

**MINUTES OF THE REGULAR MEETING OF  
THE OHIO CIVIL RIGHTS COMMISSION**

September 5, 2013

Rhodes Office Tower Lobby Hearing Room

Columbus, Ohio

**CALL TO ORDER**

Chairman Hubert called the meeting to order at 9:30 a.m.

**Commissioners Present:**

Chairman Leonard Hubert

Commissioner Rashmi Yajnik

Commissioner Tom Roberts

Commissioner Stephanie Mercado (arrived 9:35 am)

Commissioner William Patmon, III

A quorum was present.

**OCRC Staff Present:**

G. Michael Payton, Executive Director; Keith McNeil, Director of Operations; Desmon Martin, Director of Enforcement and Compliance; Aman Mehra, Columbus Regional Director; Norman Gibson, Dayton Regional Director; Darlene Newbern, Toledo Regional Director Vera Boggs, Cleveland/Akron Regional Director; Courtney Calhoun, Reconsideration Supervisor; Bradley Dunn, Reconsideration Supervisor; Lori Anthony, Chief, Civil Rights Section – Ohio Attorney General’s Office; and Sandra Aukeman, Administrative Assistant.

**APPROVAL OF MINUTES**

**MOTION by Commissioner Roberts to approve the August 15, 2013 minutes. Seconded by Commissioner Patmon.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

## CONFIRMATION OF STAFF FINDINGS

### 1. Complainant's Request for Reconsideration – Vacate Original No Probable Cause Finding and Grant for Further Review

Donald Thomas v. National Electric Coil  
COL71(39751)10012012  
22A-2013-00969C

Meghan Hughes v. Child Development Council of Franklin County  
COLB1(39753)09272012  
22A-2013-00973C

Stephanie Reynolds v. Safelite Fulfillment, Inc.  
COL71(39759)10012012  
22A-2013-00971C

Tiffany M. Harris v. Thirty-One Gifts LLC  
COL71(40035)02082013  
22A-2013-01551C

Debbie I. Hooker v. Columbia Gas of Ohio, Inc.  
TOL72(35537)10152012  
22A-2013-00107C

Hazel Munding v. Toledo Public Schools  
TOLA2(35556)10242012  
22A-2013-00243C

Deborah A. Boris v. St. Jerome Parish/Diocese of Toledo  
TOLA2(35630)11302012  
22A-2013-00742C

Marc D. Saunders v. Firebirds of Niles, LLC  
AKR73(36872)04292013  
22A-2013-02045C

James A. Cade v. BCG Resources, Inc.  
AKR74(41816)12142012  
22A-2013-01120C

Evelyn Williams v. City of Cleveland, Department of Public Works, Division of Streets  
CLE74(41797)11272012  
22A-2013-00723C

Scott M. Snyder v. Hospitality Homes  
DAYB6(23430)01092013  
22A-2013-01228C

**2. Complainant's Request for Reconsideration – Vacate Original Failure to Cooperate Finding and Grant for Further Review**

Timothy Willis v. Warren Metropolitan Housing Authority; Jacqueline Adkins,  
Executive Director, Bridgette Johnson, Property Manager  
DAYH6(23694)053122013  
22A-2013-02879F

**3. Respondent's Request for Reconsideration – Grant for Further Review**

Jennifer Burke & Almon Burke v. Shannon Byers, Rick Noka, Simco Management  
Corp., and Hillcrest Trailer Court Limited  
AKRH3(36955)06122013  
22A-2013-02431F

**4. Complainant's Request for Reconsideration – Deny – Untimely**

Diane Roebuck v. County of Summit, Department of Job & Family Services  
AKRB3(36715)01162013  
22A-2013-01262C

Cornelia Beamon v. International Quality Healthcare Corporation  
DAYB6(23564)04222012  
22A-2013-02240C

**5. Withdrawal of Charge with Settlement – Dismiss Formal Complaint– Submitted by the Attorney General's Office**

Housing Research & Advocacy Center v. Mayflower Condominium Association  
CLEH4(41444)03052012  
05-12-1007-8  
22A-2012-01668F  
Complaint No. 13-HOU-CLE-41444

**6. Ratify Conciliation Agreement and Consent Order – Dismiss Formal Complaint – Submitted by the Attorney General's Office**

Barbara Markland v. City of Toledo  
TOL72(33379)10082009  
22A-2010-00106C  
Complaint No. 10-EMP-TOL-33379

**7. Probable Cause – Schedule Conciliation**

Fair Housing Advocates Association v. Colonial Heights, Sandy Valley Estates, UMH Properties, and Terry Prokorym  
AKRH3(36605)10292012  
22A-2013-00389F

Brenda Mamula v. Colonial Heights, Sandy Valley Estates, UMH Properties, and Terry Prokorym  
AKRH3(36606)10292012  
22A-2013-00390F

Roberto Diaz v. DMR Automotive Services, Inc. dba Almira Tire Center  
CLE74(41846)01232013  
22A-2013-01306C

Fair Housing Resource Center, Inc. v. Leland B. Okerwall, Suzanne Co. Trustee  
CLEH4(41877)02052013  
05-13-0442-8  
22A-2013-01520F

Jane Wainwright v. Batavia Woods, LLC; Terry McDowell & Joyce McDowell referred as Batavia Meadows Apartments, Charles Gang  
DAYH6(23612)05132013  
22A-2013-02403F

Jane Wainwright v. Batavia Woods, LLC; Terry McDowell & Joyce McDowell referred as Batavia Meadows Apartments  
DAYH6(23702)06242013  
05-13-0991-8  
22A-2013-02992F

**8. Issue Formal Complaint**

Gloria J. Terry v. Arthur Recht  
AKRH3(36558)09192012  
22A-2012-03127F

Housing Research & Advocacy Center v. James L. Peterson  
CLEH4(41880) 02122013 AMENDED  
05-13-0434-8  
22A-2013-01568F

Tonya L. Bolton v. Gold Star Chili  
DAY76(23280)10052012  
22A-2013-00583C

**9. Ratify Conciliation Agreement and Consent Order Prior to Final Determination – Close**

Amy Bays v. American Cellular  
ADR72(35996)06242013  
22A-2013-02538C

Brenda Wilson Wright v. Community Development Institute Toledo Head Start  
ADRA2(36032)07102013  
22A-2013-02653C

Jocelyn DeLuca v. Imperial Inc., d/b/a Supplemental Staffing  
ADR72(36051)07172013  
22A-2013-02736C

James W. Vindas v. Corrigan Moving Systems  
ADR72(36053)07172013  
22A-2013-02738C

Debra Byers v. Mount Vernon Rrh, Ltd., Sandusky Street Apartments and Brenda Gibson  
ADRH3(36902)05072013  
05-13-0786-8  
22A-2013-02165F

Fair Housing Contact Service, Inc. v. Jerrilyn Brown-Balogh  
ADRH3(36964)06172013  
05-13-1256-8  
22A-2013-02446F

Fair Housing Contact Service, Inc. v. Lance Weimer and Monica Weimer  
ADRH3(36965)06172013  
05-13-0974-8  
22A-2013-02447F

Jessica Markle Roark v. Premier Sales Solutions  
ADR74(41871)02152013  
22A-2013-01515C

Anthony J. McDowell v. Spectrum Machine, Inc.  
ADR74(41965)04252013  
22A-2013-02076C

James See, Jr. v. All Kind Check Cashing Inc. dba Cash Stop  
ADRG4(42072)07152013  
22A-2013-02718F

**Ratify Conciliation Agreement and Consent Order Prior to Final Determination – Close - Continued**

Housing Research & Advocacy Center v. I & M J Gross Company  
ADRH4(42074)07122013  
22A-2013-02744F

Housing Research & Advocacy Center v. AIY Properties, Inc.  
ADRH4(42078)07122013  
22A-2013-02768F

Johanna Hall v. GF7 Properties, LLC  
ADRH4(42099)07252013  
22A-2013-02954F

Charles D. Lewis aka Dan Lewis v. Lowe's Home Center, Inc.  
ADR76(23611)05102013  
22A-2013-02399C

Miami Valley Fair Housing Center, Inc. v. Ming Kang "Mary: Zhang, Owner  
ADRH6(23681)06172013  
22A-2013-03180F

Frank Baltimore v. Avalon Place Apartments; Barbara Steinke  
ADRH6(23688)06132013  
22A-2013-02784F

Miami Valley Fair Housing Center, Inc v. Heather Green West dba First Troy Corp.;  
Dorothy LNU; Messler Family Investment LLC  
ADRH6(23703)06242013  
22A-2013-02999F

Mylia Lunsford v. Mary Scott Nursing Home  
ADR76(23774)07262013  
22A-2013-02890C

**10. Independent Settlement**

Terri Costantini v. Green Edge Lawncare Service, Inc.  
TOLE2(35662)12132012  
22A-2013-00952F

## 11. Withdrawal of Charge with Settlement

Chassie McRae v. Dollar General  
COL71(40172)04032013  
22A-2013-02030C

Kenneth W. Hatfield v. Martera, Inc.  
COLB1(40243)05072013  
22A-2013-02687C

Chassie McRae v. Dollar General  
COL71(40285)05302013  
22A-2013-03251C

Roberto Ruiz-Gonzalez v. Rolls-Royce Energy Systems, Inc.  
COLB1(40392)07102013  
22A-2013-02849C

Anthony E. Davis v. M&M Restaurant Supply (MI/OH), LLC  
TOL72(35602)11162012  
22A-2013-00492C

Olivia Washington v. Patricia Baskins  
CLEH4(41955)04122013  
22A-2013-01973F

Joseph Detrick v. Computer Zoo, Inc.  
DAYE6(23438)01142013  
22A-2013-01274F

Sharon Y. Allen v. State of Ohio, Department of Rehabilitation & Corrections  
DAY76(23659)06072013  
22A-2013-02776C

James E. Lubic v. American Watchmaker Clockmakers Institute  
DAYE6(23785)07302013  
22A-2013-02993F

Jeffrey Morehead v. City of Circleville, Circleville Fire Department  
ADRB1(40235)05022013  
22A-2013-02593C

LeAndrea C. Anderson v. Falcon Holdings, L.L.C. dba Church's Chicken  
ADRA2(36056)07192013  
22A-2013-02770C

Jocelyn DeLuca v. Egelhof Controls Corporation  
ADR72(36050)07172013  
22A-2013-02735C

## **Withdrawal of Charge with Settlement – continued**

Hilda Macin v. EXCEL Building Services LLC  
ADR73(36837)04032013  
22A-2013-03178C

Hilda Macin v. EXCEL Building Services LLC  
ADR73(36855)04182013  
22A-2013-01997C

Sidney Bender v. Ferro Corporation  
ADRB3(36904)05132013  
22A-2013-02168C

Everett Meadows, Jr. v. Pilot Flying J, LLC  
ADR73(36977)06212013  
22A-2013-02568C

Mary Brooks v. K & D Management, LLC/Trinity Towers.  
ADRH4(42028)06112013  
22A-2013-02478F

Anne C. Fleckenstein v. Cuy. County Dept. of Justice Services/Public safety  
ADRA4(42093)07222013  
22A-2013-02838C

Marie Wireman v. Huron County Transit System  
ADRG4(41980)05202013  
22A-2013-02111F

Julahontas Rene Price v. Western Reserve Area Agency on Aging  
ADRA4(42091)07192013  
22A-2013-02837C

## **12. Withdrawal of Charge – Grant**

Kevin L. Thre watt v. First Watch, Inc.  
COL71(40057)02192013  
22A-2013-01754C

Julie M. Greenberg v. Board of Education of the Toledo City School District  
TOL72(35596)11142012  
22A-2013-00488C

Robert C. Battin v. State Farm Mutual Automobile Insurance Company  
TOLA2(35665)12142012  
22A-2013-00959C

**Withdrawal of Charge – Grant- continued**

Heather K. Hoffman v. M & M Gift Shows, L.L.C.  
TOLB2(35809)03142013  
22A-2013-01693C

Sunny Conrad v. Shiloh Industries  
ADRA6(23731)0703201313  
22A- 2013-03016C

**13. Failure to Cooperate – Dismiss**

Steven T. Scruggs v. Easton Communities, LLC and Morgan Management LLC  
dba Easton Commons  
COLH1(40133)02212013  
05-13-0621-8  
22A-2013-01761F

Robert McGuire v. Dawn Drader c/o Bart Hamilton, Owner  
CLEH4(42111)07292013  
22A-2013-02966F

**14. Administrative Closure**

Altovice Cardell v. Amber Marie Tillett, Tenant  
TOLH2(35958)05312013  
22A-2013-02284F

John and Stephanie Sions v. Ashley Pawlak, Cornerstone Managed Properties, LLC and  
Chesapeake Pointe Apartments, LLC  
AKRH3(36607)10242012  
22A-2013-00391F

Dale Price v. Training Services International  
CLEA4(42108)08052013  
22A-2013-02963C

**15. No Probable Cause – Dismiss**

Tracy Hull v. State of Ohio, Department of Job and Family Services  
COLB1(39786)10112012  
22A-2013-00803C

Martiquea Middleton v. The Huntington National Bank  
COLB1(39788)10122012  
22A-2013-00802C

**No Probable Cause – Dismiss – Continued**

Eugene Anderson v. Buckeye Nissan, Inc.  
COL71(39789)10122012  
22A-2013-00911C

Sahra Huseen v. Just Like Mam Mam's Child Care Center  
COL71(39795)10172012  
22A-2013-00808C

Tanica Abessolo v. Loving Hearts, LLC  
COL71(39798)10182012  
22A-2013-00812C

Saige Ollison v. Chase BankCard Services, Inc.  
COL71(39804)10232012  
22A-2013-00505C

Howard Madison, Jr. v. Capital Building Services Group, Inc.  
COL71(39807)10242012  
22A-2013-00531C

Crystal M. Collins v. State of Ohio, Department of Public Safety  
COLB1(39822)10292012  
22A-2013-00696C

Dana M. Waitze v. JPMorgan Chase Bank, N.A.  
COLA1(39824)10162013  
22A-2013-00499C

Jackie Renee Whalen v. Franklin County Auto Title  
COL71(39842)11052012  
22A-2013-00697C

Sheleighdra Howard v. McCormick & Schmick Restaurant Corp.  
COLG1(39843)11062012  
22A-2013-00501F

Pari N. Allen v. The City of Whitehall  
COL71(39844)11062012  
22A-2013-00502C

Carnell Rayshaun Sims v. Aéropostale, Inc.  
COLG1(39851)11072012  
22A-2013-00473F

Erin M. Fowler v. Adena Health Systems  
COLB1(39864)11142012  
22A-2013-00689C

**No Probable Cause – Dismiss – Continued**

Carlos Henderson v. First Transit, Inc.  
COL71(39882)11212012  
22A-2013-00681C

Sekou Sylla v. Mast Global Logistics, Inc.  
COL71(39890)11292012  
22A-2013-00826C

Christopher Allen Coulter v. AutoZone Stones, Inc., dba AutoZone  
COLA1(39902)12032012  
22A-2013-01112C

Eboni M. Ragland v. Exel, Inc.  
COL71(40119)03192013  
22A-2013-01778C

Ralph Harris, Jr. v. Columbus State Community College  
COL71(40168)04022013  
22A-2013-02160C

Ralph Harris, Jr. v. Columbus State Community College  
COL71(40185)04082013  
22A-2013-02159C

Haimont D. Tesfaye v. Belko Properties, LLC  
COLH1(40200)04172013  
05-13-0709-8  
22A-2013-01946F

Anthony Germain Robinson v. Exel Inc.  
COL71(40201)04172013  
22A-2013-02161C

Latasha R. Wright v. Select Specialty Hospital-Columbus, Inc.  
COL71(40220)04292013  
22A-2013-02183C

Alexander A. Priel, III v. John R. & Jennifer J. Ruff  
COLH1(40283)04292013  
05-13-0758-8  
22A-2013-02269F

Penny E. Thurmond v. Marian J. Reitano  
COLH1(40330)06182013  
05-13-0959-8  
22A-2013-02462F

**No Probable Cause – Dismiss – Continued**

Willena Lareea Banks v. HVM L.L.C. dba Extended Stay Hotels  
TOLB2(35570)11012012  
22A-2013-00341C

Marcus Thomas v. Covenant Care Ohio, Inc. dba Fairview Skilled Nursing and  
Rehabilitation Center  
TOL72(35606)11192012  
22A-2013-00518C

Nikeshia T. Sims v. JN House Enterprises, Inc. dba McDonald's  
TOL72(35607)11202012 AMENDED  
22A-2013-00563C

Tamron M. Smith v. State of Ohio, Department of Developmental Disabilities  
TOL72(35610)11212012  
22A-2013-00566C

Tiandra M. Horn v. Regency Hospital of Toledo, LLC  
TOL72(35611)11212012  
22A-2013-00588C

Jeena Kosier v. United Collection Bureau  
TOLB2(35612)11212012  
22A-2013-00590C

Adrian Traynum v. Principle Business Enterprises, Inc.  
TOL72(35616)11262012  
22A-2013-00641C

Luis Sarabia v. Mobis North America LLC  
TOL72(35620)11282012  
22A-2013-00720C

Christine M. Grant v. State of Ohio, Department of Developmental Disabilities,  
Northwest Ohio Developmental Center  
TOLA2(35625)11292012  
22A-2013-00730C

Takisha Townsend v. Johnson Controls, Inc.  
TOL72(35638)12042012  
22A-2013-00786C

Andre D. Griswold v. Wal-Mart Stores East, LP  
TOL72(35640)12042012  
22A-2013-00790C

**No Probable Cause – Dismiss – Continued**

Shari Holeton v. OAPSE Local 533  
TOLB2(35646)12072012  
22A-2013-00852C

Monica Binion v. The Bennett Management Corp.  
TOL72(35653)12102012  
22A-2013-00880C

Michael D. Ivery v. American Red Cross Biomedical Services  
TOLB2(35657)12112012  
22A-2013-00907C

Sheila Perkins v. St. Vincent Mercy Medical Center-Mercy Family Practice  
TOL72(35658)12112012  
22A-2013-00914C

Rory Calhoun v. Granite City Food & Brewery  
TOLA2(35666)12142012  
22A-2013-00961C

Lorraine Massey v. Dots, LLC  
TOL72(35677)12202012  
22A-2013-01024C

Brittany E. Molnar v. City of Upper Sandusky  
TOL72(35687)01022013  
22A-2013-01074C

June M. Brown v. Fresenius USA Manufacturing, Inc.  
TOL72(35704)01142013  
22A-2013-01176C

Diane Wilson on behalf of Sarah Kynard v. Manor at Perrysburg; Mary McConnell,  
Administrtor; Jim Unverferth, President; HCF Management, Inc.  
TOLH2(35840)04012013  
05-13-0710-8  
22A-2013-01830F

Charles N. Shavers III v. The Andersons dba The Andersons Rail Group  
TOL72(35853)04042013  
22A-2013-01841C

Gregory Jones v. Triad Residential Solutions, LLC  
TOLB2(35930)05132013  
22A-2013-02149C

**No Probable Cause – Dismiss – Continued**

Joan Kunsman v. Thomas Acomb and Copley Condo Association One  
AKRH3(36611)11022012  
22A-2013-00398F

Kavon Wright v. The Young Women’s Christian Association of Warren, Ohio  
AKR73(36674)12172012  
22A-2013-01173C

Deborah Parker v. Stark State College  
AKRK3(36686)01032013  
22A-2013-01192F

Frederick C. Robertson v. HEPA Environmental Services, Inc.  
AKR73(36714)01142013  
22A-2013-01227C

Janet C. Huber v. Ashland County-West Holmes Joint Vocational School District  
AKRB3(36723)01232013  
22A-2013-01314C

Terry Miller v. Physicians & Surgeons Ambulance Services, Inc. dba American Medical  
Response  
AKRB3(36726)01242013  
22A-2013-01317C

James E. Williams v. Paridise, Inc.  
AKRE3(36737)02042013  
22A-2013-01420F

Tracy L. Hamilton v. The Community Builders, Cascade Village East/West, and Tracey  
Pearson, Property Manager Cascade Village East/West  
AKRH3(36739)01072013  
22A-2013-01423F

Melissa Williams v. The Community Builders, Cascade Village East/West, and Tracey  
Pearson, Property Manager Cascade Village East/West  
AKRH3(36740)01072013  
22A-2013-01424F

Donna E. Loftin v. The Community Builders, Cascade Village East/West, and Tracey  
Pearson, Property Manager Cascade Village East/West  
AKRH3(36741)01072013  
22A-2013-01425F

**No Probable Cause – Dismiss – Continued**

Sharon Choice v. The Community Builders, Cascade Village East/West, and Tracey Pearson, Property Manager Cascade Village East/West  
AKRH3(36742)01072013  
22A-2013-01426F

Valerie Robinson v. The Community Builders, Cascade Village East/West, and Tracey Pearson, Property Manager Cascade Village East/West  
AKRH3(36743)01072013  
22A-2013-01427F

Pamela Keys v. The Community Builders, Cascade Village East/West, and Tracey Pearson, Property Manager Cascade Village East/West  
AKRH3(36744)01072013  
22A-2013-01428F

John and Stephanie Sions v. Ashley Pawlak, Cornerstone Managed Properties, LLC and Chesapeake Pointe Apartments, LLC  
AKRH3(36745)01142013  
05-13-0343-8  
22A-2012-01432F

Farica Sneed v. Summa Health System  
AKR73(36758)02132013  
22A-2013-01538C

Ricardo T. McKenzie v. FedEx Ground Package System, Inc.  
AKRB3(36777)02282013  
22A-2013-01623C

Shatoria Wilson v. REM Ohio, Inc.  
AKR73(36798)03142013  
22A-2013-01697C

Ranetta Mitchell v. REM Ohio, Inc.  
AKR73(36799)03142013  
22A-2013-01698C

Deletria C. Walters v. PNC Bank, National Association  
AKR73(36804)03182013  
22A-2013-01734C

Linda J. Grant v. PNC Bank, National Association  
AKR73(36805)03182013  
22A-2013-01736C

**No Probable Cause – Dismiss – Continued**

Tyisha Jennings v. PNC Bank, National Association  
AKR73(36806)03182013  
22A-2013-01738C

Dominique Curley v. PNC Bank, National Association  
AKR73(36807)03182013  
22A-2013-01739C

Bryan W. Oden v. PNC Bank, National Association  
AKR73(36808)03182013  
22A-2013-01740C

Christy J. Oviatt v. Zidian Import, Inc. dba The Culinary Arts Center  
AKRB3(36828)03212013  
22A-2013-01900C

Deborah Parker v. Stark State College  
AKRK3(36831)03292013  
22A-2013-01903F

Bernadette Bartee v. Quota & Lasers, Inc. dba Quota Cleaning Contract Services, Inc.  
AKR73(36838)04032013  
22A-2013-03090C

Kristina K. DeYarmon v. Coastal Pet Products, Inc.  
AKRA3(36846)04102013  
22A-2013-03182C

Rikki Holman v. B & C Research, Inc.  
AKR73(36866)04222013  
22A-2013-02020C

Laurie Thompson v. Jai Shiyaram, Inc. dba Holiday Inn Express  
AKRB3(36868)04242013  
22A-2013-02023C

Timothy Hunt v. City of Akron, Fire Department  
AKRG3(36876)05012013  
22A-2013-02082F

Deborah Parker v. Stark State College  
AKRK3(36885)05062013  
22A-2013-02098F

George T. Adams v. The Robbins Company  
AKRB3(36892)05082013  
22A-2013-02137C

**No Probable Cause – Dismiss – Continued**

Thomas Searcy, Jr. v. United Steel, Paper and Forestry, Rubber, Manufacturing, Energy,  
Allied Industrial and Service Workers International Union, AFL-CIO, CLC  
AKR73(36905)05132013  
22A-2013-02169C

Clifford D. Curry v. Willcher, Inc. dba Burger King  
AKRG3(36926)05242013  
22A-2013-02273F

Calvin Seewood v. PTI Quality Containment Solutions, LLC  
AKR73(36976)06202013  
22A-2013-02529C

Wade Batch v. Browning-Ferris Industries of Ohio, Inc. dba Allied Waste Services of  
Salem  
AKRA3(36998)07212013  
22A-2013-02691C

Michele Marie Battigaglia v. Donald P. Pipino Company, Ltd.  
AKR73(37004)07152013  
22A-2013-02747C

Juanita Brown v. State of Ohio, Department of Mental Health  
AKR74(41823)12212012  
22A-2013-01238C

Christopher Zaniewski v. The Able Bishop & Clarke Realty Co. dba ABC Management,  
Dianna Folsen, Manager, Birch Manor Apartments  
AKRH4(42043)06202013  
05-13-0948-8  
22A-2013-02585F

Charles Patterson, Jr. v. Shippers Cartage & Distribution Corp.  
CLE74(41841)01152013  
22A-2013-01250C

Charles Patterson, Jr. v. Shippers Cartage & Distribution Corp.  
CLE74(41851)01302013  
22A-2013-01358C

Timothy E. Stahle v. MedCentral Health System  
CLEB4(41853)01302013  
22A-2013-01357C

Felicia Davis v. PNC Financial Services  
CLEA4(41898)03062013  
22A-2013-01649C

**No Probable Cause – Dismiss – Continued**

Brian O. Aldouri v. K & D Management LLC  
CLE74(41906)03122013  
22A-2013-01691C

Eric Myles v. City of Cleveland – Public Utilities  
CLE74(41975)05012013  
22A-2013-02061C

Bernadine Mitchell v. AFSCME Local 100  
CLEB4(41999)05212013  
22A-2013-02232C

Joshua Dunlap v. Ohio Aluminum Industries  
CLE74(42030)06112013  
22A-2013-02480C

Denise A. Pollard v. Cuyahoga County, Department of Public Safety & Justice Service  
CLE74(42040)06202013  
22A-2013-02560C

Andre Walker v. DuPont Vespel Parts and Shapes  
CLE74(42069)07102013  
22A-2013-02713C

Nicole McClairn v. Dominion Management Services, LLC dba Euclid Apartments  
CLE74(42081)07162013  
22A-2013-02815C

Kayla Solis v. Family Entertainment Group LLC  
CLE72(36023)07082013  
22A-2013-02630C

Benjamin E. Good v. Ventra Sandusky LLC  
CLE72(36066)07252013  
22A-2013-02859C

Dante Brewer v. Kovatch Castings Inc.  
CLE73(36703)01092013  
22A-2013-01217C

Morris P. Booker v. Star Fab, Inc.  
CLEB3(36708)01112013  
22A-2013-01221C

Mitchell Moss v. Thistledown Racetrack, LLC  
CLEG3(36949)06102013  
22A-2013-02475F

**No Probable Cause – Dismiss – Continued**

Abdul Samad v. Kroger Stores  
DAYG6(23381)12052012  
22A-2013-00955F

Diane B. Sloan v. Air City-Yellow Cab  
DAYE6(23353)11142012  
22A-2013-00642F

Cheryl Garland v. Consolidated Care, Inc.  
DAY76(23423)12312012  
22A-2013-01085C

Rhonda Lou Snyder v. Hospitality Homes  
DAY76(23432)01092013  
22A-2013-01229C

Timothy C. Nichols v. Bluegrass Farms of Ohio-Central OH Logistics Center (COLC)  
DAYB6(23450)01222013  
22A-2013-01347C

Cheryl S. Garland v. Consolidated Care, Inc.  
DAY76(23460)01302013  
22A-2013-01382C

Rajshree Malhotra v. Montgomery County Juvenile Court  
DAYA6(23476)02132013  
22A-2013-01530C

Vanessa L. Upshaw v. Central Fire Protection Company, Inc.  
DAY76(23496)02282013  
22A-2013-01617C

Ashley R. Smith v. Kettering Health Network  
DAY76(23529)03272013  
22A-2013-01812C

Stacy Manson v. Montgomery County Children Services  
DAY76(23533)04012013  
22A-2013-01934C

LaTosha Appleberry v. Eastway Corporation  
DAY76(23540)04052013  
22A-2013-01942C

Shondale Turner v. West Hotel Management dba Westin Hotel Cincinnati  
DAY76(23546)04112013  
22A-2013-02093C

**No Probable Cause – Dismiss – Continued**

Janice M. Rachel v. State of Ohio, Department of Mental Health  
DAYB6(23557)04182013  
22A-2013-02104C

George Peagler v. Nova Behavioral Health  
DAYA6(23559)04182013  
22A-2013-02110C

Joe F. Cook, Jr. v. FedEx Ground Package System, Inc.  
DAYB6(23572)04242013  
22A-2013-02364C

Ricky Johnson v. State of Ohio, Department of Mental Health  
DAY76(23577)04252013  
22A-2013-02368C

Linetta Pope v. Allied Barton Security Services  
DAYA6(23581)04292013  
22A-2013-02349C

Lawrence E. Bailey v. Motel 6 #1091 Sharonville OH  
DAY76(23584)04302013  
22A-2013-02361C

Lawrence Gilreath v. St. Bernard Soap Company  
DAY76(23598)05062013  
22A-2013-02362C

Ricky Johnson v. State of Ohio, Department of Mental Health  
DAY76(23618)05162013  
22A-2013-02352C

David Briggs v. Fluor-B&W Portsmouth LLC  
DAY76(23625)05172013  
22A-2013-02414C

David G. Leist v. Mad River Township Fire Department  
DAY76(23651)06032013  
22A-2013-02406C

Lisa Jones v. Humana Pharmacy, Inc. dba RightSource  
DAYA6(23678)06172013  
22A-2013-02635C

Marian Roach v. Allen County Children Services  
DAY71(40059)02202013  
22A-2013-01613C

**No Probable Cause – Dismiss – Continued**

Ruth Hesser v. Phoenix Auto Wrecking  
DAYF1(40094)03042013  
22A-2013-01799F

Julio Perez v. I-Force, LLC  
DAYB1(40165)04012013  
22A-2013-02231C

Belinda Crooks v. Aetna Cleaning & Maintenance, Inc.  
DAY71(40197)04092013  
22A-2013-02422C

Denise Swick v. Bob Rhodes Company  
DAYB2(35758)02082013  
22A-2013-02452C

**MOTION by Commissioner Patmon to approve the September 5, 2013 Confirmation Agenda. Seconded by Commissioner Roberts.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Roberts</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**STAFF BRIEFING**

**The Compliance Manager informed the Commissioners that the Commission is in compliance regarding notification requirements as set forth in Ohio Administrative Code Section 4112-1-04.**

**The Compliance Manager, with the Executive Director's approval, requests the following correction be made to the May 16, 2013 meeting minutes:**

**In the matter of:**

**Administrative Closure – Dismiss Formal Complaint**

**Tri-County Independent Living Center, Inc. v. Windham Bridge Condominiums,  
Dean Windham, Hampton Court Condominiums, Noble Homes, Inc., and Milton  
W. Studer, Architect  
AKRH3(31129)04202006  
05-06-1123-8  
22A-2006-18965F  
Complaint No 07-HOU-AKR-31129**

**This case appeared on the confirmation agenda for the May 16, 2013 meeting but did not appear on the Commission Meeting minutes.**

**MOTION by Commissioner Patmon to amend the May 16, 2013 Commission Meeting minutes to reflect the addition of the foregoing captioned case. Seconded by Commissioner Roberts.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Roberts</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**APPEARANCES**

**1. Recommendation: Upon Reconsideration: No Probable Cause – Dismiss**

**Yolanda Fincher v. Lakewood Condominium Association, Inc.,  
Judith Atha, President, Towne Properties Management, Susan  
Murphy  
DAYH6(23478)02132013  
22A-2013-01524F**

Upon review of the Charging Party's request for reconsideration, Bradley Dunn, Reconsideration Supervisor, recommended the Commission deny Charging Party's request and uphold the original finding of No Probable Cause - Dismiss. Mr. Dunn, Charging Party, Respondent's representatives and Respondent's counsel were present to discuss the case.

**MOTION by Commissioner Mercado to adopt the Regional recommendation and uphold the original finding of No Probable Cause - Dismiss. Seconded by Commissioner Roberts.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**MOTION by Commissioner Roberts to take a brief recess. Seconded by Commissioner Mercado.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**MOTION by Commissioner Roberts to return to public session. Seconded by Commissioner Mercado.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried**

**2. Recommendation: Upon Reconsideration – No Probable Cause – Dismiss**

Meghan Hughes v. Child Development Council of Franklin County  
COL B1 (39753) 09272012  
22A-2013-00973C

Upon review of the Charging Party's request for reconsideration, Aman Mehra, Regional Director, Columbus, recommended the Commission deny Charging Party's request and uphold the original finding of No Probable Cause - Dismiss. Mr. Mehra, Angel Stone, Regional Supervisor; Christopher Harris, Investigator; Charging Party, Charging Party's Counsel, and Respondent's representatives were present to discuss the case.

**MOTION by Commissioner Mercado to adopt the Regional recommendation and uphold the original finding of No Probable Cause - Dismiss. Seconded by Commissioner Patmon.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>NO</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**MOTION by Commissioner Patmon to take a brief recess. Seconded by Commissioner Mercado.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Rashmi Yajnik</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**MOTION by Commissioner Patmon to return to public session. Seconded by Commissioner Mercado.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried**

# COMMISSIONER AGENDA

## Agenda for Week 1

### 1. Findings Upon Reconsideration - No Probable Cause – Dismiss

Sheila M. Mangus v. National Church Residences of Johnstown, Ohio and  
Chimes Terrace Senior Housing Limited Partnership dba Chimes Terrace  
COLH1 (39736) 09192012  
05-12-1457-8  
22A 2012 03154F

Renee Marie Mahlman v. George J. Igel & Company  
COL71 (39756) 09272012  
22A 2013 00903C

Denise Flugga v. State of Ohio, Ohio Veterans Home  
AKRB1 (40164) 03292013  
22A 2013 01985C

Debra Laws v. Autoneum North America, Inc.  
CLEA2 (35631) 12032012  
22A 2013 00766C

Allison Nicole Kahny v. UC Health  
DAYB6 (23417) 12182012  
22A 2013 01093C

**MOTION by Commissioner Roberts to adopt the staff findings in the foregoing captioned cases on the Week 1 Agenda. Seconded by Commissioner Mercado.**

#### Roll Call Vote:

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

## Agenda for Week 2

### 1. Findings Upon Reconsideration - No Probable Cause – Dismiss

Darrell Parker v. Canton City School District  
AKRA3 (36594) 10222012  
22A 2013 00189C

Christopher Williams v. Bank of America Corporation  
AKR73 (36612) 11022012  
22A 2013 00399C

Antonio Gonzales, Jr. v. Dana Driveshaft Manufacturing, LLC  
DAY72 (35509) 09282012  
22A 2012 03203C

Yolanda Fincher v. Lakewood Condominium Association, Inc.,  
Judith Atha, President, Towne Properties Management, Susan  
Murphy  
DAYH6 (23478) 02132013  
22A 2013 01524F

### 2. No Jurisdiction – Dismiss

William M. Homka v. City of Findlay, Ohio  
TOLB2 (35675) 12172012 (Amended)  
22A 2013 01022C

William M. Homka v. City of Findlay, Ohio  
TOLB2 (35831) 03272013  
22A 2013 01789C

**MOTION by Commissioner Mercado to adopt the staff findings in the foregoing captioned cases on the Week 2 Agenda. Seconded by Commissioner Roberts.**

**Roll Call vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

## **Agenda for Week 3**

### **1. Findings Upon Reconsideration - No Probable Cause – Dismiss**

Meghan Hughes v. Child Development Council of Franklin County  
COLB1 (39753) 09272012  
22A 2013 00973C

### **2. Res Judicata/Collateral Estoppel; Dismiss Formal Complaint – Submitted by the Attorney General’s Office**

Fair Housing Advocates Assn. v. Francis Jacobs & Glass Surface Systems,  
Inc.  
AKRH3 (35308) 09142010  
05-10-1903-8  
22A 2011 00744F  
Complaint No. 11-HOU-AKR-35308

Deirdre Masten v. Francis Jacobs & Glass Surface Systems, Inc.  
AKRH3 (35299) 09082010  
05-10-1734-8  
22A 2011 00722F  
Complaint No. 11-HOU-AKR-35299

### **3. No Jurisdiction – Dismiss**

Eric D. Matias v. The Columbus Dispatch  
COL71 (39860) 11092012  
22A 2013 00701C

Deborah Capiccioni v. The Huntington National Bank  
CLEB4 (42060) 07022013  
22A 2013 02701C

Robert Russo v. Rehabilitation Services Commission  
CLEA4 (42087) 07182013  
22A 2013 02831C

**4. Consideration of Administrative Law Judge’s Report and Recommendation;  
Complainant’s Statement of Objections; Respondent’s Response Thereto**

**Administrative Law Judge Recommends Dismissal Order**

Sherrilyn Hamler v. Southwest Airlines Co.  
COL71 (33674) 10052006  
22A 2007 00521C  
Complaint No. 07-EMP-COL-33674

**MOTION by Commissioner Mercado to adopt the staff findings in the foregoing captioned cases on the Week 3 Agenda. Seconded by Commissioner Roberts.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**Chairman Hubert made the following statement:** “Subsequent to the August 15<sup>th</sup> Commission meeting, the Compliance Department notified the parties in the Grybosky cases (Fair Housing Resource Center v. Gary & Helen Grybosky, CLEH4 (39116) 09082008 Amended and (Fair Housing Resource Center v. Gary & Helen Grybosky, CLEH4 (39125) 09082008) that the Final Order had been set aside and that the matter would be placed on a Commission meeting at a later date. As a result of that notification both Complainant’s counsel and Respondent’s counsel have requested to appear and present arguments regarding the damages issue.”

“I directed the Compliance Department to send an amended notice to the parties advising them that there would be no appearance, but inviting them to submit a position statement and a proposed Final Order on or before September 13, 2013. The motion also stated that the Commission would review and consider their position statements and proposed Final Orders during the September 26, 2013 Commission meeting.”

**MOTION by Commissioner Mercado to adopt the proposed Commission Meeting Dates for calendar year 2014. Commission meeting dates may be modified if necessary. Seconded by Commissioner Roberts.**

January 9, 2014  
January 30, 2014  
February 20, 2014  
March 13, 2014  
April 3, 2014  
April 24, 2014  
May 15, 2014  
June 5, 2014  
June 26, 2014  
July 17, 2014  
August 14, 2014  
September 4, 2014  
September 25, 2014  
October 23, 2014  
November 20, 2014  
December 18, 2014

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

**ATTORNEY GENERAL'S REPORT**

Lori Anthony, Chief, Civil Rights Section – Ohio Attorney General's Office introduced their section's two legal interns. Jeffrey Joos is a third year student at Capital University Law School and Tim Hackett is a second year student at The Ohio State University Moritz College of Law

Ms. Anthony reported she and her staff will be providing training and a cookout lunch for OCRC staff on September 12<sup>th</sup> at Blacklick Metro Park. Topics will include Ethics, Confidential Personal Information Access, Conciliations and Letters of Determination.

## EXECUTIVE DIRECTOR'S REPORT

Director Payton presented the following information to Commissioners:

- The State of Ohio held their annual “kickoff” celebration for the Combined Charitable Campaign.
- Chairman Hubert served as the Master of Ceremony for the state’s commemoration honoring the 50<sup>th</sup> Anniversary of the March on Washington. The event was held at the Ohio Statehouse in Columbus on August 28<sup>th</sup>. Following the formal ceremony, Chairman Hubert led the attendees in a ceremonial march around the Statehouse. OCRC staff attending included Director Payton, Keith McNeil, Aman Mehra, Desmon Martin, Denise Johnson, Judia Brown, Johncie Kanney and Sandy Aukeman.
- On August 16<sup>th</sup>, Chairman Hubert, Johncie Kanney and Director Payton met with Civil Rights Hall of Fame sponsors PNC Bank and Wright State University on the Wright State University campus. They discussed plans for this year’s event to be held on October 3<sup>rd</sup> and visited the university’s Multicultural Center where they display their Civil Rights Hall of Fame exhibit honoring all inductees.
- House Bill No. 203 proposes gun rights legislation establishing Ohio as a “stand your ground” state. The Ohio Legislative Black Caucus has begun a campaign of opposition to the legislation.
- Darlene Newbern participated in a forum addressing violence in the neighborhoods of Toledo, Ohio. She will also be facilitating a series of talks on race and equality. These talks will include many prominent business executives, city decision makers and even local gang members

Commissioner Roberts commented that the NAACP may be taking exception to some of the language of the proposed House Bill No. 203.

Commissioner Mercado announced the Ohio Hispanic Bar Association is working with the Cleveland-Marshall College of Law to offer an upcoming Continuing Legal Education course on Cultural Competency.

Chairman Hubert welcomed back Ronnell Tomlinson, Director of Housing/Alternative Dispute Resolution.

**MOTION by Commissioner Mercado to adjourn the public meeting. Seconded by Commissioner Patmon.**

**Roll Call Vote:**

<b>Chairman Leonard Hubert</b>	<b>YES</b>
<b>Commissioner Tom Roberts</b>	<b>YES</b>
<b>Commissioner Stephanie Mercado</b>	<b>YES</b>
<b>Commissioner William Patmon, III</b>	<b>YES</b>

**Motion carried.**

The regular meeting of The Ohio Civil Rights Commission was ADJOURNED at 12:16 pm.

  
\_\_\_\_\_  
Commissioner

\* \* \*