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12 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

13 IN AND FOR THE COUNTY OF PIMA

14 THE STATE OF ARIZONA *ex rel.* TERRY
15 GODDARD, the Attorney General; and THE
16 CIVIL RIGHTS DIVISION OF THE ARIZONA
17 DEPARTMENT OF LAW,

18 Plaintiff,

19 vs.

20 MARANA HEALTH CENTER, INC.

21 Defendant.

No. **C20072542**
~~019129~~

COMPLAINT
(Non-classified Civil)

LESLIE MILLER

22
23 Plaintiff, the State of Arizona *ex rel.* Terry Goddard, the Attorney General, and the
24 Civil Rights Division of the Arizona Department of Law (collectively the "State"), for its
25 Complaint, alleges as follows:

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1 of sex-based employment discrimination as provided by the Arizona Civil Rights Act, A.R.S.
2 § 41-1481(B).

3 19. At the conclusion of the State's investigation, the State determined that there was
4 reasonable cause to believe that Defendant discriminated against Dr. Mockbee because of her
5 sex in violation of the Arizona Civil Rights Act.

6 20. The State issued its Cause Finding on March 5, 2007, and since that time, the
7 State, Dr. Mockbee and Defendant have not entered into a Conciliation Agreement. The
8 parties having thus exhausted their administrative remedies, the State is authorized to file this
9 Complaint pursuant to A.R.S. § 14-1481(D).

10 **STATEMENT OF CLAIM**

11 **[Employment Discrimination on the Basis of Sex in Violation of the Arizona Civil Rights**
12 **Act, A.R.S. §41-1461 et seq.]**

13 21. The State re-alleges and incorporates by reference the allegations contained in
14 paragraphs 1 through 20 of this Complaint.

15 22. Under A.R.S. § 41-1463(B)(1), it is an unlawful employment practice for an
16 employer to fail or refuse to hire any individual because of her sex.

17 23. Defendant has unlawfully discriminated against Dr. Mockbee in violation of
18 A.R.S. § 41-1463(B)(1) because of her sex.

19 24. As a result of Defendant's discrimination, upon information and belief, Dr.
20 Mockbee suffered lost wages for which she should be compensated in an amount to be
21 determined at trial pursuant to A.R.S. § 41-1481(G).

22 25. The State also is entitled to injunctive relief, including front pay, against
23 Defendant's actions pursuant to A.R.S. § 41-1481(G).

24 **PRAAYER FOR RELIEF**

25 WHEREFORE, the State requests that this Court:

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1 A. Enter judgment on behalf of the State, finding that Defendant unlawfully
2 discriminated against Dr. Mockbee because of her sex, in violation of the Arizona Civil Rights
3 Act.

4 B. Enjoin Defendant, its successors, assigns and all persons in active concert or
5 participation with Defendant, from engaging in any employment practice that discriminates in
6 violation of the Arizona Civil Rights Act.

7 C. Order Defendant to make Dr. Mockbee whole and award Dr. Mockbee lost
8 wages in an amount to be determined at trial.

9 D. Order Defendant, its successors, assigns and all persons in active concert or
10 participation with Defendant, to create and enforce policies, practices and programs that
11 provide equal employment opportunities for all its employees, and that eradicate the effects of
12 its present unlawful employment practices, including but not limited to, policy changes and
13 training.

14 E. Issue an Order authorizing the State to monitor Defendant's compliance with the
15 Arizona Civil Rights Act and order Defendant, its successors, assigns and all persons in active
16 concert or participation with Defendant, to pay the State a reasonable amount for such
17 monitoring.

18 F. Award the State its taxable costs incurred in bringing this action.

19 G. Grant such other and further relief as this Court may deem just and proper in the
20 public interest.

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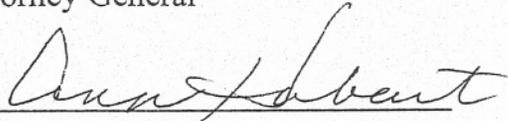
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1 Dated this 10th day of May, 2007.

2 TERRY GODDARD
3 Attorney General

4 By 

5 Ann Hobart
6 Assistant Attorney General
7 Arizona Attorney General's Office
8 Civil Rights Division
9 1275 W. Washington Street
10 Phoenix, Arizona 85007

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