

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

FILED
U.S. DISTRICT COURT
INDIANAPOLIS DIVISION
10 JUL 20 AM 11:02
SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIGGS
CLERK

Penny Benton)

Plaintiff,)

vs.)

Fishers Library)

Defendant.)

Cause No.

1 : 10 cv-0918 LJM-DML

EMPLOYMENT DISCRIMINATION COMPLAINT

Plaintiff brings a complaint against defendant Fishers Library for discrimination as set forth below.

Plaintiff DOES DOES NOT (indicate which) demand a jury trial.

I. PARTIES

Plaintiff's Name, Address, and
Phone Number:

Penny Benton 12241 Doncaster Ct. Fishers, Ind.
(317) 915-6242
46038

* Defendant's Name and Address:

Fishers Library
5 Municipal Drive
Fishers, Indiana 46038

II. JURISDICTION

1. This complaint is brought pursuant to:

 X Title VII of the Civil Rights Act of 1964, as amended, and jurisdiction is based on 42 U.S.C. §2000e-5 and 28 U.S.C. §1331;

 The Age Discrimination in Employment Act (29 U.S.C. § 621), and jurisdiction is based on 28 U.S.C. § 1331;

_____ The Americans with Disabilities Act (42 U.S.C. § 12101), and jurisdiction is based on 28 U.S.C. § 1331;

_____ The Rehabilitation Act (29 U.S.C. § 701, *et seq.*), and jurisdiction is based on 28 U.S.C. § 1331;

_____ Equal rights under law (42 U.S.C. § 1981), and jurisdiction is based on 28 U.S.C. § 1331;

_____ Other (list): _____

2. Plaintiff DID DID NOT (indicate which) timely file a charge of discrimination with the Equal Employment Opportunity Commission or the Indiana Civil Rights Commission. [Attach a copy of charge to this complaint].

3. Plaintiff's Right to Sue Notice from the Equal Employment Opportunity Commission or the Indiana Civil Rights Commission was received on or about Sept. 4, 2010 (insert date). [Attach a copy of Notice of Right to Sue to this complaint].

III. STATEMENT OF LEGAL CLAIM

Plaintiff is entitled to relief in this action because:

Because of Retaliation against me. I had recently filed a suit and I was retaliated against. My Prior Judge was Judge Baker

IV. FACTS IN SUPPORT OF COMPLAINT

I was hired at the Fisher Library in December of 2006. Since the time I was hired I was discriminated against because of my race. I was the only Black there and I was continuously picked on because of my race. I had even talked to the Directors of the Library about it and again I was retaliated against due to my race. I was told by the Assistant Director to get busy and take the customers, that time she harassed me a little more to the point of irritational. At that time Gloria was not doing anything with the customers and she picked on me to help a customer when I was already helping a patron. So in this case I was retaliated against because of my race. I was the only Black out of 253 whites?? →

Rex Miller and the Assistant Director would continually call me into the office just to harass me, after the fact that I had informed them that I was going down town to report of the harassment. They would (Rex and The Assistant) director would harass me.

I had to seek my doctors help (James Nicholas) after the fact... (574-0055 office #).

V. PRAYER FOR RELIEF

Based on the foregoing, plaintiff seeks the following relief:

I seek \$100,000 for the relief of retaliation
against Fishers Library.

(Use additional sheets if necessary.)

VI. SIGNATURE

Signed this 20 day of July 2010 ^{PB}
September, 2010.

Lenny Benton
(Signature of Plaintiff)