

# No FEAR Act Data – FY 2016

Equal Employment Data Pursuant to Title III of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107–174

The report addresses the following:

- [Complaint Activity](#)
- [Complaints by Basis](#)
- [Complaints by Issue](#)
- [Processing Time](#)
- [Complaints Dismissed by Agency and Withdrawn by Complainants](#)
- [Total Final Actions Finding Discrimination](#)
- [Findings of Discrimination Rendered by Basis](#)
- [Findings of Discrimination Rendered by Issue](#)
- [Pending Complaints Filed in Previous Fiscal Years by Status](#)
- [Complaint Investigations](#)

## Complaint Activity

<b>Complaint Activity</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Number of complaints filed	10	4	12	6	0
Number of complainants	10	4	11	6	0
Repeat filers	0	0	1	0	0

## Complaints by Basis

<b>Complaints by Basis</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Race	9	0	3	3	0
Color	1	0	1	2	0
Religion	0	0	0	1	0
Reprisal	3	2	6	6	0
Sex	6	2	5	3	0
National Origin	0	0	0	0	0
Equal Pay Act	3	0	0	1	0
Age	5	2	3	2	0
Disability	1	0	4	2	0
Genetic Information	0	0	0	0	0
Non-EEO	0	0	0	2	0

*Note: Complaints can be filed alleging multiple bases. The sum of the bases may not equal total complaints filed.*

## Complaints by Issue

<b>Complaints by Issue</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Appointment/Hire	0	1	0	0	0
Assignment of Duties	5	2	5	4	0
Awards	0	0	1	0	0
Conversion to Full-time	0	1	0	0	0
Disciplinary Action: Demotion	0	0	0	0	0
Disciplinary Action: Reprimand	0	1	0	0	0
Disciplinary Action: Removal	0	0	0	0	0
Disciplinary Action: Suspension	0	0	1	0	0
Disciplinary Action: Other	0	0	0	0	0
Duty Hours	0	1	0	0	0
Evaluation/Appraisal	2	1	4	1	0
Examination/Test	0	0	0	0	0
Harassment: Non-Sexual	2	2	3	5	0
Harassment: Sexual	3	1	0	0	0
Medical Examination	0	0	0	0	0
Pay (Including Overtime)	4	1	1	3	0
Promotion/Non-Selection	8	1	5	1	0
Reassignment: Denied	0	0	0	2	0
Reassignment: Directed	0	0	0	0	0
Reasonable Accommodation	0	0	0	1	0
Reinstatement	0	0	0	0	0

<b>Complaints by Issue</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Retirement	1	0	0	0	0
Termination	2	1	0	0	0
Terms/Conditions of Employment	0	1	0	1	0
Time and Attendance	0	1	1	1	0
Training	1	2	0	0	0
Other	1	0	1	2	0

*Note: Complaints can be filed alleging multiple issues. The sum of the issues may not equal total complaints filed.*

## Processing Time

### Complaints Pending During the Fiscal Year

<b>Complaints Pending During the Fiscal Year</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Average number of days in investigation stage	206	284	237	238	276
Average number of days in final action stage	91	160	63	40	41

### Complaints Pending During Fiscal Year Where Hearing Was Requested

<b>Complaints Pending During Fiscal Year Where Hearing Was Requested</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Average number of days in investigation stage	221	369	344	314	313
Average number of days in final action stage	15	114	34	34	24

### Complaints Pending During Fiscal Year Where Hearing Was Not Requested

<b>Complaints Pending During Fiscal Year Where Hearing Was Not Requested</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Average number of days in investigation stage	203	265	184	178	192
Average number of days in final action stage	108	173	72	41	48





<b>Findings After Hearing</b>	<b>2012 #</b>	<b>2012 %</b>	<b>2013 #</b>	<b>2013 %</b>	<b>2014 #</b>	<b>2014 %</b>	<b>2015 #</b>	<b>2015 %</b>	<b>2016 #</b>	<b>2016 %</b>
National Origin	0	0	0	0	0	0	0	0	0	0
Equal Pay Act	0	0	0	0	0	0	0	0	0	0
Age	0	0	0	0	0	0	0	0	0	0
Disability	0	0	0	0	0	0	0	0	0	0
Genetic Information	0	0	0	0	0	0	0	0	0	0
Non-EEO	0	0	0	0	0	0	0	0	0	0

### Findings Without Hearing

<b>Findings Without Hearing</b>	<b>2012 #</b>	<b>2012 %</b>	<b>2013 #</b>	<b>2013 %</b>	<b>2014 #</b>	<b>2014 %</b>	<b>2015 #</b>	<b>2015 %</b>	<b>2016 #</b>	<b>2016 %</b>
Findings Without Hearing	0	0	0	0	0	0	0	0	0	0
Race	0	0	0	0	0	0	0	0	0	0
Color	0	0	0	0	0	0	0	0	0	0
Religion	0	0	0	0	0	0	0	0	0	0
Reprisal	0	0	0	0	0	0	0	0	0	0
Sex	0	0	0	0	0	0	0	0	0	0
National Origin	0	0	0	0	0	0	0	0	0	0
Equal Pay Act	0	0	0	0	0	0	0	0	0	0
Age	0	0	0	0	0	0	0	0	0	0
Disability	0	0	0	0	0	0	0	0	0	0
Genetic Information	0	0	0	0	0	0	0	0	0	0
Non-EEO	0	0	0	0	0	0	0	0	0	0

*Note: Complaints can be filed alleging multiple bases. The sum of the bases may not equal total complaints and findings.*











## Pending Complaints Filed in Previous Fiscal Years by Status

<b>Pending Complaints Filed in Previous Fiscal Years by Status</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Total Complaints from Previous Fiscal Years	4	9	9	7	13
Total Complainants	4	9	9	7	13

## Number Complaints Pending

<b>Number Complaints Pending</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Investigation	4	7	6	0	1
Hearing	0	0	3	4	6
Final Action	0	1	0	0	2
Appeal with EEOC Office of Federal Operations	0	1	0	3	4

## Complaint Investigations

<b>Complaint Investigations</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Pending complaints where investigations exceed required time frames	7	7	3	4	1