### **PRO SE FILING**

1. **Filing Fee:** Civil action filing fee is \$405.00 (\$350.00 filing

fee +\$55 administrative fee).

2. <u>In Forma Pauperis:</u> If you are unable to pay the filing fee, you may

petition the Court to allow you to file your Complaint

without prepayment of the filing fee. You must

complete, sign and submit the Application to Proceed in District Court without Prepaying Fees or Costs (Form AO 240). It must accompany the Complaint.

3. <u>Cover Sheet</u>: A Civil Cover Sheet (Form JS 44) is required to be

completed, signed and submitted with your

documents.

4. **Complaint:** A Complaint must be filed along with the other

documents outlined herein. You may use the form Complaint attached. You must sign your Complaint.

5. <u>Summons</u>: Please fill out Summons in a Civil Case (Form AO

440). Provide the original and one copy for each defendant to be served. The Clerk's Office will issue

the Summons and return them to you. You are responsible for the service of both your Complaint

and Summons. You are also responsible for the timely movement of your case once it has been filed.

The Civil Cover Sheet (Form JS-44) and Summons (Form AO 44) can be printed and used. Our Local Rules and additional forms are posted on our website at <a href="http://www.waed.uscourts.gov">http://www.waed.uscourts.gov</a>. Copies of the Local Rules and forms are also available by contacting the Clerk's Office at 509-458-3400.

It is very important that you give us a telephone number so the Court can contact you in the event it is necessary to obtain further information or clarification, or advise you of any changes in hearing schedules. If you do not provide us with a contact telephone number, the Court will not be responsible for untimely notification of emergency changes in hearing schedules.

# United States District Court

Lastern District of Washington	
	•
(In the space above enter the full name(s) of the plaintiff(s).)	
••	
-against-	Case No(To be filled out by Clerk's Office only)
	Jury Demand? □Yes □ No
	□ 140
(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Section I. Do not include addresses here.)	

### COMPLAINT FOR EMPLOYMENT DISCRIMINATION

### **NOTICE**

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

### I. PARTIES

### **Plaintiff**

List your name, address and telephone number. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Telepho  fendant(s)  st all defendants. You showernment agency, an orgo ch defendant resides or desentical to those contained  Defendant 1:  Nam  Stree  Cou  Nature of business:  Nam  Nature of business:			
Telephone Teleph	Last, First, MI)		
Telepho fendant(s)  It all defendants. You showernment agency, an organish defendant resides or dentical to those contained  Defendant 1:  Stre  Cou Nature of business:  Nam	Address		
fendant(s)  t all defendants. You showernment agency, an organ h defendant resides or dentical to those contained  Defendant 1:  Nam  Stre  Counter of business:  Defendant 2:	, City	State	Zip Code
t all defendants. You showernment agency, an organ h defendant resides or dentical to those contained  Defendant 1:  Nam  Stre  Countained  Nature of business:  Defendant 2:	one Number		
t all defendants. You showernment agency, an organ h defendant resides or dentical to those contained  Defendant 1:  Nam  Stre  Countained  Nature of business:  Defendant 2:			· ·
Nam Stre Cou Nature of business: Defendant 2: Nam			* *
Cou Nature of business: Defendant 2: Nam	ne (Last, First)	· · · · · · · · · · · · · · · · · · ·	
Nature of business:  Defendant 2:  Name	et Address	<u></u>	· · · · · · · · · · · · · · · · · · ·
Defendant 2: Nam	nty, City	State	Zip Code
Nam			
	ne (Last, First)		
Stre	et Address		, ·
	nty, City	State	Zip Code

Na	ture of business:					
II.	CAUSE OF ACTION					
Check	only the options below that apply in yo	our case.				
This e	mployment discrimination lawsuit is br	ought under:				
	Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§ 2000e, et seq., for employment discrimination on the basis of race, color, religion, sex, or national origin.					
	Age Discrimination in Employment Act of 1967, as amended, 29 U.S.C. §§ 621, et seq., for employment discrimination on the basis of age. My year of birth is:					
	Rehabilitation Act of 1973, as amended, 29 U.S.C. §§ 701, et seq., for employment discrimination on the basis of a disability by an employer which constitutes a program or activity receiving federal financial assistance.					
	Americans with Disabilities Act of 1990, as amended, 42 U.S.C. §§ 12101, et seq., for employment discrimination on the basis of a disability.					
□ .	Click here to enter text.					
	This Court has subject matter jurisdiction over this case under the above-listed statutes and under 28 U.S.C. §§ 1331 and 1343.					
III.	III. STATEMENT OF CLAIM					
The conduct complained of in this lawsuit involves (check only those that apply):						
	CLAĬM	DATE(S) OF OCCURRENCE	PLACE OF OCCURRENCE			
□ fa	ilure to hire me					
☐ te	rmination of my employment					
□ fa	☐ failure to promote me					
□ fa	ilure to accommodate my disability					
□ te	□ terms and conditions of my					

employment differ from those of similar employees

☐ retaliation

	harassment		
	other (specify below):		
·L		<u> </u>	
			·
The apply	conduct of Defendant(s) was discriminary):	atory because it was based on	(check only those that
□ ra	ce 🗆 religion	☐ national origin	☐ age (year of
□ co	olor	☐ disability	birth:
Fact	s	•	•
State	here briefly the specific facts that supp	oort your claim:	
			<u>.</u>
<del></del>			
	······································		
IV.	ADMINISTRATIVE PROCEDUR	ŒS	
	ou file a charge of discrimination agair te agency?	nst defendant(s) with the EEO	C or any other federal
	Yes (You must attach a copy of the co	harge to this complaint.)	
Have	you received a Notice of Right to Sue	from the EEOC?	
<u>.</u>	Yes (You must attach a copy of the N	otice of the Right to Sue.)	
	No		
V.	RELIEF		
The r	elief I want the court to order is (check	only those that apply):	
	Direct the defendant to hire the plaint	tiff	
	Direct the defendant to re-employ the	plaintiff	
	Direct the defendant to promote the p	olaintiff.	

	Direct the defendant to reasonably accommodate the plaintiff's religion
<u> </u>	Direct the defendant to reasonably accommodate the plaintiff's disabilities
	Direct the defendant to (specify):

### VI. CLOSING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

	·
Dated	Plaintiff's Signature
	•
Printed Name (Last, First, MI)	· ·

List the same information for any additional plaintiffs named. Attach additional sheets of paper as necessary.

## United States District Court

for the

Eastern D	istrict of Washington
Plaintiff(s) V.  Defendant(s)	) ) ) - ) ) Civil Action No. ) ) )
SUMMONS	S IN A CIVIL ACTION
To: (Defendant's name and address)	
A lawsuit has been filed against you.	
Within 21 days after service of this summons of are the United States or a United States agency, or an o P. 12 (a)(2) or (3) — you must serve on the plaintiff an	on you (not counting the day you received it) — or 60 days if you officer or employee of the United States described in Fed. R. Civ. answer to the attached complaint or a motion under Rule 12 of notion must be served on the plaintiff or plaintiff's attorney,
If you fail to respond, judgment by default will You also must file your answer or motion with the cour	be entered against you for the relief demanded in the complaint.
	CLERK OF COURT
Date:	
<del></del>	Signature of Clerk or Deputy Clerk

Civil Action No.

### PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

	This summons for (nam	e of individual and title, if any)		
was r	eceived by me on (date)	·		
	☐ I personally served t	he summons on the individua	al at (place)	
		; or		
	☐ I left the summons a	t the individual's residence o	r usual place of abode with (name)	_ , ==
			son of suitable age and discretion who re	aiden thara
	on (date)		to the individual's last known address; or	
	☐ I served the summon			, who is
	designated by law to ac	cept service of process on be	chalf of (name of organization)	······································
			on (date)	; or
	☐ I returned the summo	ons unexecuted because		; or
	Other (specify):			
			•	
	My fees are \$	for travel and \$	for services, for a total of \$	0.00
	I declare under penalty o	of perjury that this informatio	n is true	
		- 1 J J		
Date:		·		• •
outo,			Server's signature	
		<del></del>	Printed name and title	
	•			
			Server's address	

Additional information regarding attempted service, etc:

### **CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS				DEFENDAN	TS			
(E	.  of First Listed Plaintiff  XCEPT IN U.S. PLAINTIFF CA  Address, and Telephone Numbe			County of Reside  NOTE: IN LANG THE TR.  Attorneys (If Kno	O CON	(IN U	S. PLAINTIFF CA	
(c) Monthoys (Full Name,	латезя, ина тегерноне нитое			1 months (i) min	<i>,</i>			
II. BASIS OF JURISD	ICTION (Place an "X" in O	ne Box Only)	III. CI	  TIZENSHIP OI	PR	INC	PAL PART	IES (Place an "X" in One Box for Plaint
☐ 1 U.S. Government Plaintiff	(U.S. Government)	Not a Party)		(For Diversity Cases On en of This State	<i>ly)</i> PTF ()		1 Incorporated	and One Box for Defendant) PTF DEF or Principal Place
☐ 2 U.S. Government Defendant	4 Diversity (Indicate Citizenshi)	ip of Parties in Item III)	Citiz	en of Another State	<b>1</b> 2			and Principal Place 5 5 5 ss In Another State
				en or Subject of a reign Country	<b>□</b> 3		3 Foreign Natio	
IV. NATURE OF SUIT		ly) RTS	1 107	ORFEITURE/PENALT	<del>, ,</del>		lick here for: Nat BANKRUPTCY	ture of Suit Code Descriptions. OTHER STATUTES
☐ 110 Insurance ☐ 120 Marine ☐ 130 Miller Act ☐ 140 Negotiable Instrument ☐ 150 Recovery of Overpayment	PERSONAL INJURY  310 Airplane 315 Airplane Product Liability 320 Assault, Libel &	PERSONAL INJURY  365 Personal Injury - Product Liability  367 Health Care/ Pharmaceutical	7 🗇 62	25 Drug Related Seizure of Property 21 USC 80 00 Other	c	J 422 A J 423 V	Appeal 28 USC 158 Vithdrawal 28 USC 157 PERTY RIGHTS	375 False Claims Act 376 Qui Tam (31 USC 3729(a)) 400 State Reapportionment
& Enforcement of Judgment  ☐ 151 Medicare Act  ☐ 152 Recovery of Defaulted Student Loans (Excludes Veterans)		Personal Injury Product Liability  368 Asbestos Personal Injury Product Liability				3 820 C 3 830 P 3 835 P N	Copyrights	☐ 430 Banks and Banking ☐ 450 Commerce ☐ 460 Deportation
☐ 153 Recovery of Overpayment of Veteran's Benefits ☐ 160 Stockholders' Suits ☐ 190 Other Contract ☐ 195 Contract Product Liability ☐ 196 Franchise	Liability  350 Motor Vehicle  355 Motor Vehicle Product Liability  360 Other Personal	PERSONAL PROPER  370 Other Fraud  371 Truth in Lending  380 Other Personal Property Damage  385 Property Damage Product Liability	0 71 0 72 0 74	LABOR  0 Fair Labor Standards Act 10 Labor/Management Relations O Railway Labor Act 1 Family and Medical Leave Act		SOC 3 861 H 3 862 B 3 863 D 3 864 S	IAL SECURITY IIA (1395ff) Black Lung (923) DIWC/DIWW (405( SID Title XVI ISI (405(g))	☐ 480 Consumer Credit ☐ 485 Telephone Consumer Protection Act
REAL PROPERTY  210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land	CIVIL RIGHTS  U 440 Other Civil Rights 441 Voting 442 Employment 443 Housing/	PRISONER PETITION Habeas Corpus:  463 Alien Detainee 510 Motions to Vacate Sentence 530 General		0 Other Labor Litigation I Employee Retirement Income Security Act		870 T c 871 II	ERAL TAX SUIT: axes (U.S. Plaintiff or Defendant) RS—Third Party 6 USC 7609	S 0 893 Environmental Matters
☐ 245 Tort Product Liability ☐ 290 All Other Real Property	☐ 445 Amer. w/Disabilities - Employment ☐ 446 Amer. w/Disabilities - Other	☐ 535 General ☐ 535 Death Penalty ☐ 0ther: ☐ 540 Mandamus & Othe ☐ 550 Civil Rights ☐ 555 Prison Condition ☐ 560 Civil Detainee - ☐ Conditions of ☐ Confinement		IMMIGRATION 2 Naturalization Applica 5 Other Immigration Actions	tion			Agency Decision  General Decision  State Statutes
	moved from 3 I	Remanded from  Appellate Court		stated or	ther I	ed fron District		idistrict
VI. CAUSE OF ACTIO		tute under which you are use:	e filing (I	Do not cite jurisdictional	statute	es unles	s diversity):	
VII. REQUESTED IN COMPLAINT:	CHECK IF THIS I	IS A CLASS ACTION B, F.R.Cv.P.	D	EMAND \$			CHECK YES	only if demanded in complaint:
VIII. RELATED CASE IF ANY	(See instructions):	JUDGE	•			DOC	KET NUMBER	
DATE		SIGNATURE OF ATT	ORNEY C	OF RECORD				
FOR OFFICE USE ONLY							· · · · · · · · · · · · · · · · · · ·	
RECEIPT # AN	MOUNT	APPLYING IFP		JUDGE	:		MAG	, JUDGE

### INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

### Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
  - (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
  United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
  United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
  Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
  Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; NOTE: federal question actions take precedence over diversity cases.)
- III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: Nature of Suit Code Descriptions.
- V. Origin. Place an "X" in one of the seven boxes.
  - Original Proceedings. (1) Cases which originate in the United States district courts.
  - Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
  - Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date. Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
  - Multidistrict Litigation Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
  - Multidistrict Litigation Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket. **PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statue.
- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. Do not cite jurisdictional statutes unless diversity. Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

  Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.

  Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases. This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

### United States District Court

Eastern District of Washington Plaintiff/Petitioner Civil Action No. Defendant/Respondent APPLICATION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS (Short Form) I am a plaintiff or petitioner in this case and declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief requested. In support of this application, I answer the following questions under penalty of perjury: 1. If incarcerated. I am being held at: If employed there, or have an account in the institution, I have attached to this document a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months for any institutional account in my name. I am also submitting a similar statement from any other institution where I was incarcerated during the last six months. 2. If not incarcerated. (a) Are you currently employed? Yes (b) If "Yes", list your current employer's name and address: \_\_\_\_\_, and my take-home pay or wages are: \$ (specify pay period) 3. Other Income. In the past 12 months, I have received income from the following sources (check all that apply): (a) Business, profession, or other self-employment No Yes (b) Rent payments, interest, or dividends Yes No No (c) Pension, annuity, or life insurance payments Yes (d) Disability, or worker's compensation payments Yes No

If you answered "Yes" to any question above, describe below or on separate pages each source of money and state the amount that you received and what you expect to receive in the future.

Yes

Yes

No No

(e) Gifts, or inheritances

(f) Any other sources