experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
105. Plaintiff Patricia Baylor was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
106. By reason of such racial discrimination in employment by Amtrak, Plaintiff Patricia Baylor has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

107. Plaintiff Talfourd Berry is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
108. During such employment, Plaintiff Talfourd Berry was represented by a labor union for purposes of collective bargaining with Amtrak.
109. Plaintiff Talfourd Berry experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
110. Plaintiff Talfourd Berry was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
111. By reason of such racial discrimination in employment by Amtrak, Plaintiff Talfourd Berry has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
112. Plaintiff Roger Boston is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
113. During such employment, Plaintiff Roger Boston was represented by a labor union for purposes of collective bargaining with Amtrak.
114. Plaintiff Roger Boston experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions,

transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

115. Plaintiff Roger Boston was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
116. By reason of such racial discrimination in employment by Amtrak, Plaintiff Roger Boston has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
117. Plaintiff Greg Bowen is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
118. During such employment, Plaintiff Greg Bowen was represented by a labor union for purposes of collective bargaining with Amtrak.
119. Plaintiff Greg Bowen experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
120. Plaintiff Greg Bowen was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

121. By reason of such racial discrimination in employment by Amtrak, Plaintiff Greg Bowen has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
122. Plaintiff Phillip Boykin is an African-American citizen of the United States and was employed at Amtrak, during the former class liability period alleged in *Campbell*.
123. At all times during his Amtrak employment, Plaintiff Phillip Boykin was represented by labor unions for purposes of collective bargaining with Amtrak.
124. Plaintiff Boykin started at Amtrak in 1999 as a coach cleaner in New Orleans. While he was a coach cleaner, he was represented by the Transit Workers Union (“TWU”), .
125. In November 2000, Plaintiff Boykin became a Laborer/Utility Worker, a position he held until he was furloughed in July 2006. When he worked as a Laborer/ Utility Worker, he was a member of the International Brotherhood of Fireman & Oilers Union (“IBF&O”).
126. Plaintiff Boykin returned to Amtrak in July 2007 and held the position of Lead Service Attendant until being furloughed again in December 2007. When he worked as a Lead Service Attendant, Boykin was represented by the Amtrak Service Workers’ Council (“ASWC”).
127. Plaintiff Boykin returned in 2008 as a Coach Cleaner, and worked in that capacity until he retired in early 2011.
128. Plaintiff Phillip Boykin experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

129. Plaintiff Phillip Boykin was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

130. During my employment at Amtrak, Plaintiff Boykin was subjected to racial discrimination, including, but not limited to, Amtrak's subjective transfer, selection, and discipline policies, practices, and procedures which have prevented me from advancing to higher and better paying positions for which Boykin was qualified.

131. Amtrak engages in a policy and practice of denying African-American employees promotional opportunities. Plaintiff Boykin was discriminated against with respect to promotions.

132. In March of 2000, slightly more than one year after starting at Amtrak, Boykin submitted an application for a promotion to the position of Utility Worker at Amtrak's New Orleans, Louisiana facility. Based on his experience and education, he was qualified for the position and it would have been an opportunity for him to gain valuable experience.

133. On or about July 1, 2000, Boykin was informed that he did not receive the promotion. Rory Whitehead, a less qualified white male was hired for the position. Amtrak selected Whitehead from outside the company instead of Plaintiff Boykin even though Boykin was a qualified current Amtrak employee. Upon information and belief, the selection was made by white Foreman Tommy Farr.

134. In September 2000, Plaintiff Boykin expressed his concern that he was being denied promotions on account of my race to George Warrington, then President and CEO of Amtrak.

135. Mr. Warrington responded to my letter and acknowledged that Whitehead was hired for the Utility Worker position not because of his qualifications for the job but because of his skills as a Machinist. He stated that the company needed people with Whitehead's skills and that he was only intended to serve as a Utility Worker until a Carman/Machinist position became available.
136. Whitehead, however, could have been hired into Boykin's former position as a Coach Cleaner, rather than as Utility Worker. In fact, Boykin's then supervisor, Mr. Towson, had specifically told Boykin that Amtrak wanted to hire additional Coach Cleaners during that same time frame. Boykin asked Mr. Warrington why Whitehead could not have been hired into a Coach Cleaner position, thus allowing Boykin to be promoted. Boykin was told that the decision reflected "policy."
137. Boykin continued as an employee of Amtrak until July 2006. At that time, Boykin was told his job as a Laborer was being furloughed along with roughly forty others. When jobs are furloughed, the employees who are impacted are given a chance to transfer to other open positions. Furlough pays only 80% of wages.
138. Following the furlough announcement, Boykin applied for an open Baggage Handler position. At the time, he had roughly seven years of experience with Amtrak and was well qualified for the job. The position was given to a white female Coach Cleaner who had only recently joined Amtrak and was still on probation. To the best of my knowledge, her only experience related to cleaning passenger cars.
139. When Amtrak furloughed Boykin in July 2006, he actively sought full-time employment at Amtrak. In November 2006, he applied for a Track Gang position. He was told that Amtrak

would get back to him about the position, but it never did.

140. Plaintiff Boykin found out later that the Track Gang position he had applied for had sat unoccupied for nearly two months. In the early part of 2007, two recently furloughed white Pipe Fitters were given the available Track Gang jobs. These men were no more qualified for the manual labor of the Track Gang than Boykin was. Also, Boykin had been on furlough longer than both of them, and he had applied for the position much earlier. Amtrak, however, held the positions open until white candidates were available.
141. Boykin remained on furlough until July of 2007. At that point, he was re-hired as a Lead Service Attendant. This position requires onboard service and carries a 120-day probationary period. With eleven days left on my probation, Boykin was furloughed again, and was told that the Corporate office had called for his furlough because he did not move the customer lines quickly enough at the service counter. Not only was this untrue, but no one had ever told Boykin there were problems with his performance.
142. In 2008, Plaintiff Boykin was rehired as Coach Cleaner, a job which is usually held by African Americans and is the least desirable position at the station.
143. Generally, Amtrak disciplines black employees harsher for committing similar or the same infractions as white employees.
144. During the summer of 2001, Plaintiff Boykin's wife became extremely ill. Under the Family Medical Leave Act (FMLA), he applied for an excused absence from work to care for her. He submitted the required information from her doctor but was told by Amtrak staff in Chicago that his request for leave was denied. Nevertheless, Boykin still needed time off to assist his wife. His supervisors in New Orleans eventually granted him one week of leave, but

not until after he was required to resubmit medical reports that he had already produced.

145. Further, after returning to work, Boykin was reprimanded by Amtrak for being excessively absent in part because of the time he was authorized to take off to care for his wife. He was told that he would be brought before a disciplinary review board if he chose to fight the charges. He declined because he needed to stay on the job and was concerned he would receive worse discipline from the disciplinary board. Boykin has never observed a white employee being brought up on charges for taking FMLA leave.

146. While working as a Utility Worker, a white Foreman suspended Boykin for two weeks for allowing the wheels of an engine to touch the ground. In contrast, a white employee who committed the same infraction was not punished at all.

147. By reason of such racial discrimination in employment by Amtrak, Plaintiff Phillip Boykin has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

148. Plaintiff Alphonso Braddy is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

149. During such employment, Plaintiff Alphonso Braddy was represented by a labor union for purposes of collective bargaining with Amtrak.

150. Plaintiff Alphonso Braddy experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

151. Plaintiff Alphonso Braddy was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
152. By reason of such racial discrimination in employment by Amtrak, Plaintiff Alphonso Braddy has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
153. Plaintiff Odell Bradley is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
154. During such employment, Plaintiff Odell Bradley was represented by a labor union for purposes of collective bargaining with Amtrak.
155. Plaintiff Odell Bradley experienced intentional racial discrimination by Amtrak in regard to some or all of the following: some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
156. Plaintiff Odell Bradley was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
157. By reason of such racial discrimination in employment by Amtrak, Plaintiff Odell Bradley has suffered the loss of compensation, wages, back pay and front pay, other employment

benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

158. Plaintiff Avis Bracey is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

159. During such employment, Plaintiff Avis Bracey was represented by a labor union for purposes of collective bargaining with Amtrak.

160. Plaintiff Avis Bracey experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

161. Plaintiff Avis Bracey was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

162. By reason of such racial discrimination in employment by Amtrak, Plaintiff Avis Bracey has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

163. Plaintiff Roy Brown is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

164. During such employment, Plaintiff Roy Brown was represented by a labor union for purposes of collective bargaining with Amtrak.
165. Plaintiff Roy Brown experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
166. Plaintiff Roy Brown was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
167. By reason of such racial discrimination in employment by Amtrak, Plaintiff Roy Brown has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
168. Plaintiff Earl Brown is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
169. During such employment, Plaintiff Earl Brown was represented by a labor union for purposes of collective bargaining with Amtrak.
170. Plaintiff Earl Brown experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

171. Plaintiff Earl Brown was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

172. By reason of such racial discrimination in employment by Amtrak, Plaintiff Earl Brown has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

173. Plaintiff Marcus Brunswick is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

174. During such employment, Plaintiff Marcus Brunswick was represented by a labor union for purposes of collective bargaining with Amtrak.

175. Plaintiff Marcus Brunswick experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

176. Plaintiff Marcus Brunswick was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

177. By reason of such racial discrimination in employment by Amtrak, Plaintiff Marcus Brunswick has suffered the loss of compensation, wages, back pay and front pay, other

employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

178. Plaintiff Carl Bunn is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

179. During such employment, Plaintiff Carl Bunn was represented by a labor union for purposes of collective bargaining with Amtrak.

180. Plaintiff Carl Bunn experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

181. Plaintiff Carl Bunn was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

182. By reason of such racial discrimination in employment by Amtrak, Plaintiff Carl Bunn has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

183. Plaintiff Aundria Burcy is an African-American citizen of the United States and applied for employment at Amtrak during the former class liability period alleged in *Campbell*.

184. The position or positions for which Plaintiff Aundria Burcy applied were represented by a labor union for purposes of collective bargaining with Amtrak.
185. Plaintiff Aundria Burcy experienced intentional racial discrimination by Amtrak in the denial of her application or applications and refusal to hire her and/or with regard testing and/or denial of testing opportunities.
186. By reason of such racial discrimination in employment by Amtrak, Plaintiff Aundria Burcy has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
187. Plaintiff Harold Burke is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
188. During such employment, Plaintiff Harold Burke was represented by a labor union for purposes of collective bargaining with Amtrak.
189. Plaintiff Harold Burke experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
190. Plaintiff Harold Burke was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

191. By reason of such racial discrimination in employment by Amtrak, Plaintiff Harold Burke has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
192. Plaintiff Ralph Burnley is an African-American citizen of the United States and applied for employment at Amtrak during the former class liability period alleged in *Campbell*.
193. The position or positions for which Plaintiff Ralph Burnley applied were represented by a labor union for purposes of collective bargaining with Amtrak.
194. Plaintiff Ralph Burnley experienced intentional racial discrimination by Amtrak in the denial of her application or applications and refusal to hire him and/or with regard testing and/or denial of testing opportunities.
195. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ralph Burnley has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
196. Plaintiff Willie Butler is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
197. During such employment, Plaintiff Willie Butler was represented by a labor union for purposes of collective bargaining with Amtrak.

198. Plaintiff Willie Butler experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
199. Plaintiff Willie Butler was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
200. By reason of such racial discrimination in employment by Amtrak, Plaintiff Willie Butler has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
201. Plaintiff Beatrice Caffee-Earle is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
202. During such employment, Plaintiff Beatrice Caffee-Earle was represented by a labor union for purposes of collective bargaining with Amtrak.
203. Plaintiff Beatrice Caffee-Earle experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

204. Plaintiff Beatrice Caffee-Earle was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
205. By reason of such racial discrimination in employment by Amtrak, Plaintiff Beatrice Caffee-Earle has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
206. Plaintiff Michael Caldwell is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
207. During such employment, Plaintiff Michael Caldwell was represented by a labor union for purposes of collective bargaining with Amtrak.
208. Plaintiff Michael Caldwell experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
209. Plaintiff Michael Caldwell was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
210. By reason of such racial discrimination in employment by Amtrak, Plaintiff Michael Caldwell has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

211. Plaintiff Otis Canadiate is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

212. During such employment, Plaintiff Otis Canadiate was represented by a labor union for purposes of collective bargaining with Amtrak.

213. Plaintiff Otis Canadiate experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

214. Plaintiff Otis Canadiate was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

215. By reason of such racial discrimination in employment by Amtrak, Plaintiff Otis Canadiate has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

216. Plaintiff Thomas Carter is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

217. During such employment, Plaintiff Thomas Carter was represented by a labor union for purposes of collective bargaining with Amtrak.

218. Plaintiff Thomas Carter experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
219. Plaintiff Thomas Carter was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
220. By reason of such racial discrimination in employment by Amtrak, Plaintiff Thomas Carter has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
221. Plaintiff Vernon Carter is an African-American citizen of the United States and was employed at Amtrak since June 9, 1992, and continuing during the former class liability period alleged in *Campbell*.
222. During such employment, Plaintiff Vernon Carter was an Assistant Conductor and was represented by a labor union for purposes of collective bargaining with Amtrak.
223. Plaintiff Vernon Carter experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

224. In December 1999, Plaintiff Vernon Carter was stripped of his seniority, though he did not learn it happened until he went to the Human Resources office at Amtrak national headquarters in D.C. for the purpose of “making a bump” by which he attempted to bump someone from a job for which he was already qualified and eligible to obtain. Instead of being allowed to bump someone when he went to the office in December 1999, he was told he was no longer a TCU union member and therefore had no seniority. He was told by the Human Resources office in D.C. he would be allowed to take another job without bumping someone, but at that time, there were no jobs available because there was a “reduction in workforce” happening.

225. After learning this, Plaintiff Carter contacted the Crew Management Department in Wilmington, DE. He applied for a transfer and was told there were no jobs available but that they would notify him when one became available. That office then proceeded to hire people off the street with no experience or service, both of which Plaintiff Carter had, and put them in two rounds of training classes.

226. When Carter questioned the Wilmington office about this, he was told they received his transfer late, after the others were hired. However, Carter had faxed the necessary information upon first contacting the Philadelphia office which controls the hiring in Wilmington.

227. Plaintiff Carter then called Maureen Phelan in Amtrak’s Human Resource office in Philadelphia about the Crew Management positions in Wilmington, and she also told him he was too late for the two training classes, and that she had not known he was qualified for one of the positions.

228. Carter then went to the Baggage Office in Washington, D.C. to fill out an application and was treated as if he was a new hire with no seniority.

229. Plaintiff Vernon Carter was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

230. By reason of such racial discrimination in employment by Amtrak, Plaintiff Vernon Carter has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

231. Plaintiff Priscilla Cathey is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

232. During such employment, Plaintiff Priscilla Cathey was represented by a labor union for purposes of collective bargaining with Amtrak.

233. Plaintiff Priscilla Cathey experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

234. Plaintiff Priscilla Cathey was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

235. By reason of such racial discrimination in employment by Amtrak, Plaintiff Priscilla Cathey has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

236. Plaintiff Kevin Chase is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
237. During such employment, Plaintiff Kevin Chase was represented by a labor union for purposes of collective bargaining with Amtrak.
238. Plaintiff Kevin Chase experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
239. Plaintiff Kevin Chase was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
240. By reason of such racial discrimination in employment by Amtrak, Plaintiff Kevin Chase has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
241. Plaintiff Hardin Cheatham is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
242. During such employment, Plaintiff Hardin Cheatham was represented by a labor union for purposes of collective bargaining with Amtrak.
243. Plaintiff Hardin Cheatham experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

244. Plaintiff Hardin Cheatham was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

245. By reason of such racial discrimination in employment by Amtrak, Plaintiff Hardin Cheatham has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

246. Plaintiff Gary Christian is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

247. During such employment, Plaintiff Gary Christian was represented by a labor union for purposes of collective bargaining with Amtrak.

248. Plaintiff Gary Christian experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

249. Plaintiff Gary Christian was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

250. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gary Christian has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

251. Plaintiff Edward Clarke is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

252. During such employment, Plaintiff Edward Clarke was represented by a labor union for purposes of collective bargaining with Amtrak.

253. Plaintiff Edward Clarke experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

254. Plaintiff Edward Clarke was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

255. By reason of such racial discrimination in employment by Amtrak, Plaintiff Edward Clarke has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

256. Plaintiff Calvin Cole is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

257. During such employment, Plaintiff Calvin Cole was represented by a labor union for purposes of collective bargaining with Amtrak.

258. Plaintiff Calvin Cole experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
259. Plaintiff Calvin Cole was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
260. By reason of such racial discrimination in employment by Amtrak, Plaintiff Calvin Cole has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
261. Plaintiff Raymond Lee Coleman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
262. During such employment, Plaintiff Raymond Lee Coleman was represented by a labor union for purposes of collective bargaining with Amtrak.
263. Plaintiff Raymond Lee Coleman experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
264. Plaintiff Raymond Lee Coleman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

265. By reason of such racial discrimination in employment by Amtrak, Plaintiff Raymond Lee Coleman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
266. Plaintiff Tamia Coleman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
267. During such employment, Plaintiff Tamia Coleman was represented by a labor union for purposes of collective bargaining with Amtrak.
268. Plaintiff Tamia Coleman experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
269. Plaintiff Tamia Coleman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
270. By reason of such racial discrimination in employment by Amtrak, Plaintiff Tamia Coleman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
271. Plaintiff Kirk Collins is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

272. During such employment, Plaintiff Kirk Collins was represented by a labor union for purposes of collective bargaining with Amtrak.
273. Plaintiff Kirk Collins experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
274. Plaintiff Kirk Collins was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
275. By reason of such racial discrimination in employment by Amtrak, Plaintiff Kirk Collins has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
276. Plaintiff Janice Comeaux is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
277. During such employment, Plaintiff Janice Comeaux was represented by a labor union for purposes of collective bargaining with Amtrak.
278. Plaintiff Janice Comeaux experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

279. Plaintiff Janice Comeaux was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
280. By reason of such racial discrimination in employment by Amtrak, Plaintiff Janice Comeaux has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
281. Plaintiff Catrina Cooley-Flagg is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
282. During such employment, Plaintiff Catrina Cooley-Flagg was represented by a labor union for purposes of collective bargaining with Amtrak.
283. Plaintiff Catrina Cooley-Flagg experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
284. Plaintiff Catrina Cooley-Flagg was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
285. By reason of such racial discrimination in employment by Amtrak, Plaintiff Catrina Cooley-Flagg has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

286. Plaintiff Shirley Connell is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
287. During such employment, Plaintiff Shirley Connell was represented by a labor union for purposes of collective bargaining with Amtrak.
288. Plaintiff Shirley Connell experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
289. Plaintiff Shirley Connell was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
290. By reason of such racial discrimination in employment by Amtrak, Plaintiff Shirley Connell has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
291. Plaintiff Charlese Cosby is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
292. During such employment, Plaintiff Charlese Cosby was represented by a labor union for purposes of collective bargaining with Amtrak.
293. Plaintiff Charlese Cosby experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

294. Plaintiff Charlese Cosby was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

295. By reason of such racial discrimination in employment by Amtrak, Plaintiff Charlese Cosby has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

296. Plaintiff Samuel Cox is an African-American citizen of the United States and was employed at Amtrak from 1978 until 2008, when he was terminated, during the former class liability period alleged in *Campbell*.

297. During such employment, Plaintiff Samuel Cox was represented by labor unions for purposes of collective bargaining with Amtrak.

298. Plaintiff Samuel Cox experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

299. Plaintiff Samuel Cox was never considered for promotions. Amtrak wrote the job descriptions for the people they wanted in those positions and tailored the postings to them. Many jobs were not posted at all.

300. Amtrak engages in a policy of disproportionate discipline of African-American employees, as well as creating unnecessary obstacles to receiving training that would have advanced a career.
301. In 2003, Plaintiff Samuel Cox was working in the Washington D.C. facility and volunteered for testing in an attempt to advance his career. When it came time to take the test, Plaintiff Samuel Cox was ordered to report to Wilmington, Delaware, even though the test was offered in D.C. This was a discriminatory obstacle meant to deter Plaintiff Samuel Cox from taking the test. Plaintiff Samuel Cox refused to report to Wilmington and was held out of service for two months without pay.
302. The test is a federally required examination to certify that all are still qualified to maintain their engineering certification. White male manager Don Savage was angry when Cox stood on his contractual right to have the test in Washington.
303. Later, Plaintiff Samuel Cox took the exam and passed. He should have been put back in service. But trainmasters Mike Gossman and Rodney Peters and the Medical Director in Philadelphia ordered Plaintiff Samuel Cox to take a drug test. Cox challenged them and said he was not required to do it. The Station superintendent claimed to have paperwork saying he was required to take a drug test. Cox then agreed to take it. The results took several days, and Cox could not go back to work before then.
304. In 2007, Plaintiff Samuel Cox suffered a minor injury working on one of the rails during a snowstorm. His crew finished work and instead of having them ride up to the diesel pit, he let them go home and he took the equipment by himself. He was told the tracks were in normal condition by the white male Foreman Gary Robinson and white male H. Wolfgang Hohennler. The derail which protects the equipment and the employees in an accident was on, but the flag

and light could not be seen in the snow. This is a device that takes the train off of the tracks in case of accident. The foreman had not visually checked to see if the derail was on. Gary Robinson had been involved in other incidents and would have likely lost his job had he been found to blame. Robinson was given 3 days off while Cox received 30 days off.

305. It is common that black employees receive stricter and more severe discipline than white employees.

306. White male conductor Ralph Noletti, white male engineer Dave Garrett, and another white individual went through a switch, which is an infraction similar to what happened to Cox. Going through a switch means that you change direction which lines you up to go on a different track. When the switch is not lined up for the direction you wish to go, going through that switch breaks the switch. These white men received no suspensions at all.

307. White males Kurt Weekly and Don Mascetti were involved in an incident in which the wire structure over the tracks in the high-speed building was torn up. Yet they received no discipline.

308. On January 20, 2008, Plaintiff Samuel Cox was fired for derailing an engine. There were \$10,000 to \$15,000 worth of damages. It should have only cost the amount it costs to pay the inspectors because the engine was still usable. Mr. Hibbert, a white transportation manager, came out on the night that the accident happened, talked to his supervisor and did the paperwork in regard to the incident. He received orders from his supervisor to fire people. He fired Arthur Logan, a black conductor, but did not fire Mark Klaussen, who is white. Klaussen was not on the equipment at the time of the accident. The mechanic who was required to remove the derail was also not fired.

309. By way of contrast, on February 6, 2008, there was a much more severe accident involving a white crew where there was more than \$1 million in damages and twelve to fourteen passengers injured. This white crew received much lighter discipline, even though their accident was more severe and costly. The white engineer, Bill Costello, received no suspension and no discipline and the white conductor, William Dempsey, was given “informal handling” where management and a local union official meet and talk about the incident rather than going to court. This option was never given to Logan or Cox in regard to their incidents. William Dempsey accepted a 30 day suspension and admitted fault and did not go to trial. Bill Costello refused the informal handling and refused to admit fault and went to trial and received no discipline.
310. My crew and I were not given the option of suspension instead of termination. There was a trial for my crew’s incident but my conductor, Mark Claussen, told me, as well as his union representative Fritz Edler, and the conductor Arthur Logan that he had overheard Amtrak supervisors say that they had already decided to fire Cox and my crew prior to the trial.
311. Plaintiff Samuel Cox was subjected to racial harassment and a racially hostile work environment during Plaintiff’s employment at Amtrak.
312. By reason of such racial discrimination in employment by Amtrak, Plaintiff Samuel Cox has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
313. Plaintiff Henry Crawford is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

314. During such employment, Plaintiff Henry Crawford was represented by a labor union for purposes of collective bargaining with Amtrak.
315. Plaintiff Henry Crawford experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
316. Plaintiff Henry Crawford was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
317. By reason of such racial discrimination in employment by Amtrak, Plaintiff Henry Crawford has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
318. Plaintiff Doris Crenshaw is the Personal Representative of the Estate of Roosevelt Crenshaw and herein asserts employment discrimination claims of Roosevelt Crenshaw, deceased, against Amtrak. Roosevelt Crenshaw was an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
319. During such employment, Roosevelt Crenshaw was represented by a labor union for purposes of collective bargaining with Amtrak.
320. Roosevelt Crenshaw experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

321. Roosevelt Crenshaw was subjected to racial harassment and a racially hostile work environment during his employment at Amtrak.

322. By reason of such racial discrimination in employment by Amtrak, Roosevelt Crenshaw suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

323. Plaintiff Calvin Crisp is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

324. During such employment, Plaintiff Calvin Crisp was represented by a labor union for purposes of collective bargaining with Amtrak.

325. Plaintiff Calvin Crisp experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

326. Plaintiff Calvin Crisp was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

327. By reason of such racial discrimination in employment by Amtrak, Plaintiff Calvin Crisp has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

328. Plaintiff Alvin Cunningham is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

329. During such employment, Plaintiff Alvin Cunningham was represented by a labor union for purposes of collective bargaining with Amtrak.

330. Plaintiff Alvin Cunningham experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

331. Plaintiff Alvin Cunningham was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

332. In May 1999, Plaintiff Alvin Cunningham took a test in Washington, D.C. for promotion from Assistant Conductor to Conductor. Although Cunningham passed the signal part of the test, he missed passing the second part of the test by 3 points. The test-giver that day, who was a white male named Paul Butler, allowed a white male test-taker, Mr. Wilmont, to change several wrong answers to the signal part of the test before the lunch break. Another white male refused to take the test at that time because he said he had a reading problem, and he was allowed to answer questions verbally. He passed both parts of the test.

333. It is customary for Assistant Conductors to work in the yard to gain knowledge needed to pass the Conductor test. Unlike other Assistant Conductors, Cunningham was not permitted this experience. Cunningham spoke to his union representative, Dave Brooks, about it. Brooks

referred Cunningham to Mr. Castello, the Yardmaster. Castello told Cunningham that the current budget would not allow him to work in the yard, with no further explanation. When Cunningham questioned him further, Castello told Cunningham that he would be called soon to work in the yard, but that never happened. This lack of yard experience deprived Cunningham of knowledge and information in regard to, among other things, connecting cars. This knowledge would have enabled Cunningham to pass the part of the test that he failed.

334. Because of Cunningham's failure on the test, he was demoted to Train Attendant, and he could no longer be an Assistant Conductor. At least three other black employees have been fired or demoted from the Assistant Conductor position for failing the test, including Tim Murphy, Vernon Carter, and James Israel.

335. By reason of such racial discrimination in employment by Amtrak, Plaintiff Alvin Cunningham has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

336. Plaintiff Yvette Cunningham is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

337. During such employment, Plaintiff Yvette Cunningham was represented by a labor union for purposes of collective bargaining with Amtrak.

338. Plaintiff Yvette Cunningham experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

339. Plaintiff Yvette Cunningham was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

340. By reason of such racial discrimination in employment by Amtrak, Plaintiff Yvette Cunningham has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

341. Plaintiff Davy Dauchan is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

342. During such employment, Plaintiff Davy Dauchan was represented by a labor union for purposes of collective bargaining with Amtrak.

343. Plaintiff Davy Dauchan experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

344. Plaintiff Davy Dauchan was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

345. By reason of such racial discrimination in employment by Amtrak, Plaintiff Davy Dauchan has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

346. Plaintiff James E. Davis is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

347. During such employment, Plaintiff James E. Davis was represented by a labor union for purposes of collective bargaining with Amtrak.

348. Plaintiff James E. Davis experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

349. Plaintiff James E. Davis was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

350. By reason of such racial discrimination in employment by Amtrak, Plaintiff James E. Davis has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

351. Plaintiff Thomas L. Dawkins is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

352. During such employment, Plaintiff Thomas L. Dawkins was represented by a labor union for purposes of collective bargaining with Amtrak.

353. Plaintiff Thomas L. Dawkins experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
354. Plaintiff Thomas L. Dawkins was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
355. By reason of such racial discrimination in employment by Amtrak, Plaintiff Thomas L. Dawkins has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
356. Plaintiff Frederick Day is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
357. During such employment, Plaintiff Frederick Day was represented by a labor union for purposes of collective bargaining with Amtrak.
358. Plaintiff Frederick Day experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
359. Plaintiff Frederick Day was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

360. By reason of such racial discrimination in employment by Amtrak, Plaintiff Frederick Day has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
361. Plaintiff Keith Dean is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
362. During such employment, Plaintiff Keith Dean was represented by a labor union for purposes of collective bargaining with Amtrak.
363. Plaintiff Keith Dean experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
364. Plaintiff Keith Dean was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
365. By reason of such racial discrimination in employment by Amtrak, Plaintiff Keith Dean has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
366. Plaintiff Anna Desper is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

367. During such employment, Plaintiff Anna Desper was represented by a labor union for purposes of collective bargaining with Amtrak.
368. Plaintiff Anna Desper experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
369. Plaintiff Anna Desper was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
370. By reason of such racial discrimination in employment by Amtrak, Plaintiff Anna Desper has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
371. Plaintiff Yvonne Dixon is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
372. During such employment, Plaintiff Yvonne Dixon was represented by a labor union for purposes of collective bargaining with Amtrak.
373. Plaintiff Yvonne Dixon experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

374. Plaintiff Yvonne Dixon was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
375. By reason of such racial discrimination in employment by Amtrak, Plaintiff Yvonne Dixon has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
376. Plaintiff Towanna Dossett is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
377. During such employment, Plaintiff Towanna Dossett was represented by a labor union for purposes of collective bargaining with Amtrak.
378. Plaintiff Towanna Dossett experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
379. Plaintiff Towanna Dossett was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
380. By reason of such racial discrimination in employment by Amtrak, Plaintiff Towanna Dossett has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

381. Plaintiff Everett Dubois is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
382. During such employment, Plaintiff Everett Dubois was represented by a labor union for purposes of collective bargaining with Amtrak.
383. Plaintiff Everett Dubois experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
384. Plaintiff Everett Dubois was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
385. By reason of such racial discrimination in employment by Amtrak, Plaintiff Everett Dubois has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
386. Plaintiff Julius Dubois is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
387. During such employment, Plaintiff Julius Dubois was represented by a labor union for purposes of collective bargaining with Amtrak.
388. Plaintiff Julius Dubois experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

389. Plaintiff Julius Dubois was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

390. By reason of such racial discrimination in employment by Amtrak, Plaintiff Julius Dubois has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

391. Plaintiff Estate of Sinclair Duboise is the estate of Sinclair Duboise, deceased, who was an African-American citizen of the United States and herein asserts employment discrimination claims of Sinclair Duboise against Amtrak. Sinclair Duboise was employed at Amtrak during the former class liability period alleged in *Campbell*.

392. During such employment, Sinclair Duboise was represented by a labor union for purposes of collective bargaining with Amtrak.

393. Sinclair Duboise experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

394. Sinclair Duboise was subjected to racial harassment and a racially hostile work environment during his employment at Amtrak.

395. By reason of such racial discrimination in employment by Amtrak, Sinclair Duboise suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

396. Plaintiff Ralph Dunbar is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

397. During such employment, Plaintiff Ralph Dunbar was represented by a labor union for purposes of collective bargaining with Amtrak.

398. Plaintiff Ralph Dunbar experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

399. Plaintiff Ralph Dunbar was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

400. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ralph Dunbar has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

401. Plaintiff Lawrence Dye is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

402. During such employment, Plaintiff Lawrence Dye was represented by a labor union for purposes of collective bargaining with Amtrak.
403. Plaintiff Lawrence Dye experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
404. Plaintiff Lawrence Dye was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
405. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lawrence Dye has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
406. Plaintiff Gertrude Ellison is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
407. During such employment, Plaintiff Gertrude Ellison was represented by a labor union for purposes of collective bargaining with Amtrak.
408. Plaintiff Gertrude Ellison experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

409. Plaintiff Gertrude Ellison was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
410. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gertrude Ellison has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
411. Plaintiff William Ellison is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
412. During such employment, Plaintiff William Ellison was represented by a labor union for purposes of collective bargaining with Amtrak.
413. Plaintiff William Ellison experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
414. Plaintiff William Ellison was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
415. By reason of such racial discrimination in employment by Amtrak, Plaintiff William Ellison has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

416. Plaintiff James Epps, Jr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
417. During such employment, Plaintiff James Epps, Jr. was represented by a labor union for purposes of collective bargaining with Amtrak.
418. Plaintiff James Epps, Jr. experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
419. Plaintiff James Epps, Jr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
420. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Epps, Jr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
421. Plaintiff Charles Evans is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
422. During such employment, Plaintiff Charles Evans was represented by a labor union for purposes of collective bargaining with Amtrak.
423. Plaintiff Charles Evans experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

424. Plaintiff Charles Evans was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

425. By reason of such racial discrimination in employment by Amtrak, Plaintiff Charles Evans has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

426. Plaintiff Loretta Evans is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

427. During such employment, Plaintiff Loretta Evans was represented by a labor union for purposes of collective bargaining with Amtrak.

428. Plaintiff Loretta Evans experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

429. Plaintiff Loretta Evans was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

430. By reason of such racial discrimination in employment by Amtrak, Plaintiff Loretta Evans has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

431. Plaintiff Connie Everett is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

432. During such employment, Plaintiff Connie Everett was represented by a labor union for purposes of collective bargaining with Amtrak.

433. Plaintiff Connie Everett experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

434. Plaintiff Connie Everett was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

435. By reason of such racial discrimination in employment by Amtrak, Plaintiff Connie Everett has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

436. Plaintiff George Everett is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

437. During such employment, Plaintiff George Everett was represented by a labor union for purposes of collective bargaining with Amtrak.

438. Plaintiff George Everett experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
439. Plaintiff George Everett was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
440. By reason of such racial discrimination in employment by Amtrak, Plaintiff George Everett has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
441. Plaintiff Paul Fields is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
442. During such employment, Plaintiff Paul Fields was represented by a labor union for purposes of collective bargaining with Amtrak.
443. Plaintiff Paul Fields experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
444. Plaintiff Paul Fields was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

445. By reason of such racial discrimination in employment by Amtrak, Plaintiff Paul Fields has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
446. Plaintiff Devern Fleming, Jr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
447. During such employment, Plaintiff Devern Fleming, Jr. was represented by a labor union for purposes of collective bargaining with Amtrak.
448. Plaintiff Devern Fleming, Jr. experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
449. Plaintiff Devern Fleming, Jr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
450. By reason of such racial discrimination in employment by Amtrak, Plaintiff Devern Fleming, Jr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
451. Plaintiff Brandi Ford is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

452. During such employment, Plaintiff Brandi Ford was represented by a labor union for purposes of collective bargaining with Amtrak.
453. Plaintiff Brandi Ford experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
454. Plaintiff Brandi Ford was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
455. By reason of such racial discrimination in employment by Amtrak, Plaintiff Brandi Ford has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
456. Plaintiff Riley Freeman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
457. During such employment, Plaintiff Riley Freeman was represented by a labor union for purposes of collective bargaining with Amtrak.
458. Plaintiff Riley Freeman experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

459. Plaintiff Riley Freeman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
460. By reason of such racial discrimination in employment by Amtrak, Plaintiff Riley Freeman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
461. Plaintiff Owen Funderburke III is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
462. During such employment, Plaintiff Owen Funderburke III was represented by a labor union for purposes of collective bargaining with Amtrak.
463. Plaintiff Owen Funderburke III experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
464. Plaintiff Owen Funderburke III was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
465. By reason of such racial discrimination in employment by Amtrak, Plaintiff Owen Funderburke III has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

466. Plaintiff Berwick Gabriel is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
467. During such employment, Plaintiff Berwick Gabriel was represented by a labor union for purposes of collective bargaining with Amtrak.
468. Plaintiff Berwick Gabriel experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
469. Plaintiff Berwick Gabriel was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
470. By reason of such racial discrimination in employment by Amtrak, Plaintiff Berwick Gabriel has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
471. Plaintiff Lynn Garland-Solomon is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
472. During such employment, Plaintiff Lynn Garland-Solomon was represented by a labor union for purposes of collective bargaining with Amtrak.
473. Plaintiff Lynn Garland-Solomon experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

474. Plaintiff Lynn Garland-Solomon was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

475. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lynn Garland-Solomon has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

476. Plaintiff Gail H. George is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

477. During such employment, Plaintiff Gail H. George was represented by a labor union for purposes of collective bargaining with Amtrak.

478. Plaintiff Gail H. George experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

479. Plaintiff Gail H. George was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

480. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gail H. George has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

481. Plaintiff Reuben Gill is the Personal Representative of the Estate of James Gill and herein asserts employment discrimination claims of James Gill against Amtrak. James Gill was an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

482. During such employment, James Gill was represented by a labor union for purposes of collective bargaining with Amtrak.

483. James Gill experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

484. James Gill was subjected to racial harassment and a racially hostile work environment during his employment at Amtrak.

485. By reason of such racial discrimination in employment by Amtrak, James Gill suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

486. Plaintiff Olivia Gillis is the Personal Representative of the Estate of Kenneth Gillis and herein asserts employment discrimination claims of Kenneth Gillis against Amtrak. Kenneth

Gillis was an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

487. During such employment, Kenneth Gillis was represented by a labor union for purposes of collective bargaining with Amtrak.

488. Kenneth Gillis experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

489. Kenneth Gillis was subjected to racial harassment and a racially hostile work environment during his employment at Amtrak.

490. By reason of such racial discrimination in employment by Amtrak, Kenneth Gillis suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

491. Plaintiff Lamar Grant is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

492. During such employment, Plaintiff Lamar Grant was represented by a labor union for purposes of collective bargaining with Amtrak.

493. Plaintiff Lamar Grant experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

494. Plaintiff Lamar Grant was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

495. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lamar Grant has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

496. Plaintiff Beverly Green is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

497. During such employment, Plaintiff Beverly Green was represented by a labor union for purposes of collective bargaining with Amtrak.

498. Plaintiff Beverly Green experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

499. Plaintiff Beverly Green was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

500. By reason of such racial discrimination in employment by Amtrak, Plaintiff Beverly Green has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

501. Plaintiff Clifton Green is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

502. During such employment, Plaintiff Clifton Green was represented by a labor union for purposes of collective bargaining with Amtrak.

503. Plaintiff Clifton Green experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

504. Plaintiff Clifton Green was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

505. By reason of such racial discrimination in employment by Amtrak, Plaintiff Clifton Green has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

506. Plaintiff Michael Green is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

507. During such employment, Plaintiff Michael Green was represented by a labor union for purposes of collective bargaining with Amtrak.

508. Plaintiff Michael Green experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
509. Plaintiff Michael Green was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
510. By reason of such racial discrimination in employment by Amtrak, Plaintiff Michael Green has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
511. Plaintiff Stephanie Green is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
512. During such employment, Plaintiff Stephanie Green was represented by a labor union for purposes of collective bargaining with Amtrak.
513. Plaintiff Stephanie Green experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
514. Plaintiff Stephanie Green was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

515. By reason of such racial discrimination in employment by Amtrak, Plaintiff Stephanie Green has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
516. Plaintiff Reginald Grigsby is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
517. During such employment, Plaintiff Reginald Grigsby was represented by a labor union for purposes of collective bargaining with Amtrak.
518. Plaintiff Reginald Grigsby experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
519. Plaintiff Reginald Grigsby was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
520. By reason of such racial discrimination in employment by Amtrak, Plaintiff Reginald Grigsby has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
521. Plaintiff Beverly Hall is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

522. During such employment, Plaintiff Beverly Hall was represented by a labor union for purposes of collective bargaining with Amtrak.
523. Plaintiff Beverly Hall experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
524. Plaintiff Beverly Hall was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
525. By reason of such racial discrimination in employment by Amtrak, Plaintiff Beverly Hall has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
526. Plaintiff Lauren Ashley Hall is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
527. During such employment, Plaintiff Lauren Ashley Hall was represented by a labor union for purposes of collective bargaining with Amtrak.
528. Plaintiff Lauren Ashley Hall experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

529. Plaintiff Lauren Ashley Hall was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
530. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lauren Ashley Hall has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
531. Plaintiff Carolyn Hamilton is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
532. During such employment, Plaintiff Carolyn Hamilton was represented by a labor union for purposes of collective bargaining with Amtrak.
533. Plaintiff Carolyn Hamilton experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
534. Plaintiff Carolyn Hamilton was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
535. By reason of such racial discrimination in employment by Amtrak, Plaintiff Carolyn Hamilton has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

536. Plaintiff Leslee Hamilton is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
537. During such employment, Plaintiff Leslee Hamilton was represented by a labor union for purposes of collective bargaining with Amtrak.
538. Plaintiff Leslee Hamilton experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
539. Plaintiff Leslee Hamilton was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
540. By reason of such racial discrimination in employment by Amtrak, Plaintiff Leslee Hamilton has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
541. Plaintiff Jacklyn Handy is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
542. During such employment, Plaintiff Jacklyn Handy was represented by a labor union for purposes of collective bargaining with Amtrak.
543. Plaintiff Jacklyn Handy experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

544. Plaintiff Jacklyn Handy was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

545. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jacklyn Handy has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

546. Plaintiff David Hardimon is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

547. During such employment, Plaintiff David Hardimon was represented by a labor union for purposes of collective bargaining with Amtrak.

548. Plaintiff David Hardimon experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

549. Plaintiff David Hardimon was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

550. By reason of such racial discrimination in employment by Amtrak, Plaintiff David Hardimon has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

551. Plaintiff Otis Hargrove is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

552. During such employment, Plaintiff Otis Hargrove was represented by a labor union for purposes of collective bargaining with Amtrak.

553. Plaintiff Otis Hargrove experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

554. Plaintiff Otis Hargrove was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

555. By reason of such racial discrimination in employment by Amtrak, Plaintiff Otis Hargrove has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

556. Plaintiff Joel Harper is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

557. During such employment, Plaintiff Joel Harper was represented by a labor union for purposes of collective bargaining with Amtrak.

558. Plaintiff Joel Harper experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
559. Plaintiff Joel Harper was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
560. By reason of such racial discrimination in employment by Amtrak, Plaintiff Joel Harper has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
561. Plaintiff Steven Harris is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
562. During such employment, Plaintiff Steven Harris was represented by a labor union for purposes of collective bargaining with Amtrak.
563. Plaintiff Steven Harris experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
564. Plaintiff Steven Harris was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

565. By reason of such racial discrimination in employment by Amtrak, Plaintiff Steven Harris has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
566. Plaintiff Reginald Hawkins is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
567. During such employment, Plaintiff Reginald Hawkins was represented by a labor union for purposes of collective bargaining with Amtrak.
568. Plaintiff Reginald Hawkins experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
569. Plaintiff Reginald Hawkins was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
570. By reason of such racial discrimination in employment by Amtrak, Plaintiff Reginald Hawkins has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

571. Plaintiff Betty Haymer of Maywood, IL, is an African-American citizen of the United States and was employed at Amtrak since 1973 and continuing during the former class liability period alleged in *Campbell*.
572. During her entire tenure with Amtrak and despite her best efforts to get promoted, Plaintiff Betty Haymer has been a coach cleaner. Plaintiff Betty Haymer works in the Maintenance Department.
573. During such employment, Plaintiff Betty Haymer has been represented by a labor union, the TWU, for purposes of collective bargaining with Amtrak.
574. Plaintiff Betty Haymer experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment
575. Throughout the years of her employment, Plaintiff Haymer has applied for many promotions, but has never received one. For example, in April 2007, she applied for the position of General Foreman, was qualified, and was denied. She spoke to Mr. Miller, the head of Human Resources, and she was interviewed, but she never even received a response after that. A white woman was hired as General Foreman.
576. In the summer of 2003, white female Kim Hysley's father works at 16th Street Station, where Kim Hysley also worked. Kim Hysley was groomed for, and promoted to, a Foreman II position from a laborer job after only three months. Workers are not supposed to be promoted in the same facility as a relative. Amtrak did not post the job they awarded to Kim Hysley. Amtrak

also did not train any of the other black females in the skills or tasks needed for the job, nor have they ever given such attention to a black female to train her for a foreman job.

577. Plaintiff Haymer filed a complaint with HR about the Kim Hysley promotion. After this complaint, Kim Hysley was temporarily demoted, but then she was relocated to Brighton Park so that she was not under her father, and then she was promoted to a Foreman III position.

578. In late 2004 or early 2005, Plaintiff Haymer was subjected to disparate decision making in regard to whom would have to take a drug test following an altercation in the cafeteria.

Haymer was suspended for 30 days.

579. Blacks, like Plaintiff Haymer, are disciplined harshly or fired for absentee problems. In contrast, a white male, George Jethro was late and absent from work on numerous occasions but was never written up and was allowed to make up the time he had lost.

580. Plaintiff Betty Haymer of Maywood, IL, was subjected to racial harassment and a racially hostile work environment, including but not limited to the “N” word and other derogatory or demeaning language, such as “you people,” and other indirect references to blacks during Plaintiff’s employment at Amtrak.

581. By reason of such racial discrimination in employment by Amtrak, Plaintiff Betty Haymer has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

582. Plaintiff Janice Hence is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

583. During such employment, Plaintiff Janice Hence was represented by a labor union for purposes of collective bargaining with Amtrak.

584. Plaintiff Janice Hence experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

585. Plaintiff Janice Hence was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

586. By reason of such racial discrimination in employment by Amtrak, Plaintiff Janice Hence has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

587. Plaintiff Carl Hendricks is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

588. During such employment, Plaintiff Carl Hendricks was represented by a labor union for purposes of collective bargaining with Amtrak.

589. Plaintiff Carl Hendricks experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

590. Plaintiff Carl Hendricks was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
591. By reason of such racial discrimination in employment by Amtrak, Plaintiff Carl Hendricks has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
592. Plaintiff Susan Henriques-Payne is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
593. During such employment, Plaintiff Susan Henriques-Payne was represented by a labor union for purposes of collective bargaining with Amtrak.
594. Plaintiff Susan Henriques-Payne experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
595. Plaintiff Susan Henriques-Payne was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
596. By reason of such racial discrimination in employment by Amtrak, Plaintiff Susan Henriques-Payne has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

597. Plaintiff DeWayne Hill is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
598. During such employment, Plaintiff DeWayne Hill was represented by a labor union for purposes of collective bargaining with Amtrak.
599. Plaintiff DeWayne Hill experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
600. Plaintiff DeWayne Hill was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
601. By reason of such racial discrimination in employment by Amtrak, Plaintiff DeWayne Hill has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
602. Plaintiff Ryan Hill is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
603. During such employment, Plaintiff Ryan Hill was represented by a labor union for purposes of collective bargaining with Amtrak.
604. Plaintiff Ryan Hill experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

605. Plaintiff Ryan Hill was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

606. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ryan Hill has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

607. Plaintiff Kevin Holbert is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

608. During such employment, Plaintiff Kevin Holbert was represented by a labor union for purposes of collective bargaining with Amtrak.

609. Plaintiff Kevin Holbert experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

610. Plaintiff Kevin Holbert was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

611. By reason of such racial discrimination in employment by Amtrak, Plaintiff Kevin Holbert has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

612. Plaintiff Billy Hollis is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

613. During such employment, Plaintiff Billy Hollis was represented by a labor union for purposes of collective bargaining with Amtrak.

614. Plaintiff Billy Hollis experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

615. Plaintiff Billy Hollis was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

616. By reason of such racial discrimination in employment by Amtrak, Plaintiff Billy Hollis has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

617. Plaintiff Johnny Holmes is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

618. During such employment, Plaintiff Johnny Holmes was represented by a labor union for purposes of collective bargaining with Amtrak.

619. Plaintiff Johnny Holmes experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
620. Plaintiff Johnny Holmes was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
621. By reason of such racial discrimination in employment by Amtrak, Plaintiff Johnny Holmes has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
622. Plaintiff Christopher Holloman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
623. During such employment, Plaintiff Christopher Holloman was represented by a labor union for purposes of collective bargaining with Amtrak.
624. Plaintiff Christopher Holloman experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
625. Plaintiff Christopher Holloman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

626. By reason of such racial discrimination in employment by Amtrak, Plaintiff Christopher Holloman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

627. Plaintiff Dorothy Holman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

628. During such employment, Plaintiff Dorothy Holman was represented by a labor union for purposes of collective bargaining with Amtrak.

629. Plaintiff Dorothy Holman experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

630. Plaintiff Dorothy Holman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

631. By reason of such racial discrimination in employment by Amtrak, Plaintiff Dorothy Holman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

632. Plaintiff Arlene Hood is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

633. During such employment, Plaintiff Arlene Hood was represented by a labor union for purposes of collective bargaining with Amtrak.
634. Plaintiff Arlene Hood experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
635. Plaintiff Arlene Hood was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
636. By reason of such racial discrimination in employment by Amtrak, Plaintiff Arlene Hood has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
637. Plaintiff Shawn Horton is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
638. During such employment, Plaintiff Shawn Horton was represented by a labor union for purposes of collective bargaining with Amtrak.
639. Plaintiff Shawn Horton experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

640. Plaintiff Shawn Horton was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

641. By reason of such racial discrimination in employment by Amtrak, Plaintiff Shawn Horton has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

642. Plaintiff Lawrence Howard is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

643. During such employment, Plaintiff Lawrence Howard was represented by a labor union for purposes of collective bargaining with Amtrak.

644. Plaintiff Lawrence Howard experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

645. Plaintiff Lawrence Howard was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

646. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lawrence Howard has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

647. Plaintiff Betty Howard is an African-American citizen of the United States and applied for employment at Amtrak during the former class liability period alleged in *Campbell*. Plaintiff Betty Howard applied for jobs that would have caused her to be represented by a labor union for purposes of collective bargaining with Amtrak.

648. In connection with her application for employment, Plaintiff Betty Howard took a general test on general math, reading and comprehension. She was told that taking this test was required in order to be hired. She and the majority of black applicants were told that she, and they, had failed the test. However, Plaintiff Howard did not believe she had failed because the test was so simple that her 13 year old daughter could have passed. When Howard called in and requested information, she was also told by Amtrak HR that she failed. Howard does not know any blacks who did pass the test. Howard was not given a score, and was told that Amtrak could not find the test scores. Upon information and belief, about ten or fifteen blacks were told that they failed the test and none of the blacks passed. Upon information and belief, the whites who took the test were hired.

649. Plaintiff Betty Howard experienced intentional racial discrimination by Amtrak in regard to testing and hiring.

650. By reason of such racial discrimination in employment by Amtrak, Plaintiff Betty Howard has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

651. Plaintiff Lewis Howard is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

652. During such employment, Plaintiff Lewis Howard was represented by a labor union for purposes of collective bargaining with Amtrak.
653. Plaintiff Lewis Howard experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
654. Plaintiff Lewis Howard was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
655. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lewis Howard has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
656. Plaintiff James Hudson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
657. During such employment, Plaintiff James Hudson was represented by a labor union for purposes of collective bargaining with Amtrak.
658. Plaintiff James Hudson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

659. Plaintiff James Hudson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
660. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Hudson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
661. Plaintiff Marcia Hutchinson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
662. During such employment, Plaintiff Marcia Hutchinson was represented by a labor union for purposes of collective bargaining with Amtrak.
663. Plaintiff Marcia Hutchinson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
664. Plaintiff Marcia Hutchinson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
665. By reason of such racial discrimination in employment by Amtrak, Plaintiff Marcia Hutchinson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

666. Plaintiff Akanke Isoke is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
667. During such employment, Plaintiff Akanke Isoke was represented by a labor union for purposes of collective bargaining with Amtrak.
668. Plaintiff Akanke Isoke experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
669. Plaintiff Akanke Isoke was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
670. By reason of such racial discrimination in employment by Amtrak, Plaintiff Akanke Isoke has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
671. Plaintiff James Ivey is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
672. During such employment, Plaintiff James Ivey was represented by a labor union for purposes of collective bargaining with Amtrak.
673. Plaintiff James Ivey experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

674. Plaintiff James Ivey was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

675. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Ivey has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

676. Plaintiff Anthony Jace is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

677. During such employment, Plaintiff Anthony Jace was represented by a labor union for purposes of collective bargaining with Amtrak.

678. Plaintiff Anthony Jace experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

679. Plaintiff Anthony Jace was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

680. By reason of such racial discrimination in employment by Amtrak, Plaintiff Anthony Jace has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

681. Plaintiff Donna Jackson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

682. During such employment, Plaintiff Donna Jackson was represented by a labor union for purposes of collective bargaining with Amtrak.

683. Plaintiff Donna Jackson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

684. Plaintiff Donna Jackson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

685. By reason of such racial discrimination in employment by Amtrak, Plaintiff Donna Jackson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

686. Plaintiff Leroy Jackson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

687. During such employment, Plaintiff Leroy Jackson was represented by a labor union for purposes of collective bargaining with Amtrak.

688. Plaintiff Leroy Jackson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
689. Plaintiff Leroy Jackson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
690. By reason of such racial discrimination in employment by Amtrak, Plaintiff Leroy Jackson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
691. Plaintiff David Jefferson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
692. During such employment, Plaintiff David Jefferson was represented by a labor union for purposes of collective bargaining with Amtrak.
693. Plaintiff David Jefferson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
694. Plaintiff David Jefferson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

695. By reason of such racial discrimination in employment by Amtrak, Plaintiff David Jefferson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
696. Plaintiff Judy Jefferson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
697. During such employment, Plaintiff Judy Jefferson was represented by a labor union for purposes of collective bargaining with Amtrak.
698. Plaintiff Judy Jefferson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
699. Plaintiff Judy Jefferson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
700. By reason of such racial discrimination in employment by Amtrak, Plaintiff Judy Jefferson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
701. Plaintiff Aaron Jenkins is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

702. During such employment, Plaintiff Aaron Jenkins was represented by a labor union for purposes of collective bargaining with Amtrak.
703. Plaintiff Aaron Jenkins experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
704. Plaintiff Aaron Jenkins was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
705. By reason of such racial discrimination in employment by Amtrak, Plaintiff Aaron Jenkins has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
706. Plaintiff Joel Jenkins is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
707. During such employment, Plaintiff Joel Jenkins was represented by a labor union for purposes of collective bargaining with Amtrak.
708. Plaintiff Joel Jenkins experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

709. Plaintiff Joel Jenkins was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
710. By reason of such racial discrimination in employment by Amtrak, Plaintiff Joel Jenkins has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
711. Plaintiff Wendy Rowlett Jennings is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
712. During such employment, Plaintiff Wendy Rowlett Jennings was represented by a labor union for purposes of collective bargaining with Amtrak.
713. Plaintiff Wendy Rowlett Jennings experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
714. Plaintiff Wendy Rowlett Jennings was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
715. By reason of such racial discrimination in employment by Amtrak, Plaintiff Wendy Rowlett Jennings has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

716. Plaintiff Frank Johnson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
717. During such employment, Plaintiff Frank Johnson was represented by a labor union for purposes of collective bargaining with Amtrak.
718. Plaintiff Frank Johnson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
719. Plaintiff Frank Johnson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
720. By reason of such racial discrimination in employment by Amtrak, Plaintiff Frank Johnson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
721. Plaintiff James Johnson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
722. During such employment, Plaintiff James Johnson was represented by a labor union for purposes of collective bargaining with Amtrak.
723. Plaintiff James Johnson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

724. Plaintiff James Johnson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

725. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Johnson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

726. Plaintiff Lena Faye Johnson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

727. During such employment, Plaintiff Lena Faye Johnson was represented by a labor union for purposes of collective bargaining with Amtrak.

728. Plaintiff Lena Faye Johnson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

729. Plaintiff Lena Faye Johnson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

730. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lena Faye Johnson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

731. Plaintiff Robert Johnson is an African-American citizen of the United States and was employed at Amtrak starting in 1990, and continuing during the former class liability period alleged in *Campbell*.

732. During such employment, Plaintiff Robert Johnson was represented by a labor union for purposes of collective bargaining with Amtrak.

733. Plaintiff Robert Johnson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

734. Plaintiff Robert Johnson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

735. Plaintiff Robert Johnson was laid off from his job as a Carman by Amtrak in 2001. He reapplied for the same job in 2008, and was rejected despite being qualified as a journeyman welder. Around this time, Amtrak was hiring white persons off the street for Carman positions with far less, or no, experience.

736. Plaintiff Robert Johnson reapplied for the same position again on or about March 10, 2009. Johnson was told by Keith Osbourne, who was an Amtrak Human Resources representative in Chicago, that he was not qualified. He was again rejected, although Amtrak again hired several white individuals who were less qualified than Johnson and had less experience.

737. Plaintiff Robert Johnson contacted Mr. Osbourne's superior in HR, who told him that Osbourne could hire "whoever he wanted."
738. By reason of such racial discrimination in employment by Amtrak, Plaintiff Robert Johnson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
739. Plaintiff Helen Johnson-Gardiner is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
740. During such employment, Plaintiff Helen Johnson-Gardiner was represented by a labor union for purposes of collective bargaining with Amtrak.
741. Plaintiff Helen Johnson-Gardiner experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
742. Plaintiff Helen Johnson-Gardiner was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
743. By reason of such racial discrimination in employment by Amtrak, Plaintiff Helen Johnson-Gardiner has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

744. Plaintiff Alfred Jones is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
745. During such employment, Plaintiff Alfred Jones was represented by a labor union for purposes of collective bargaining with Amtrak.
746. Plaintiff Alfred Jones experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
747. Plaintiff Alfred Jones was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
748. By reason of such racial discrimination in employment by Amtrak, Plaintiff Alfred Jones has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
749. Plaintiff Diane Jones is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
750. During such employment, Plaintiff Diane Jones was represented by a labor union for purposes of collective bargaining with Amtrak.
751. Plaintiff Diane Jones experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

752. Plaintiff Diane Jones was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

753. By reason of such racial discrimination in employment by Amtrak, Plaintiff Diane Jones has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

754. Plaintiff Douglas Jones is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

755. During such employment, Plaintiff Douglas Jones was represented by a labor union for purposes of collective bargaining with Amtrak.

756. Plaintiff Douglas Jones experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

757. Plaintiff Douglas Jones was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

758. By reason of such racial discrimination in employment by Amtrak, Plaintiff Douglas Jones has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

759. Plaintiff Henry Jones is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

760. During such employment, Plaintiff Henry Jones was represented by a labor union for purposes of collective bargaining with Amtrak.

761. Plaintiff Henry Jones experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

762. Plaintiff Henry Jones was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

763. By reason of such racial discrimination in employment by Amtrak, Plaintiff Henry Jones has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

764. Plaintiff Joseph Jones is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

765. During such employment, Plaintiff Joseph Jones was represented by a labor union for purposes of collective bargaining with Amtrak.

766. Plaintiff Joseph Jones experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
767. Plaintiff Joseph Jones was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
768. By reason of such racial discrimination in employment by Amtrak, Plaintiff Joseph Jones has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
769. Plaintiff Patricia Jones is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
770. During such employment, Plaintiff Patricia Jones was represented by a labor union for purposes of collective bargaining with Amtrak.
771. Plaintiff Patricia Jones experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
772. Plaintiff Patricia Jones was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

773. By reason of such racial discrimination in employment by Amtrak, Plaintiff Patricia Jones has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
774. Plaintiff Anthony Jordan is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
775. During such employment, Plaintiff Anthony Jordan was represented by a labor union for purposes of collective bargaining with Amtrak.
776. Plaintiff Anthony Jordan experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
777. Plaintiff Anthony Jordan was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
778. By reason of such racial discrimination in employment by Amtrak, Plaintiff Anthony Jordan has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
779. Plaintiff Rubin Keys is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

780. During such employment, Plaintiff Rubin Keys was represented by a labor union for purposes of collective bargaining with Amtrak.
781. Plaintiff Rubin Keys experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
782. Plaintiff Rubin Keys was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
783. By reason of such racial discrimination in employment by Amtrak, Plaintiff Rubin Keys has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
784. Plaintiff Linda Kirkwood is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
785. During such employment, Plaintiff Linda Kirkwood was represented by a labor union for purposes of collective bargaining with Amtrak.
786. Plaintiff Linda Kirkwood experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

787. Plaintiff Linda Kirkwood was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
788. By reason of such racial discrimination in employment by Amtrak, Plaintiff Linda Kirkwood has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
789. Plaintiff Cheryl Kyler is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
790. During such employment, Plaintiff Cheryl Kyler was represented by a labor union for purposes of collective bargaining with Amtrak.
791. Plaintiff Cheryl Kyler experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
792. Plaintiff Cheryl Kyler was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
793. By reason of such racial discrimination in employment by Amtrak, Plaintiff Cheryl Kyler has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

794. Plaintiff Alvia Lacy is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
795. During such employment, Plaintiff Alvia Lacy was represented by a labor union for purposes of collective bargaining with Amtrak.
796. Plaintiff Alvia Lacy experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
797. Plaintiff Alvia Lacy was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
798. By reason of such racial discrimination in employment by Amtrak, Plaintiff Alvia Lacy has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
799. Plaintiff Jacquelyn Landry is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
800. During such employment, Plaintiff Jacquelyn Landry was represented by a labor union for purposes of collective bargaining with Amtrak.
801. Plaintiff Jacquelyn Landry experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

802. Plaintiff Jacquelyn Landry was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

803. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jacquelyn Landry has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

804. Plaintiff John Laners is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

805. During such employment, Plaintiff John Laners was represented by a labor union for purposes of collective bargaining with Amtrak.

806. Plaintiff John Laners experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

807. Plaintiff John Laners was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

808. By reason of such racial discrimination in employment by Amtrak, Plaintiff John Laners has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

809. Plaintiff Christopher Larkett is an African-American citizen of the United States and was employed at Amtrak in or about July 1999, and continued working for Amtrak during the former class liability period alleged in *Campbell*, until he was terminated on or about August 16, 2000

810. During such employment, Plaintiff Christopher Larkett was represented by a labor union for purposes of collective bargaining with Amtrak.

811. Plaintiff Christopher Larkett experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

812. Plaintiff Christopher Larkett was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

813. In April, 2000, Plaintiff Larkett applied for a "Deggs" position, in which position he would be responsible for reporting train delays. This would have been a promotion with higher pay and a more desirable work environment. Plaintiff Larkett bid for the job by filling out paper work and handing it to a white service manager, Paul LaClair. Larkett also spoke to white manager Vickie Blynt and his union representative, Stephanie Rebus, about the position. Plaintiff Larkett was never contacted about the position again. It was awarded to a white counterpart who had less seniority.

814. Plaintiff Larkett complained to his union representative and to his manager, and both said there was no reason why Larkett should not have received the promotion, but it was denied by his white manager Paul LeClair.
815. At Amtrak, blacks are typically not given positions working indoors inside, such as ticket agents and customer service representatives, but instead are assigned positions outdoors where there is no customer interaction.
816. On numerous occasions Larkett was denied opportunities to train for better jobs and assignments. Blynt, Larkett's manager, generally did not allow blacks to train but did allow whites to train for those same jobs. Team leader jobs and jobs requiring skill and less hard physical labor necessitate some training and tend to pave the way to higher positions, but blacks are usually left out of this training.
817. Larkett was aware that, on numerous occasions, blacks asked why Andy Greenly, who was often the only white male working outside, was the only person allowed to scan. Blynt's answer was that she chose him to do it, and he was the only person she wanted to do it. Connie Crawl, who is white, was another employee outside given preferential treatment with extra training. Crawl was Blynt's roommate. Crawl is not required to do the same jobs as blacks are, and she acts as Blynt's personal secretary even though that is not a position that managers are even supposed to have. One one occasion on or about May 30, 2000, Larkett got into an argument with Crawl, which made Blynt very upset. Blynt tried to fire Larkett for the altercation, and Larkett was brought up on charges, although they were then suddenly dropped after he contacted his union representative. Larkett also angered Connie in a subsequent incident, and a week later Larkett was put into an unassigned position with no guaranteed hours. Whenever Crawl was working, Larkett would not be given work to do.

818. Black employees like Larkett frequently asked to be assigned to do paperwork in order to train on skills that would lead to jobs that did not consist of constant heavy lifting and manual labor, but were generally denied the opportunity to do this. Whites were being given opportunities to take on these non-physical roles, but blacks were not. Every time Larkett asked to be able to train on non-physical skills and tasks, he was denied and usually just told management already had someone to do it.

819. As a ticket agent in Detroit Plaintiff Larkett came up short \$91. White Manager Ted Craig accused Larkett of stealing and terminated him. Plaintiff Larkett maintains it was an accounting error and voluntarily paid back the money. Craig said he terminated Larkett because he did not pay them back in a timely manner. Larkett had never had a shortage before.

820. Plaintiff Larkett was able to regain a position at Amtrak, and he went back to work in Toledo. He maintained that he had made a mistake and the incident was determined to be an accounting error. Still, Larkett was banned from being a ticket agent for one year.

821. On or about August 16, 2000, in Toledo, Ohio, an incident occurred which led to Larkett's permanent termination. His union failed to deduct his dues out of his paycheck and union officials told Larkett they wanted the dues up front as opposed to taking them out of his wages. He owed \$400 dollars, then \$700 dollars. Larkett was then fired for failure to pay union dues. White employees who were behind on dues were put on payment plans, but this option was not available to Larkett. The union dues of black males were frequently not taken out of their checks, in an apparent scheme to get blacks in trouble.

822. By reason of such racial discrimination in employment by Amtrak, Plaintiff Christopher Larkett has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

823. Plaintiff Donna Lock is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

824. During such employment, Plaintiff Donna Lock was represented by a labor union for purposes of collective bargaining with Amtrak.

825. Plaintiff Donna Lock experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

826. Plaintiff Donna Lock was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

827. By reason of such racial discrimination in employment by Amtrak, Plaintiff Donna Lock has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

828. Plaintiff Arthur Logan is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

829. During such employment, Plaintiff Arthur Logan was represented by a labor union for purposes of collective bargaining with Amtrak.

830. Plaintiff Arthur Logan experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
831. Plaintiff Arthur Logan was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
832. By reason of such racial discrimination in employment by Amtrak, Plaintiff Arthur Logan has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
833. Plaintiff Joseph Lorick is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
834. During such employment, Plaintiff Joseph Lorick was represented by a labor union for purposes of collective bargaining with Amtrak.
835. Plaintiff Joseph Lorick experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
836. Plaintiff Joseph Lorick was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

837. By reason of such racial discrimination in employment by Amtrak, Plaintiff Joseph Lorick has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
838. Plaintiff Cato Lewis is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
839. During such employment, Plaintiff Cato Lewis was represented by a labor union for purposes of collective bargaining with Amtrak.
840. Plaintiff Cato Lewis experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
841. Plaintiff Cato Lewis was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
842. By reason of such racial discrimination in employment by Amtrak, Plaintiff Cato Lewis has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
843. Plaintiff Sylvia Lyons is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

844. During such employment, Plaintiff Sylvia Lyons was represented by a labor union for purposes of collective bargaining with Amtrak.
845. Plaintiff Sylvia Lyons experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
846. Plaintiff Sylvia Lyons was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
847. By reason of such racial discrimination in employment by Amtrak, Plaintiff Sylvia Lyons has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
848. Plaintiff Juanita Macomson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
849. During such employment, Plaintiff Juanita Macomson was represented by a labor union for purposes of collective bargaining with Amtrak.
850. Plaintiff Juanita Macomson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

851. Plaintiff Juanita Macomson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
852. By reason of such racial discrimination in employment by Amtrak, Plaintiff Juanita Macomson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
853. Plaintiff Winston MacIntosh is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
854. During such employment, Plaintiff Winston MacIntosh was represented by a labor union for purposes of collective bargaining with Amtrak.
855. Plaintiff Winston MacIntosh experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
856. Plaintiff Winston MacIntosh was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
857. By reason of such racial discrimination in employment by Amtrak, Plaintiff Winston MacIntosh has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

858. Plaintiff Darrell Macon is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
859. During such employment, Plaintiff Darrell Macon was represented by a labor union for purposes of collective bargaining with Amtrak.
860. Plaintiff Darrell Macon experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
861. Plaintiff Darrell Macon was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
862. By reason of such racial discrimination in employment by Amtrak, Plaintiff Darrell Macon has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
863. Plaintiff Jacqueline Renee Martin is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
864. During such employment, Plaintiff Jacqueline Renee Martin was represented by a labor union for purposes of collective bargaining with Amtrak.
865. Plaintiff Jacqueline Renee Martin experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job

assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

866. Plaintiff Jacqueline Renee Martin was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

867. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jacqueline Renee Martin has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

868. Plaintiff Vergia Mason is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

869. During such employment, Plaintiff Vergia Mason was represented by a labor union for purposes of collective bargaining with Amtrak.

870. Plaintiff Vergia Mason experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

871. Plaintiff Vergia Mason was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

872. By reason of such racial discrimination in employment by Amtrak, Plaintiff Vergia Mason has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

873. Plaintiff Angela Mathews is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

874. During such employment, Plaintiff Angela Mathews was represented by a labor union for purposes of collective bargaining with Amtrak.

875. Plaintiff Angela Mathews experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

876. Plaintiff Angela Mathews was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

877. By reason of such racial discrimination in employment by Amtrak, Plaintiff Angela Mathews has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

878. Plaintiff Moses McCoy is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

879. During such employment, Plaintiff Moses McCoy was represented by a labor union for purposes of collective bargaining with Amtrak.

880. Plaintiff Moses McCoy experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
881. Plaintiff Moses McCoy was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
882. By reason of such racial discrimination in employment by Amtrak, Plaintiff Moses McCoy has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
883. Plaintiff Robin McCoy is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
884. During such employment, Plaintiff Robin McCoy was represented by a labor union for purposes of collective bargaining with Amtrak.
885. Plaintiff Robin McCoy experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
886. Plaintiff Robin McCoy was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

887. By reason of such racial discrimination in employment by Amtrak, Plaintiff Robin McCoy has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
888. Plaintiff Hilry McNealey is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
889. During such employment, Plaintiff Hilry McNealey was represented by a labor union for purposes of collective bargaining with Amtrak.
890. Plaintiff Hilry McNealey experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
891. Plaintiff Hilry McNealey was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
892. By reason of such racial discrimination in employment by Amtrak, Plaintiff Hilry McNealey has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
893. Plaintiff Sabrina McCrae is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

894. During such employment, Plaintiff Sabrina McCrae was represented by a labor union for purposes of collective bargaining with Amtrak.
895. Plaintiff Sabrina McCrae experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
896. Plaintiff Sabrina McCrae was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
897. By reason of such racial discrimination in employment by Amtrak, Plaintiff Sabrina McCrae has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
898. Plaintiff Sheila McGowan is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
899. During such employment, Plaintiff Sheila McGowan was represented by a labor union for purposes of collective bargaining with Amtrak.
900. Plaintiff Sheila McGowan experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

901. Plaintiff Sheila McGowan was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
902. By reason of such racial discrimination in employment by Amtrak, Plaintiff Sheila McGowan has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
903. Plaintiff DeQuincy McRae is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
904. During such employment, Plaintiff DeQuincy McRae was represented by a labor union for purposes of collective bargaining with Amtrak.
905. Plaintiff DeQuincy McRae experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
906. Plaintiff DeQuincy McRae was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
907. By reason of such racial discrimination in employment by Amtrak, Plaintiff DeQuincy McRae has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

908. Plaintiff Anthony Mellerson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
909. During such employment, Plaintiff Anthony Mellerson was represented by a labor union for purposes of collective bargaining with Amtrak.
910. Plaintiff Anthony Mellerson experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
911. Plaintiff Anthony Mellerson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
912. By reason of such racial discrimination in employment by Amtrak, Plaintiff Anthony Mellerson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
913. Plaintiff Pamela Michaux is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
914. During such employment, Plaintiff Pamela Michaux was represented by a labor union for purposes of collective bargaining with Amtrak.
915. Plaintiff Pamela Michaux experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

916. Plaintiff Pamela Michaux was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

917. By reason of such racial discrimination in employment by Amtrak, Plaintiff Pamela Michaux has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

918. Plaintiff Tyre Miles is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

919. During such employment, Plaintiff Tyre Miles was represented by a labor union for purposes of collective bargaining with Amtrak.

920. Plaintiff Tyre Miles experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

921. Plaintiff Tyre Miles was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

922. By reason of such racial discrimination in employment by Amtrak, Plaintiff Tyre Miles has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

923. Plaintiff Marlon Miller is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

924. During such employment, Plaintiff Marlon Miller was represented by a labor union for purposes of collective bargaining with Amtrak.

925. Plaintiff Marlon Miller experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

926. Plaintiff Marlon Miller was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

927. By reason of such racial discrimination in employment by Amtrak, Plaintiff Marlon Miller has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

928. Plaintiff Larry Moore is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

929. During such employment, Plaintiff Larry Moore was represented by a labor union for purposes of collective bargaining with Amtrak.

930. Plaintiff Larry Moore experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
931. Plaintiff Larry Moore was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
932. By reason of such racial discrimination in employment by Amtrak, Plaintiff Larry Moore has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
933. Plaintiff Beverly Morris is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
934. During such employment, Plaintiff Beverly Morris was represented by a labor union for purposes of collective bargaining with Amtrak.
935. Plaintiff Beverly Morris experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
936. Plaintiff Beverly Morris was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

937. By reason of such racial discrimination in employment by Amtrak, Plaintiff Beverly Morris has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
938. Plaintiff Livingston Mixon is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
939. During such employment, Plaintiff Livingston Mixon was represented by a labor union for purposes of collective bargaining with Amtrak.
940. Plaintiff Livingston Mixon experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
941. Plaintiff Livingston Mixon was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
942. By reason of such racial discrimination in employment by Amtrak, Plaintiff Livingston Mixon has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
943. Plaintiff Estate of Timothy Murphy is the estate of Timothy Murphy, deceased, who was an African-American citizen of the United States and herein asserts employment discrimination

claims of Timothy Murphy against Amtrak. Timothy Murphy was employed at Amtrak during the former class liability period alleged in *Campbell*.

944. During such employment, Timothy Murphy was represented by a labor union for purposes of collective bargaining with Amtrak.

945. Timothy Murphy experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

946. Timothy Murphy was subjected to racial harassment and a racially hostile work environment during his employment at Amtrak.

947. By reason of such racial discrimination in employment by Amtrak, Timothy Murphy suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

948. Plaintiff Donald Murray is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

949. During such employment, Plaintiff Donald Murray was represented by a labor union for purposes of collective bargaining with Amtrak.

950. Plaintiff Donald Murray experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

951. Plaintiff Donald Murray was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

952. By reason of such racial discrimination in employment by Amtrak, Plaintiff Donald Murray has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

953. Plaintiff Michael Neal is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

954. During such employment, Plaintiff Michael Neal was represented by a labor union for purposes of collective bargaining with Amtrak.

955. Plaintiff Michael Neal experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

956. Plaintiff Michael Neal was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

957. By reason of such racial discrimination in employment by Amtrak, Plaintiff Michael Neal has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

958. Plaintiff James Overton is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

959. During such employment, Plaintiff James Overton was represented by a labor union for purposes of collective bargaining with Amtrak.

960. Plaintiff James Overton experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

961. Plaintiff James Overton was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

962. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Overton has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

963. Plaintiff William Parker is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

964. During such employment, Plaintiff William Parker was represented by a labor union for purposes of collective bargaining with Amtrak.

965. Plaintiff William Parker experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
966. Plaintiff William Parker was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
967. By reason of such racial discrimination in employment by Amtrak, Plaintiff William Parker has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
968. Plaintiff Robert Parris is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
969. During such employment, Plaintiff Robert Parris was represented by a labor union for purposes of collective bargaining with Amtrak.
970. Plaintiff Robert Parris experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
971. Plaintiff Robert Parris was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

972. By reason of such racial discrimination in employment by Amtrak, Plaintiff Robert Parris has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

973. Plaintiff Joseph Peden is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

974. During such employment, Plaintiff Joseph Peden was represented by a labor union for purposes of collective bargaining with Amtrak.

975. Plaintiff Joseph Peden experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

976. Plaintiff Joseph Peden was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

977. By reason of such racial discrimination in employment by Amtrak, Plaintiff Joseph Peden has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

978. Plaintiff James Peoples is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

979. During such employment, Plaintiff James Peoples was represented by a labor union for purposes of collective bargaining with Amtrak.
980. Plaintiff James Peoples experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
981. Plaintiff James Peoples was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
982. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Peoples has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
983. Plaintiff Frances Person is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
984. During such employment, Plaintiff Frances Person was represented by a labor union for purposes of collective bargaining with Amtrak.
985. Plaintiff Frances Person experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

986. Plaintiff Frances Person was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
987. By reason of such racial discrimination in employment by Amtrak, Plaintiff Frances Person has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
988. Plaintiff Gilbert Pete is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
989. During such employment, Plaintiff Gilbert Pete was represented by a labor union for purposes of collective bargaining with Amtrak.
990. Plaintiff Gilbert Pete experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
991. Plaintiff Gilbert Pete was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
992. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gilbert Pete has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

993. Plaintiff Roy Phillips is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
994. During such employment, Plaintiff Roy Phillips was represented by a labor union for purposes of collective bargaining with Amtrak.
995. Plaintiff Roy Phillips experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
996. Plaintiff Roy Phillips was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
997. By reason of such racial discrimination in employment by Amtrak, Plaintiff Roy Phillips has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
998. Plaintiff Keith Pinder is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
999. During such employment, Plaintiff Keith Pinder was represented by a labor union for purposes of collective bargaining with Amtrak.
1000. Plaintiff Keith Pinder experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work

assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1001. Plaintiff Keith Pinder was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1002. By reason of such racial discrimination in employment by Amtrak, Plaintiff Keith Pinder has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1003. Plaintiff Emory Pinkney is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1004. During such employment, Plaintiff Emory Pinkney was represented by a labor union for purposes of collective bargaining with Amtrak.
1005. Plaintiff Emory Pinkney experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1006. Plaintiff Emory Pinkney was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1007. By reason of such racial discrimination in employment by Amtrak, Plaintiff Emory Pinkney has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1008. Plaintiff Daphne Pinkey-Clark is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1009. During such employment, Plaintiff Daphne Pinkey-Clark was represented by a labor union for purposes of collective bargaining with Amtrak.

1010. Plaintiff Daphne Pinkey-Clark experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1011. Plaintiff Daphne Pinkey-Clark was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1012. By reason of such racial discrimination in employment by Amtrak, Plaintiff Daphne Pinkey-Clark has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1013. Plaintiff Gloria Plummer is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1014. During such employment, Plaintiff Gloria Plummer was represented by a labor union for purposes of collective bargaining with Amtrak.

1015. Plaintiff Gloria Plummer experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1016. Plaintiff Gloria Plummer was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1017. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gloria Plummer has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1018. Plaintiff Howard Plummer is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1019. During such employment, Plaintiff Howard Plummer was represented by a labor union for purposes of collective bargaining with Amtrak.
1020. Plaintiff Howard Plummer experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1021. Plaintiff Howard Plummer was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1022. By reason of such racial discrimination in employment by Amtrak, Plaintiff Howard Plummer has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1023. Plaintiff Jeffrey Plummer is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1024. During such employment, Plaintiff Jeffrey Plummer was represented by a labor union for purposes of collective bargaining with Amtrak.
1025. Plaintiff Jeffrey Plummer experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1026. Plaintiff Jeffrey Plummer was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1027. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jeffrey Plummer has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1028. Plaintiff Janet Ponder is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1029. During such employment, Plaintiff Janet Ponder was represented by a labor union for purposes of collective bargaining with Amtrak.
1030. Plaintiff Janet Ponder experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1031. Plaintiff Janet Ponder was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1032. By reason of such racial discrimination in employment by Amtrak, Plaintiff Janet Ponder has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1033. Plaintiff Roslyn Poston is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1034. During such employment, Plaintiff Roslyn Poston was represented by a labor union for purposes of collective bargaining with Amtrak.
1035. Plaintiff Roslyn Poston experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1036. Plaintiff Roslyn Poston was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1037. By reason of such racial discrimination in employment by Amtrak, Plaintiff Roslyn Poston has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1038. Plaintiff Jesse Timothy Potter is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1039. During such employment, Plaintiff Jesse Timothy Potter was represented by a labor union for purposes of collective bargaining with Amtrak.
1040. Plaintiff Jesse Timothy Potter experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1041. Plaintiff Jesse Timothy Potter was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1042. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jesse Timothy Potter has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1043. Plaintiff Joseph Presha is an African-American citizen of the United States and was employed for over thirty years at Amtrak, including during the former class liability period alleged in *Campbell*.
1044. During such employment, Plaintiff Joseph Presha was represented by a labor union for purposes of collective bargaining with Amtrak.
1045. Plaintiff Joseph Presha experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1046. During the time period 1999 to 2003, Plaintiff Joseph Presha applied for several promotions to Safety Engineer and Assistant Conductor. Despite his qualifications and excellent work record, Presha was denied the jobs, which, upon information and belief, went to white persons. Plaintiff Presha was repeatedly denied opportunities to move up to positions commensurate with his knowledge, skills, abilities, experience, and demonstrated performance.
1047. Plaintiff Joseph Presha was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak. During the period 1999 to 2003, white conductor, Shawn Knowles, who was the nephew of J.T. Eldridge, a white Service Manager in Birmingham, Alabama, openly and frequently, in front of both Amtrak workers and even train passengers, referred to Plaintiff Joseph Presha and other black workers as "niggers" and openly threatened them if they didn't obey his directives to leave the lounge car: "You niggers better get on back there before I pull out my whip!" Numerous other similar incidents included use of the word "nigger" by Knowles and other racially derogatory language and comments directed

toward Plaintiff Presha and his black co-workers and Presha's direct reports. Plaintiff Presha, in all his years with Amtrak, never heard white employees spoken to or treated in this manner.

Plaintiff Presha lodged a complaint with white train managers Carl Rose, who took no action.

1048. By reason of such racial discrimination in employment by Amtrak, Plaintiff Joseph Presha has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1049. Plaintiff Larry Prince is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1050. During such employment, Plaintiff Larry Prince was represented by a labor union for purposes of collective bargaining with Amtrak.

1051. Plaintiff Larry Prince experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1052. Plaintiff Larry Prince was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1053. By reason of such racial discrimination in employment by Amtrak, Plaintiff Larry Prince has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1054. Plaintiff Lynette Purcell is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1055. During such employment, Plaintiff Lynette Purcell was represented by a labor union for purposes of collective bargaining with Amtrak.

1056. Plaintiff Lynette Purcell experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1057. Plaintiff Lynette Purcell was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1058. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lynette Purcell has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1059. Plaintiff Edward Purnell is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1060. During such employment, Plaintiff Edward Purnell was represented by a labor union for purposes of collective bargaining with Amtrak.

1061. Plaintiff Edward Purnell experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1062. Plaintiff Edward Purnell was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1063. By reason of such racial discrimination in employment by Amtrak, Plaintiff Edward Purnell has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1064. Plaintiff Bonita Quinn is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1065. During such employment, Plaintiff Bonita Quinn was represented by a labor union for purposes of collective bargaining with Amtrak.
1066. Plaintiff Bonita Quinn experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1067. Plaintiff Bonita Quinn was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1068. By reason of such racial discrimination in employment by Amtrak, Plaintiff Bonita Quinn has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1069. Plaintiff Dottie Reed is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1070. During such employment, Plaintiff Dottie Reed was represented by a labor union for purposes of collective bargaining with Amtrak.

1071. Plaintiff Dottie Reed experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1072. Plaintiff Dottie Reed was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1073. By reason of such racial discrimination in employment by Amtrak, Plaintiff Dottie Reed has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1074. Plaintiff Faye Reed is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1075. Power of attorney over the affairs of Plaintiff Faye Reed is held and, in this case, exercised by Sharon Denise Allmond.
1076. During such employment, Plaintiff Faye Reed was represented by a labor union for purposes of collective bargaining with Amtrak.
1077. Plaintiff Faye Reed experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1078. Plaintiff Faye Reed was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1079. By reason of such racial discrimination in employment by Amtrak, Plaintiff Faye Reed has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1080. Plaintiff Robert Redd is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1081. During such employment, Plaintiff Robert Redd was represented by a labor union for purposes of collective bargaining with Amtrak.
1082. Plaintiff Robert Redd experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours

and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1083. Plaintiff Robert Redd was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1084. By reason of such racial discrimination in employment by Amtrak, Plaintiff Robert Redd has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1085. Plaintiff Kurt Rent is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1086. During such employment, Plaintiff Kurt Rent was represented by a labor union for purposes of collective bargaining with Amtrak.

1087. Plaintiff Kurt Rent experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1088. Plaintiff Kurt Rent was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1089. By reason of such racial discrimination in employment by Amtrak, Plaintiff Kurt Rent has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1090. Plaintiff Derek Reuben is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1091. During such employment, Plaintiff Derek Reuben was represented by a labor union for purposes of collective bargaining with Amtrak.

1092. Plaintiff Derek Reuben experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1093. Plaintiff Derek Reuben was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1094. By reason of such racial discrimination in employment by Amtrak, Plaintiff Derek Reuben has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1095. Plaintiff Carmalita Rhymes-Drane is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1096. During such employment, Plaintiff Carmalita Rhymes-Drane was represented by a labor union for purposes of collective bargaining with Amtrak.

1097. Plaintiff Carmalita Rhymes-Drane experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1098. Plaintiff Carmalita Rhymes-Drane was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1099. By reason of such racial discrimination in employment by Amtrak, Plaintiff Carmalita Rhymes-Drane has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1100. Plaintiff Brian Richards is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1101. During such employment, Plaintiff Brian Richards was represented by a labor union for purposes of collective bargaining with Amtrak.
1102. Plaintiff Brian Richards experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1103. Plaintiff Brian Richards was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1104. By reason of such racial discrimination in employment by Amtrak, Plaintiff Brian Richards has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1105. Plaintiff Tim Richardson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1106. During such employment, Plaintiff Tim Richardson was represented by a labor union for purposes of collective bargaining with Amtrak.
1107. Plaintiff Tim Richardson experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1108. Plaintiff Tim Richardson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1109. By reason of such racial discrimination in employment by Amtrak, Plaintiff Tim Richardson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1110. Plaintiff Louis Ricks III is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1111. During such employment, Plaintiff Louis Ricks III was represented by a labor union for purposes of collective bargaining with Amtrak.
1112. Plaintiff Louis Ricks III experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1113. Plaintiff Louis Ricks III was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1114. By reason of such racial discrimination in employment by Amtrak, Plaintiff Louis Ricks III has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1115. Plaintiff LaSonya Rivers is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1116. During such employment, Plaintiff LaSonya Rivers was represented by a labor union for purposes of collective bargaining with Amtrak.
1117. Plaintiff LaSonya Rivers experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1118. Plaintiff LaSonya Rivers was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1119. By reason of such racial discrimination in employment by Amtrak, Plaintiff LaSonya Rivers has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1120. Plaintiff Frederic Roane is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1121. During such employment, Plaintiff Frederic Roane was represented by a labor union for purposes of collective bargaining with Amtrak.
1122. Plaintiff Frederic Roane experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1123. Plaintiff Frederic Roane was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1124. By reason of such racial discrimination in employment by Amtrak, Plaintiff Frederic Roane has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1125. Plaintiff Sharon Montgomery Robinson is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1126. During such employment, Plaintiff Sharon Montgomery Robinson was represented by a labor union for purposes of collective bargaining with Amtrak.
1127. Plaintiff Sharon Montgomery Robinson experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1128. Plaintiff Sharon Montgomery Robinson was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1129. By reason of such racial discrimination in employment by Amtrak, Plaintiff Sharon Montgomery Robinson has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1130. Plaintiff Roy Rodriguez is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1131. During such employment, Plaintiff Roy Rodriguez was represented by a labor union for purposes of collective bargaining with Amtrak.
1132. Plaintiff Roy Rodriguez experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work

hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1133. Plaintiff Roy Rodriguez was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1134. By reason of such racial discrimination in employment by Amtrak, Plaintiff Roy Rodriguez has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1135. Plaintiff Romona Ross is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1136. During such employment, Plaintiff Romona Ross was represented by a labor union for purposes of collective bargaining with Amtrak.

1137. Plaintiff Romona Ross experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1138. Plaintiff Romona Ross was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1139. By reason of such racial discrimination in employment by Amtrak, Plaintiff Romona Ross has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1140. Plaintiff Howard Rowley is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1141. During such employment, Plaintiff Howard Rowley was represented by a labor union for purposes of collective bargaining with Amtrak.

1142. Plaintiff Howard Rowley experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1143. Plaintiff Howard Rowley was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1144. By reason of such racial discrimination in employment by Amtrak, Plaintiff Howard Rowley has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1145. Plaintiff Moses Rothchild is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1146. During such employment, Plaintiff Moses Rothchild was represented by a labor union for purposes of collective bargaining with Amtrak.

1147. Plaintiff Moses Rothchild experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1148. Plaintiff Moses Rothchild was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1149. By reason of such racial discrimination in employment by Amtrak, Plaintiff Moses Rothchild has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1150. Plaintiff Shelly Samuels is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1151. During such employment, Plaintiff Shelly Samuels was represented by a labor union for purposes of collective bargaining with Amtrak.
1152. Plaintiff Shelly Samuels experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1153. Plaintiff Shelly Samuels was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1154. By reason of such racial discrimination in employment by Amtrak, Plaintiff Shelly Samuels has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1155. Plaintiff Rashell Sanders is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1156. During such employment, Plaintiff Rashell Sanders was represented by a labor union for purposes of collective bargaining with Amtrak.
1157. Plaintiff Rashell Sanders experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1158. Plaintiff Rashell Sanders was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1159. By reason of such racial discrimination in employment by Amtrak, Plaintiff Rashell Sanders has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1160. Plaintiff Cynthia Sargent is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1161. During such employment, Plaintiff Cynthia Sargent was represented by a labor union for purposes of collective bargaining with Amtrak.
1162. Plaintiff Cynthia Sargent experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1163. Plaintiff Cynthia Sargent was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1164. By reason of such racial discrimination in employment by Amtrak, Plaintiff Cynthia Sargent has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1165. Plaintiff John Scott is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1166. During such employment, Plaintiff John Scott was represented by a labor union for purposes of collective bargaining with Amtrak.
1167. Plaintiff John Scott experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1168. Plaintiff John Scott was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1169. By reason of such racial discrimination in employment by Amtrak, Plaintiff John Scott has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1170. Plaintiff Shanetta Scott is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1171. During such employment, Plaintiff Shanetta Scott was represented by a labor union for purposes of collective bargaining with Amtrak.
1172. Plaintiff Shanetta Scott experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1173. Plaintiff Shanetta Scott was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1174. By reason of such racial discrimination in employment by Amtrak, Plaintiff Shanetta Scott has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1175. Plaintiff Tavio Scott is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1176. During such employment, Plaintiff Tavio Scott was represented by a labor union for purposes of collective bargaining with Amtrak.
1177. Plaintiff Tavio Scott experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1178. Plaintiff Tavio Scott was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1179. By reason of such racial discrimination in employment by Amtrak, Plaintiff Tavio Scott has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1180. Plaintiff Leonard Seamon is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1181. During such employment, Plaintiff Leonard Seamon was represented by a labor union for purposes of collective bargaining with Amtrak.
1182. Plaintiff Leonard Seamon experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work

hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1183. Plaintiff Leonard Seamon was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1184. By reason of such racial discrimination in employment by Amtrak, Plaintiff Leonard Seamon has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1185. Plaintiff Lillie King Shepard is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1186. During such employment, Plaintiff Lillie King Shepard was represented by a labor union for purposes of collective bargaining with Amtrak.

1187. Plaintiff Lillie King Shepard experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1188. Plaintiff Lillie King Shepard was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1189. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lillie King Shepard has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1190. Plaintiff Elaine Simmonds is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1191. During such employment, Plaintiff Elaine Simmonds was represented by a labor union for purposes of collective bargaining with Amtrak.

1192. Plaintiff Elaine Simmonds experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1193. Plaintiff Elaine Simmonds was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1194. By reason of such racial discrimination in employment by Amtrak, Plaintiff Elaine Simmonds has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1195. Plaintiff Jeanne Simmons is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1196. During such employment, Plaintiff Jeanne Simmons was represented by a labor union for purposes of collective bargaining with Amtrak.

1197. Plaintiff Jeanne Simmons experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1198. Plaintiff Jeanne Simmons was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1199. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jeanne Simmons has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1200. Plaintiff Rudy Singeltary is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1201. During such employment, Plaintiff Rudy Singeltary was represented by a labor union for purposes of collective bargaining with Amtrak.
1202. Plaintiff Rudy Singeltary experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1203. Plaintiff Rudy Singeltary was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1204. By reason of such racial discrimination in employment by Amtrak, Plaintiff Rudy Singeltary has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1205. Plaintiff Mathew Skidmore, Jr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1206. During such employment, Plaintiff Mathew Skidmore, Jr. was represented by a labor union for purposes of collective bargaining with Amtrak.
1207. Plaintiff Mathew Skidmore, Jr. experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1208. Plaintiff Mathew Skidmore, Jr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1209. By reason of such racial discrimination in employment by Amtrak, Plaintiff Mathew Skidmore, Jr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1210. Plaintiff Kimberly Diane Slaughter is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1211. During such employment, Plaintiff Kimberly Diane Slaughter was represented by a labor union for purposes of collective bargaining with Amtrak.

1212. Plaintiff Kimberly Diane Slaughter experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1213. Plaintiff Kimberly Diane Slaughter was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1214. By reason of such racial discrimination in employment by Amtrak, Plaintiff Kimberly Diane Slaughter has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1215. Plaintiff Deborah Smallwood is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1216. During such employment, Plaintiff Deborah Smallwood was represented by a labor union for purposes of collective bargaining with Amtrak.

1217. Plaintiff Deborah Smallwood experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1218. Plaintiff Deborah Smallwood was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1219. By reason of such racial discrimination in employment by Amtrak, Plaintiff Deborah Smallwood has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1220. Plaintiff Louis Smith is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1221. During such employment, Plaintiff Louis Smith was represented by a labor union for purposes of collective bargaining with Amtrak.

1222. Plaintiff Louis Smith experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1223. Plaintiff Louis Smith was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1224. By reason of such racial discrimination in employment by Amtrak, Plaintiff Louis Smith has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1225. Plaintiff Janet Smith-Cook is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1226. During such employment, Plaintiff Janet Smith-Cook was represented by a labor union for purposes of collective bargaining with Amtrak.
1227. Plaintiff Janet Smith-Cook experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1228. Plaintiff Janet Smith-Cook was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1229. By reason of such racial discrimination in employment by Amtrak, Plaintiff Janet Smith-Cook has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1230. Plaintiff Darrell Soloman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1231. During such employment, Plaintiff Darrell Soloman was represented by a labor union for purposes of collective bargaining with Amtrak.
1232. Plaintiff Darrell Soloman experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work

hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1233. Plaintiff Darrell Soloman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1234. By reason of such racial discrimination in employment by Amtrak, Plaintiff Darrell Soloman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1235. Plaintiff Linda Stafford is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1236. During such employment, Plaintiff Linda Stafford was represented by a labor union for purposes of collective bargaining with Amtrak.

1237. Plaintiff Linda Stafford experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1238. Plaintiff Linda Stafford was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1239. By reason of such racial discrimination in employment by Amtrak, Plaintiff Linda Stafford has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1240. Plaintiff James Standifer is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1241. During such employment, Plaintiff James Standifer was represented by a labor union for purposes of collective bargaining with Amtrak.

1242. Plaintiff James Standifer experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1243. Plaintiff James Standifer was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1244. By reason of such racial discrimination in employment by Amtrak, Plaintiff James Standifer has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1245. Plaintiff Gail Steward is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1246. During such employment, Plaintiff Gail Steward was represented by a labor union for purposes of collective bargaining with Amtrak.

1247. Plaintiff Gail Steward experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1248. Plaintiff Gail Steward was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1249. By reason of such racial discrimination in employment by Amtrak, Plaintiff Gail Steward has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1250. Plaintiff Danny Stewart is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1251. During such employment, Plaintiff Danny Stewart was represented by a labor union for purposes of collective bargaining with Amtrak.
1252. Plaintiff Danny Stewart experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1253. Plaintiff Danny Stewart was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1254. By reason of such racial discrimination in employment by Amtrak, Plaintiff Danny Stewart has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1255. Plaintiff Royal Stewart is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1256. During such employment, Plaintiff Royal Stewart was represented by a labor union for purposes of collective bargaining with Amtrak.
1257. Plaintiff Royal Stewart experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1258. Plaintiff Royal Stewart was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1259. By reason of such racial discrimination in employment by Amtrak, Plaintiff Royal Stewart has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1260. Plaintiff Lawrence Sumpter is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1261. During such employment, Plaintiff Lawrence Sumpter was represented by a labor union for purposes of collective bargaining with Amtrak.

1262. Plaintiff Lawrence Sumpter experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1263. Plaintiff Lawrence Sumpter was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1264. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lawrence Sumpter has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1265. Plaintiff Shirley K. Taliaferro is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1266. During such employment, Plaintiff Shirley K. Taliaferro was represented by a labor union for purposes of collective bargaining with Amtrak.

1267. Plaintiff Shirley K. Taliaferro experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1268. Plaintiff Shirley K. Taliaferro was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1269. By reason of such racial discrimination in employment by Amtrak, Plaintiff Shirley K. Taliaferro has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1270. Plaintiff Bryant Thelwel is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1271. During such employment, Plaintiff Bryant Thelwel was represented by a labor union for purposes of collective bargaining with Amtrak.
1272. Plaintiff Bryant Thelwel experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1273. Plaintiff Bryant Thelwel was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1274. By reason of such racial discrimination in employment by Amtrak, Plaintiff Bryant Thelwel has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1275. Plaintiff Leo Thomas is an African-American citizen of the United States and has been employed at Amtrak since August 24, 1998, and continuing during the former class liability period alleged in *Campbell*.
1276. During such employment, Plaintiff Leo Thomas was represented by a labor union for purposes of collective bargaining with Amtrak.
1277. Plaintiff Leo Thomas experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1278. Plaintiff Leo Thomas has been a coach cleaner for many years, despite experience previous to his employment at Amtrak, for three years as a machinist for the Guilford Railroad (formerly Boston & Maine Railroad), and as a laborer for the Santa Fe Railroad in Cleburne, Texas from 1977 to 1988.
1279. It took eight years for Leo Thomas to obtain a position at Amtrak. He started as a car cleaner, being told that “you’re always supposed to start as a car cleaner”.
1280. After a year as a coach cleaner, Plaintiff Thomas believed that he could then be trained to be qualified for another position. However, management did not offer any such training for Thomas. Tomas made requests for training to white plant manager Pete Finnegan and white former plant manager Richard Townsend, but never received any such training, despite Townsend having told Thomas that Thomas could obtain a machinist job after one year because of his previous experience as a machinist.

1281. In February 2000, Plaintiff Leo Thomas walked into white male Plant Manager Pete Finnegan's office, and was congratulated for receiving a machinist position. The next day, LT started the job, but at approximately noon, during the lunch break, Finnegan approached Plaintiff Leo Thomas, pulled him into Finnegan's office again, and told Thomas that he was sending Thomas back to a coach cleaner position. The position thereafter remained open. As a machinist, LT was supposed to make \$17.78/hour. As a coach cleaner, he makes only \$11.16/hour. He wasn't even paid for the one full day that he worked as a machinist. LT approached union representative Malone (also a machinist) regarding this, and Malone only said that he couldn't do anything about it and would have to go along with the plant manager's decision.

1282. The same night that he had received the promotion and then had it taken away, at midnight, Plaintiff Leo Thomas received a phone call at home. His number was unpublished and could only be located on the overtime board. A male, apparently disguising his voice to sound like a woman, said her name was "Bob James" and asked which of "his balls were bigger," and kept repeating this question. Then, "Bob James" said that by 9 a.m. the next day, Thomas would be dead. He reported the incident to the AMTRAK police.

1283. Plaintiff Leo Thomas applied for promotions at least once a year while working for Amtrak. Thomas sometimes received a letter stating that there were no positions available, but Thomas knew that there were in fact positions available based upon his talking to people and because Amtrak had placed job advertisements in the newspaper. He reported to Human Resources for information but HR repeatedly told Thomas that he did not have enough experience.

1284. Plaintiff Thomas knows of white people who left the Guilford Railroad and received positions at Amtrak immediately, including Lenny Elwin (plant manager at Guilford), Dave Elwin (a machinist at Guilford), and Bob Talbert (a supervisor at Guilford). Plaintiff Thomas knows another black machinist at Guilford, Anthony Akins, who also applied for employment at Amtrak and was rejected. Dave Elwin started immediately with Amtrak as a machinist and was not required, like Thomas was, to start as a machinist.

1285. In 1998, Thomas checked on the status of his resume at HR and spoke with a person there who was astonished that Thomas had experienced any hiring or promotion difficulties. When Thomas finally got his job, he spoke with the same person in HR, who diverted Thomas into the coach cleaner job.

1286. Thomas was called the following day for an interview. When he went in for his interview, Thomas observed a number of young white applicants, and each of whom had received positions immediately with Amtrak, and they were accompanied by their fathers, who were all Amtrak workers themselves. One, Kevin O'Brien, started as a coach cleaner and has already been promoted to electrician, despite no previous experience.

1287. In January and February, 2001, Plaintiff Thomas applied for Machinist and Pipefitter jobs, for which he was qualified, but he was rejected. Upon information and belief, whites were hired for those jobs instead.

1288. In early 2004, Plaintiff Thomas again applied for a position as a Machinist, and there were ten Machinist positions open. He was interviewed by Charles Fuller, with the HR office in Boston who told Thomas that he did not qualify for any of those positions.

1289. Plaintiff Leo Thomas was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1290. By reason of such racial discrimination in employment by Amtrak, Plaintiff Leo Thomas has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1291. Plaintiff William Thomas is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1292. During such employment, Plaintiff William Thomas was represented by a labor union for purposes of collective bargaining with Amtrak.

1293. Plaintiff William Thomas experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1294. Plaintiff William Thomas was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1295. By reason of such racial discrimination in employment by Amtrak, Plaintiff William Thomas has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1296. Plaintiff Valerie Thorpe is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1297. During such employment, Plaintiff Valerie Thorpe was represented by a labor union for purposes of collective bargaining with Amtrak.
1298. Plaintiff Valerie Thorpe experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1299. Plaintiff Valerie Thorpe was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1300. By reason of such racial discrimination in employment by Amtrak, Plaintiff Valerie Thorpe has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1301. Plaintiff Jewell Tilghman is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1302. During such employment, Plaintiff Jewell Tilghman was represented by a labor union for purposes of collective bargaining with Amtrak.
1303. Plaintiff Jewell Tilghman experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1304. Plaintiff Jewell Tilghman was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1305. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jewell Tilghman has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1306. Plaintiff Jarl Tobias is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1307. During such employment, Plaintiff Jarl Tobias was represented by a labor union for purposes of collective bargaining with Amtrak.

1308. Plaintiff Jarl Tobias experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1309. Plaintiff Jarl Tobias was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1310. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jarl Tobias has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1311. Plaintiff Dawn Turner is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1312. During such employment, Plaintiff Dawn Turner was represented by a labor union for purposes of collective bargaining with Amtrak.
1313. Plaintiff Dawn Turner experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1314. Plaintiff Dawn Turner was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1315. By reason of such racial discrimination in employment by Amtrak, Plaintiff Dawn Turner has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1316. Plaintiff Cheryl Tyler is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1317. During such employment, Plaintiff Cheryl Tyler was represented by a labor union for purposes of collective bargaining with Amtrak.
1318. Plaintiff Cheryl Tyler experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours

and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1319. Plaintiff Cheryl Tyler was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1320. By reason of such racial discrimination in employment by Amtrak, Plaintiff Cheryl Tyler has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1321. Plaintiff Kathy Virdure is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1322. During such employment, Plaintiff Kathy Virdure was represented by a labor union for purposes of collective bargaining with Amtrak.

1323. Plaintiff Kathy Virdure experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1324. Plaintiff Kathy Virdure was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1325. By reason of such racial discrimination in employment by Amtrak, Plaintiff Kathy Virdure has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1326. Plaintiff Eileen Vyhuis is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1327. During such employment, Plaintiff Eileen Vyhuis was represented by a labor union for purposes of collective bargaining with Amtrak.

1328. Plaintiff Eileen Vyhuis experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1329. Plaintiff Eileen Vyhuis was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1330. By reason of such racial discrimination in employment by Amtrak, Plaintiff Eileen Vyhuis has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1331. Plaintiff Everett Wair, Sr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1332. During such employment, Plaintiff Everett Wair, Sr. was represented by a labor union for purposes of collective bargaining with Amtrak.

1333. Plaintiff Everett Wair, Sr. experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1334. Plaintiff Everett Wair, Sr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1335. By reason of such racial discrimination in employment by Amtrak, Plaintiff Everett Wair, Sr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1336. Plaintiff Valerie Walker is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1337. During such employment, Plaintiff Valerie Walker was represented by a labor union for purposes of collective bargaining with Amtrak.
1338. Plaintiff Valerie Walker experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1339. Plaintiff Valerie Walker was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1340. By reason of such racial discrimination in employment by Amtrak, Plaintiff Valerie Walker has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1341. Plaintiff Frederick Wall is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1342. During such employment, Plaintiff Frederick Wall was represented by a labor union for purposes of collective bargaining with Amtrak.
1343. Plaintiff Frederick Wall experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1344. Plaintiff Frederick Wall was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1345. By reason of such racial discrimination in employment by Amtrak, Plaintiff Frederick Wall has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1346. Plaintiff Lee Flora Wayne is an African-American citizen of the United States and applied for employment at Amtrak during the former class liability period alleged in *Campbell*.

1347. The position or positions for which Plaintiff Lee Flora Wayne applied were represented by a labor union for purposes of collective bargaining with Amtrak.
1348. Plaintiff Lee Flora Wayne experienced intentional racial discrimination by Amtrak in the denial of her application or applications and refusal to hire her and/or with regard testing and/or denial of testing opportunities.
1349. Plaintiff Lee Flora Wayne experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1350. By reason of such racial discrimination in employment by Amtrak, Plaintiff Lee Flora Wayne has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1351. Plaintiff William Waytes is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1352. During such employment, Plaintiff William Waytes was represented by a labor union for purposes of collective bargaining with Amtrak.
1353. Plaintiff William Waytes experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work

hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1354. Plaintiff William Waytes was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1355. By reason of such racial discrimination in employment by Amtrak, Plaintiff William Waytes has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1356. Plaintiff Angela Weaver is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1357. During such employment, Plaintiff Angela Weaver was represented by a labor union for purposes of collective bargaining with Amtrak.

1358. Plaintiff Angela Weaver experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1359. Plaintiff Angela Weaver was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1360. By reason of such racial discrimination in employment by Amtrak, Plaintiff Angela Weaver has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1361. Plaintiff Patricia Wellington is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1362. During such employment, Plaintiff Patricia Wellington was represented by a labor union for purposes of collective bargaining with Amtrak.

1363. Plaintiff Patricia Wellington experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1364. Plaintiff Patricia Wellington was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1365. By reason of such racial discrimination in employment by Amtrak, Plaintiff Patricia Wellington has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1366. Plaintiff Carolyn Wells is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1367. During such employment, Plaintiff Carolyn Wells was represented by a labor union for purposes of collective bargaining with Amtrak.

1368. Plaintiff Garolyn Wells experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1369. Plaintiff Garolyn Wells was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1370. By reason of such racial discrimination in employment by Amtrak, Plaintiff Garolyn Wells has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1371. Plaintiff Ronald Wells is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1372. During such employment, Plaintiff Ronald Wells was represented by a labor union for purposes of collective bargaining with Amtrak.

1373. Plaintiff Ronald Wells experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1374. Plaintiff Ronald Wells was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1375. By reason of such racial discrimination in employment by Amtrak, Plaintiff Ronald Wells has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1376. Plaintiff Jimmy Lee Whitley is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1377. During such employment, Plaintiff Jimmy Lee Whitley was represented by a labor union for purposes of collective bargaining with Amtrak.
1378. Plaintiff Jimmy Lee Whitley experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1379. Plaintiff Jimmy Lee Whitley was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1380. By reason of such racial discrimination in employment by Amtrak, Plaintiff Jimmy Lee Whitley has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1381. Plaintiff Evelyn Whitlow is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1382. During such employment, Plaintiff Evelyn Whitlow was represented by a labor union for purposes of collective bargaining with Amtrak.
1383. Plaintiff Evelyn Whitlow experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1384. Plaintiff Evelyn Whitlow was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1385. By reason of such racial discrimination in employment by Amtrak, Plaintiff Evelyn Whitlow has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1386. Plaintiff Carolyn Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1387. During such employment, Plaintiff Carolyn Williams was represented by a labor union for purposes of collective bargaining with Amtrak.
1388. Plaintiff Carolyn Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1389. Plaintiff Carolyn Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1390. By reason of such racial discrimination in employment by Amtrak, Plaintiff Carolyn Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1391. Plaintiff Frank Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1392. During such employment, Plaintiff Frank Williams was represented by a labor union for purposes of collective bargaining with Amtrak.

1393. Plaintiff Frank Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1394. Plaintiff Frank Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1395. By reason of such racial discrimination in employment by Amtrak, Plaintiff Frank Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1396. Plaintiff Johnny Williams, Jr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1397. During such employment, Plaintiff Johnny Williams, Jr. was represented by a labor union for purposes of collective bargaining with Amtrak.

1398. Plaintiff Johnny Williams, Jr. experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1399. Plaintiff Johnny Williams, Jr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1400. By reason of such racial discrimination in employment by Amtrak, Plaintiff Johnny Williams, Jr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1401. Plaintiff Leticia Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1402. During such employment, Plaintiff Leticia Williams was represented by a labor union for purposes of collective bargaining with Amtrak.

1403. Plaintiff Leticia Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work

hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1404. Plaintiff Leticia Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1405. By reason of such racial discrimination in employment by Amtrak, Plaintiff Leticia Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1406. Plaintiff Portia Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1407. During such employment, Plaintiff Portia Williams was represented by a labor union for purposes of collective bargaining with Amtrak.

1408. Plaintiff Portia Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1409. Plaintiff Portia Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1410. By reason of such racial discrimination in employment by Amtrak, Plaintiff Portia Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm,

including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1411. Plaintiff Rene Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1412. During such employment, Plaintiff Rene Williams was represented by a labor union for purposes of collective bargaining with Amtrak.

1413. Plaintiff Rene Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1414. Plaintiff Rene Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1415. By reason of such racial discrimination in employment by Amtrak, Plaintiff Rene Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1416. Plaintiff Robert Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1417. During such employment, Plaintiff Robert Williams was represented by a labor union for purposes of collective bargaining with Amtrak.

1418. Plaintiff Robert Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1419. Plaintiff Robert Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1420. By reason of such racial discrimination in employment by Amtrak, Plaintiff Robert Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1421. Plaintiff Ronnie Williams, Sr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1422. Plaintiff Terrence Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1423. During such employment, Plaintiff Terrence Williams was represented by a labor union for purposes of collective bargaining with Amtrak.
1424. Plaintiff Terrence Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1425. Plaintiff Terrence Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1426. By reason of such racial discrimination in employment by Amtrak, Plaintiff Terrence Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.
1427. Plaintiff Theresa Williams is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.
1428. During such employment, Plaintiff Theresa Williams was represented by a labor union for purposes of collective bargaining with Amtrak.
1429. Plaintiff Theresa Williams experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.
1430. Plaintiff Theresa Williams was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.
1431. By reason of such racial discrimination in employment by Amtrak, Plaintiff Theresa Williams has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1432. Plaintiff Garner Willis, Jr. is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1433. During such employment, Plaintiff Garner Willis, Jr. was represented by a labor union for purposes of collective bargaining with Amtrak.

1434. Plaintiff Garner Willis, Jr. experienced intentional racial discrimination by Amtrak in regard to some or all of the following: position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1435. Plaintiff Garner Willis, Jr. was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1436. By reason of such racial discrimination in employment by Amtrak, Plaintiff Garner Willis, Jr. has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1437. Plaintiff Eric Woodruff is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1438. During such employment, Plaintiff Eric Woodruff was represented by a labor union for purposes of collective bargaining with Amtrak.

1439. Plaintiff Eric Woodruff experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours

and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1440. Plaintiff Eric Woodruff was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1441. By reason of such racial discrimination in employment by Amtrak, Plaintiff Eric Woodruff has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1442. Plaintiff Curtis Yates is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1443. During such employment, Plaintiff Curtis Yates was represented by a labor union for purposes of collective bargaining with Amtrak.

1444. Plaintiff Curtis Yates experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1445. Plaintiff Curtis Yates was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1446. By reason of such racial discrimination in employment by Amtrak, Plaintiff Curtis Yates has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not

limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1447. Plaintiff Geary Young is an African-American citizen of the United States and was employed at Amtrak during the former class liability period alleged in *Campbell*.

1448. During such employment, Plaintiff Geary Young was represented by a labor union for purposes of collective bargaining with Amtrak.

1449. Plaintiff Geary Young experienced intentional racial discrimination by Amtrak in regard to position selection decisions and processes, including promotions, transfers, testing, and denial of testing opportunities, training, job assignments, work assignments, scheduling of work hours and vacation time, discipline, discharge, furlough and recall from furlough, and other terms and conditions of employment.

1450. Plaintiff Geary Young was subjected to racial harassment and a racially hostile work environment during Plaintiff's employment at Amtrak.

1451. By reason of such racial discrimination in employment by Amtrak, Plaintiff Geary Young has suffered the loss of compensation, wages, back pay and front pay, other employment benefits, and, further, has suffered great mental, emotional, and physical harm, including but not limited to embarrassment, emotional distress, humiliation, indignity, anxiety, and resulting injury and loss caused by such violations.

1452. Plaintiff Capers, Curtis is an African-American citizen of the United States and a resident of the State of Indiana. He was employed by Amtrak for nine and one-half years as a Coach Cleaner, and later as an Apprentice Carman-Welder at the Beech Grove maintenance facility near Indianapolis, Indiana, during the 1980's and early 1990's.

1453. Throughout his employment by Amtrak, Capers was represented for purposes of collective bargaining by the TWU.
1454. He applied for reemployment in about 2009 for a union-represented Boilermaker position but was not hired.
1455. Plaintiff Curtis Capers was laid off from his job at Amtrak at the Beech Grove facility near Indianapolis, after nine and one-half years of solid employment service, in 1992. He was not recalled at any point thereafter. Instead, Amtrak began to hire white job applicants off the street or family members of white managers who had lesser qualifications or none at all.
1456. Capers applied for reemployment in about 2009 for a union-represented Boilermaker position and took an employment test. He passed the test with a score of 95%. Capers was not hired despite his passing test score, his other qualifications, and his past experience at Amtrak. Instead, Amtrak hired white candidates for the position who, upon information and belief, possessed neither Capers' experience nor his qualifications.
1457. As a result of Amtrak's discriminatory actions, Capers has suffered extreme harm.
1458. Plaintiff Cynthia Edwards is an African-American citizen of the United States and a resident of the State of Missouri. She was employed by Amtrak for six years starting in approximately 1996, in various positions, including Ticket Agent, Ticket Clerk, Baggage Handler, Baggage Agent, Train Director, Dispatcher, and Material Control Clerk in several locations, including New Orleans, Louisiana, Birmingham, Alabama, and Meridian, Mississippi. She was terminated in 2002.
1459. Throughout her employment by Amtrak, Cynthia Edwards was represented for purposes of collective bargaining by the TCU.

1460. After her termination, Cynthia Edwards filed a timely charge of race discrimination with the EEOC and received a favorable determination on her charge, *i.e.*, that Amtrak had discriminated against her on the basis of her race, as well as gender, by the EEOC in 2003.
1461. Plaintiff Cynthia Edwards was terminated from Amtrak in 2002 because of her race and/or in retaliation for the protected activities of her sister, Charmin Edwards, who was a plaintiff in the related case *Campbell, et al. v. Amtrak*. At the time of her termination, Plaintiff Cynthia Edwards was a Ticket Agent in Meridian, Mississippi.
1462. The alleged infraction for which Cynthia Edwards was purportedly terminated was an alleged misappropriation of funds of approximately \$5,000. As she explained at her disciplinary hearing, Edwards believed she dropped the money, check(s), and credit card charges while she was on the way to the bank to deposit the funds. She retraced her steps and searched in every possible place, but she could not find the deposit.
1463. White employees who had worse infractions of the same nature, including larger amounts lost, as Cynthia Edwards, and/or had prior disciplinary actions against them, were not terminated. Cynthia Edwards had never had any prior disciplinary actions against her prior to her termination.
1464. Amtrak could have disqualified Cynthia Edwards from that particular position and allowed her to continue to work in any of the numerous other positions for which she was qualified that did not involve handling money, or it could have selected lesser discipline, but it gave her the maximum discipline, which was termination. In similar circumstances, Amtrak has allowed white employees to be disqualified from such a position and then to continue working in another position for which they were qualified, or has given them more lenient discipline.
1465. As a result of Amtrak's discriminatory actions, Edwards has suffered extreme harm.

1466. Plaintiff Gilbert J. Landry is an African-American citizen of the United States and a resident of the State of Texas. He was employed by Amtrak on the Extra Board at the San Antonio and, later, the Fort Worth, Texas crew bases from 1999 until 2002.
1467. Throughout his employment by Amtrak, Landry was represented for purposes of collective bargaining by the UTU.
1468. Plaintiff Gilbert Landry filed a charge of race discrimination against Amtrak with the EEOC on December 26, 2001, and he may have received a Notice of Right To Sue sometime in the next few years, during the pendency of the *Campbell* class allegations.
1469. Plaintiff Gilbert Landry was discriminated against by Amtrak during his employment when he attempted to bid on “road jobs” while on the Extra Board in San Antonio, and later in Fort Worth, Texas. “Road jobs” paid more money than “yard jobs.” The white managers, in conjunction with the white union representatives, manipulated job postings in order to benefit favored white employees, including family members of white managers and the white union representative.
1470. On one occasion, Landry bid on a posted job and received it because he was the senior qualified bidder. Sometime after midnight, the posting was taken down, even though Landry had already been awarded the position, because, it was explained later, two persons who had wanted to bid on the position had not done so. Those two persons were the white union representative’s son-in-law and a friend. After the job was reposted, the position was awarded to the son-in-law of the white union representative.
1471. Later, the white managers and the white union representative began bullying Landry and bragging that they could do whatever they want regarding the posting of jobs. After Landry complained to more senior management, fewer extra board jobs that Landry was eligible to bid

on were posted in retaliation and/or to deny him the opportunity to advance. Landry was the only, or one of the very few, African-Americans on the Extra Board in San Antonio at that time.

1472. Subsequently, Landry relocated to Amtrak's Fort Worth crew base, leaving his family behind in San Antonio, in order to try to advance and earn more money. The same process was repeated in Fort Worth, with white managers manipulating the awards of jobs on the Extra Board to prevent Landry from obtaining better jobs.

1473. Subsequently, after he moved back to San Antonio, management and the union representative began to cut the number of jobs on the Extra Board for which Landry could bid. Meanwhile, Amtrak management in the crew base a nephew of a white manager was being groomed for advancement and awarded jobs on the Extra Board.

1474. Landry was subjected to a racially hostile work environment at Amtrak. He was constantly berated and bullied and made fun of by white supervisors, managers, and their cronies.

1475. On one occasion, Landry observed a conductor taking illegal payments. Thinking, correctly, he had been seen, the white conductor got others in the crew base, including managers, to bully and intimidate Landry so that he would not report what he saw.

1476. White Managers and their cronies also ridiculed and bullied Landry after a fatal accident in which a truck driver was killed when his truck was hit by a train. The managers and their cronies made fun of Landry's compassion toward the victim and held him up to general ridicule. They did not do this toward white employees.

1477. Landry was subject to discriminatory discipline when a train on which he was working ran a red signal. Landry was the conductor on the train, but he was far back in the passenger cars attending to the passengers at the time. He was not in any position to see or do anything about

the running of the red signal, but he was disciplined for the incident by being taken out of service and docked fifteen days' pay. Other white conductors were not disciplined at all, or received less discipline, for similar incidents. Subsequently, Landry was again widely ridiculed in the crew base by the white managers and their cronies.

1478. After months of such ridicule, intimidation, and bullying, Landry severed his employment, which amounted to a constructive termination.

1479. As a result of Amtrak's discriminatory actions, Landry has suffered extreme harm.

1480. Plaintiff Brenda Matthews is an African-American citizen of the United States and a resident of the State of Maryland. She has been employed by Amtrak as a Clerk in various capacities in the Washington, D.C. area from 1977 from through her retirement on May 31, 2013.

1481. Throughout her employment by Amtrak, Matthews has been represented for purposes of collective bargaining by the TCU.

1482. Matthews filed a charge of discrimination with the EEOC, and she may have received a Notice of Right To Sue from the EEOC during the pendency of the class allegations in the *Campbell* case.

1483. Plaintiff Brenda Matthews was discriminated against by Amtrak during her employment by her employer denying Matthews promotions to better and higher paying positions which are traditionally held by white employees and from which she could have had better opportunities for promotion to still higher positions.

1484. Matthews was passed over for opportunities to be promoted despite her expressed interest in and/or applications for such promotions. Instead, management has awarded the positions to favored white employees who were not better qualified.

1485. Matthews was subjected to discriminatory treatment in regard to work assignments and in the terms and conditions of employment in the Washington D.C. crew base and headquarters, including, but not limited to the Corporate Payroll Department, wherein black employees are marginalized and subjected to demeaning treatment with regard to matters such as the dress code, working hours, changes in job assignments and job duties, removal of responsibilities, and other employment matters, while whites and other non-black employees are treated better and groomed for promotion, and their violations of policy ignored. Matthews reported these violations to upper management and the Diversity Office, but no meaningful action was taken.
1486. Matthews was subjected to racial harassment and a racially hostile work environment in the Washington crew base and headquarters.
1487. As a result of Amtrak's discriminatory actions, Matthews has suffered extreme harm.
1488. Plaintiff Gary Williams is an African-American citizen of the United States and a resident of the State of Georgia. He was employed by Amtrak, first as a Coach Cleaner, then as a Conductor at Washington, D.C., in the Transportation Department from 1990 until 2003.
1489. Throughout his employment by Amtrak, Gary Williams was represented for purposes of collective bargaining by the UTU. Gary Williams filed a charge of race discrimination with the EEOC in 2001, he received a Notice of Right To Sue from the EEOC sometime during the pendency of the class allegations in the *Campbell* case.
1490. Plaintiff Gary Williams was employed by Amtrak as a Conductor working out of the Washington, D.C. crew base and, later, in North Carolina, from 1991 to 2001. Gary Williams was discriminated against by a white manager who did not allow him to be qualified on a rail route to Pittsburgh that paid more money than other routes. White conductors with less seniority than Gary Williams were allowed to qualify and get assigned that route, and, therefore, received

higher pay. This discrimination also prevented Gary Williams from getting additional work shifts on the Extra Board, thereby preventing him from earning extra pay. White employees were afforded such opportunities.

1491. Gary Williams was subjected to discriminatory discipline while working in North Carolina. White supervisors accused Gary Williams of remitting ticket slips late. He was unable to rebut the charges because his white manager had required Gary Williams to give the manager his pink copies of the ticket slips, which would have proven that Gary Williams had submitted the slips in a timely fashion. Gary Williams was then subjected to a disciplinary inquiry and, having no way to defend himself, he had no choice but to resign or be terminated. He resigned.

1492. Other black conductors were also forced to resign in this manner, but white conductors were allowed to stay, or were reinstated. Other white employees in similar positions were allowed to remain in their jobs despite having committed real infractions, and worse infractions.

1493. As a result of Amtrak's discriminatory actions, Gary Williams has suffered extreme harm.

V. The Civil Rights Act of 1866, 42 U.S.C. §1981

1494. The Plaintiffs restate and reallege paragraphs 1 through 1493 as though set forth here in full.

1495. Amtrak has discriminated against the named Plaintiffs by denying them the same rights as are enjoyed by white non-exempt Amtrak employees and applicants for non-exempt employment at Amtrak in the making, performance, modification and termination of their employment relationship with Amtrak and to the enjoyment of all benefits, privileges, terms and conditions of that relationship, in violation of the Civil Rights Act of 1866, 42 U.S.C. §1981, as amended.

1496. Amtrak's conduct has been intentional, deliberate, willful, and conducted in callous disregard of the rights of the named Plaintiffs.

1497. By reason of the continuous nature of Amtrak's discriminatory conduct, persistent throughout the employment of the named Plaintiffs, the named Plaintiffs are entitled to application of the continuing violation doctrine to all of the violations alleged herein.

1498. By reason of Amtrak's discrimination, the named Plaintiffs are entitled to all legal and equitable remedies available under §1981, including, but not limited to, damages for mental anguish and punitive damages.

VI. Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e

1499. Plaintiffs Curtis Capers, Cynthia Edwards, Gilbert Landry, Brenda Mathews, and Gary Williams restate and reallege paragraphs 1 through 1493 as though set forth here in full.

1500. Amtrak has discriminated against the named Plaintiffs Curtis Capers, Cynthia Edwards, Gilbert Landry, Brenda Mathews, and Gary Williams with respect to terms and conditions of their employment because of their race in violation of Title VII of the Civil Rights Act of 1964, 42 U.S.C. § 2000e *et seq.*, as amended by the Civil Rights Act of 1991.

1501. Amtrak's conduct has been disparate, intentional, deliberate, willful, and conducted in callous disregard of the rights of the named Plaintiffs Curtis Capers, Cynthia Edwards, Gilbert Landry, Brenda Mathews, and Gary Williams.

1502. Amtrak's policies and/or practices have produced a disparate impact against the named Plaintiffs and the class members with respect to the terms and conditions of employment.

1503. By reason of Amtrak's discrimination, the named Plaintiffs Curtis Capers, Cynthia Edwards, Gilbert Landry, Brenda Mathews, and Gary Williams are entitled to all legal and equitable remedies available under §2000e.

VII. PRAYER FOR RELIEF

1504. Wherefore, the named Plaintiffs Curtis Capers, Cynthia Edwards, Gilbert Landry, Brenda Mathews, and Gary Williams request, *inter alia* as set forth hereinafter, the following relief:

A. A declaratory judgment that Amtrak's employment policies, practices and procedures challenged herein are illegal and in violation of Title VII of the Civil Act of 1964, as amended, 42 U.S.C. § 2000e, *et seq.*

1505. Wherefore, all of the named Plaintiffs request the following relief:

B. A declaratory judgment that Amtrak's employment policies, practices and procedures challenged herein are illegal and in violation of 42 U.S.C. §1981;

C. A permanent injunction against Amtrak and its partners, officers, owners, agents, successors, employees, and representatives and any and all persons acting in concert with them, from engaging in any further unlawful decisions, practices, policies, customs, usages, racial discrimination and retaliation by Amtrak as set forth herein;

D. An Order placing or restoring the named Plaintiffs into those jobs they would now be occupying, but for Amtrak's discriminatory decisions, policies, practices, and procedures;

- E. An Order directing Amtrak to adjust the wage rates and benefits for the named Plaintiffs to the level that they would be enjoying but for Amtrak's discriminatory decisions, policies, practices and procedures;
- F. An award of back pay, front pay, compensatory damages, punitive damages, lost benefits, preferential rights to jobs, and other damages for lost compensation and job benefits suffered by the named Plaintiffs;
- G. Any other appropriate equitable relief to the named Plaintiffs;
- H. An award of litigation costs and expenses, including reasonable attorneys' fees, to the Plaintiffs;
- I. Pre-judgment interest;
- J. Such other and further relief as the Court may deem just and proper; and
- K. Retention of jurisdiction by the Court until such time as the Court is satisfied that Amtrak has remedied the practices complained of herein and is determined to be in full compliance with the law.

VIII. JURY DEMAND

The Plaintiffs demand trial by jury of all issues triable of right to a jury.

July 24, 2023

Respectfully Submitted,
/s/ Timothy B. Fleming
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