

**U.S. Department of Energy  
No Fear Act Report  
FY 2005 EEO Year End Data  
October 1, 2004 through September 30, 2005**

**I. Complaint Activity: 29 CFR §1614.704(a) – (c)**

	<b>Number/Totals</b>
<b>Complaints Filed in FY: 1614.704(a)</b>	<b>75</b>
<b>Individual Filers (Complainants): 1614.704(b)</b>	<b>71</b>
<b>Repeat Filers: 1614.704(c)</b>	<b>2</b>

**II. Complaints by Basis: 29 CFR §1614.704(d)**

<b>Basis</b>	<b>Number/Totals</b>
<b>Age</b>	<b>34</b>
<b>Color</b>	<b>3</b>
<b>Disability</b>	<b>19</b>
<b>National Origin</b>	<b>11</b>
<b>Race</b>	<b>29</b>
<b>Religion</b>	<b>1</b>
<b>Reprisal</b>	<b>35</b>
<b>Sex (Includes Complaints Filed Under Equal Pay Act)</b>	<b>38</b>
<b>Other</b>	<b>0</b>

### III. Complaints by Issue: 29 CFR §1614.704(e)

Issue	Number/Totals
Appointment/Hire	20
Assignment of Duties	10
Awards	3
Conversion to Full-Time	0
Disciplinary Actions --	--
	Demotion
	Reprimand
	Suspension
	Removal
	Other
Duty Hours	0
Evaluation/Appraisal	3
Examination/Test	0
Harassment – Non-Sexual	20
Harassment – Sexual	8
Medical Examination	0
Pay Including Overtime	1
Promotion/Non-Selection	21
Reassignment – Denied	0
Reassignment – Directed	0
Reasonable Accommodation	4
Reinstatement	0
Retirement	2
Termination	2
Terms/Conditions of Employment	2
Time and Attendance	4
Training	3
Other	0

**IV. Average Processing Time: 29 CFR §1614.704(f)**

<b>Complaints</b>		<b>Cases</b>	<b>Average Days</b>
<b>All Complaints Pending in Investigative Stage: 1614.704(f)(1)</b>		<b>52</b>	<b>203</b>
<b>All Complaints Pending in Final Agency Action Stage: 1614.704(f)(1)</b>		<b>51</b>	<b>1150</b>
<b>All Complaints Pending in which a Hearing was not Requested: 1614.704(f)(2)</b>		<b>30</b>	<b>233</b>
	<b>Time in Investigative Stage: 1614.704(f)(2)</b>	<b>NA</b>	<b>NA</b>
	<b>Time to Issue Final Agency Action: 1614.704(f)(2)</b>	<b>NA</b>	<b>NA</b>
<b>All Complaints Pending in which a Hearing was Requested: 1614.704(f)(3)</b>		<b>21</b>	<b>917</b>
	<b>Time in Investigative Stage: 1614.704(f)(3)</b>	<b>NA</b>	<b>NA</b>
	<b>Time to Issue Final Agency Action: 1614.704(f)(3)</b>	<b>NA</b>	<b>NA</b>

**V. Complaints Dismissed by Agency Pursuant to 29 CFR §1614.107(a)**

<b>Complaints</b>	<b>Totals/Average</b>
<b>Total Complaints Dismissed by Agency</b>	<b>10</b>
<b>Average Days Pending Prior to Dismissal</b>	<b>112</b>

**VI. Total Final Agency Actions Finding Discrimination: 29 CFR §1614.704(h)**

<b>Findings</b>	<b>Number/Totals</b>
<b>Total Findings: 1614.704(h)(1)</b>	<b>3</b>
<b>Without Hearing: 1614.704(h)(2)</b>	<b>1</b>
<b>With Hearing: 1614.704(h)(3)</b>	<b>2</b>

**VII. Findings of Discrimination Rendered By Basis: 29 CFR §1614.704(i)**

<b>Basis Findings</b>		<b>Number/Totals</b>
<b>Total Findings: 1614.704(i)(1)</b>		<b>3</b>
	<b>Without Hearing: 1614.704(i)(2)</b>	<b>1</b>
	<b>After Hearing: 1614.704(i)(3)</b>	<b>2</b>

**VIII. Findings of Discrimination Rendered by Issue: 29 CFR §1614.704(j)**

<b>Issue Findings</b>		<b>Number/Totals</b>
<b>Total Findings: 29 CFR §1614.704(j)(1)</b>		<b>3</b>
	<b>Without Hearing: 29 CFR §1614.704(j)(2)</b>	<b>1</b>
	<b>After Hearing: 29 CFR §1614.704(j)(3)</b>	<b>2</b>

**Pending Complaints from Previous Fiscal Years by Status: 29 CFR §1614.704(k)**

<b>Complaints</b>	<b>Number</b>
<b>Total Complaints from Previous Fiscal Years: 29 CFR §1614.704(k)(1)</b>	<b>86</b>
<b>Total Complainants: 29 CFR §1614.704(j)(2)</b>	<b>79</b>

**IX. Pending Complaints : 29 CFR §1614.704(k) (3)**

<b>Complaints</b>	<b>Number</b>
<b>Pending Written Notification</b>	<b>4</b>
<b>Investigation</b>	<b>52</b>
<b>Hearings</b>	<b>28</b>
<b>Final Agency Action</b>	<b>8</b>
<b>Appeal with EEOC Office of Federal Operations</b>	<b>5</b>

**XI. Complaint Investigations: 29 CFR § 614.704(l)**

<b>Complaints</b>	<b>Number/Totals</b>
<b>Pending Completion of Investigation</b>	<b>52</b>
<b>Pending Investigations Over Required Time Frames</b>	<b>11</b>