

BEFORE THE HUMAN RIGHTS COMMISSION
OF THE STATE OF MONTANA

TRAVIS CAMPBELL,)	
)	
Charging Party)	Cause No. 0011009539
)	
vs.)	ORDER AFFIRMING
)	FINAL AGENCY DECISION
)	
GARDEN CITY PLUMBING AND)	
HEATING, Inc.)	
)	
Respondents.)	

The above-captioned matter came before the Montana Human Rights Commission (Commission) on September 20, 2002. The Commission considered Charging Party’s Notice of Appeal and Objections to Hearing Examiner’s Decision. Oral argument was requested. Appearing before the Commission were Robert Terrazas, attorney for Charging Party, and Joseph Siefert, attorney for Respondent.

The Human Rights Bureau’s Final Agency Decision issued May 29, 2002 concluded that Respondent Garden City Plumbing and Heating, Inc. had not illegally discriminated against Charging Party Campbell on the basis of sex.

After review and consideration of the entire record, the Commission determines that the findings of facts in this matter are not clearly erroneous and considers the agency interpretation of the law to be correct. Great Falls Public Schools v. Johnson, 2001 MT 95, ¶ 14, 305 Mont. 200, ¶ 14, 26 P.3d 734, ¶ 14 (2001). The Commission considers the actions of Charging Party’s fellow employees to be objectionable but the record does not support a finding that the conduct was motivated by Charging Party’s gender. Therefore, the Commission affirms the Final Agency Decision dismissing the complaint.

A party may appeal from this order by filing a petition for judicial review with the district court no later than 30 days from the service of this order. *2-4-701 et. Seq, MCA.*

Dated this _____ day of September 2002

Mr. Gary Hindoién, Chair
Montana Human Rights Commission

CERTIFICATE OF SERVICE

The undersign employee of the Human Rights Bureau certifies that a true copy of the forgoing Human Rights Commission ORDER was served on the following persons by U.S. mail, postage prepaid, on September ____, 2002.

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