

MINUTES OF A SPECIAL SESSION OF COMMISSION FOR HUMAN RIGHTS

HELD ON JUNE 23, 2011

A special meeting of the Commission for Human Rights was held on June 23, 2011 at Commission headquarters. The meeting commenced at noon. Present at the meeting were Commissioners Alton W. Wiley, Jr., Camille Vella-Wilkinson, and Iraida Williams. Commissioners John B. Susa, Chair, Rochelle Bates Lee, Nancy Kolman Ventrone and Alberto Aponte Cardona were not present as they were not deciding Commissioners in the case in question. Legal Counsel Cynthia Hiatt was also present.

The Commissioners discussed the case of Stewart v. T & Donuts, Inc. et al. Commissioner Vella-Wilkinson, the hearing officer, and Commissioner Williams found that the complainant proved that the respondents discriminated against her with respect to disability harassment and constructive termination because of her disability. Commissioner Wiley found that the complainant did not prove that unlawful discrimination occurred. All of the Commissioners found that the respondents did not discriminate against the complainant with respect to their request for a medical note from her. The Commissioners agreed on equitable relief and the Decision will provide that a separate hearing will be held on damages. Counsel will draft a decision and a dissent for the Commissioners' approval.

The meeting adjourned at or around 1:10 p.m.

Respectfully submitted,

Cynthia M. Hiatt

Legal Counsel