

STATE OF FLORIDA
COMMISSION ON HUMAN RELATIONS

WALLACE MOOREHAND,

EEOC Case No. 15D201400207

Petitioner,

FCHR Case No. 2014-00242

v.

DOAH Case No. 14-3733

STATE FARM,

FCHR Order No. 15-016

Respondent.

**FINAL ORDER DISMISSING PETITION FOR
RELIEF FROM AN UNLAWFUL EMPLOYMENT PRACTICE**

Preliminary Matters

Petitioner Wallace Moorehand filed a complaint of discrimination pursuant to the Florida Civil Rights Act of 1992, Sections 760.01 - 760.11, Florida Statutes (2013), alleging that Respondent State Farm committed unlawful employment practices on the bases of Petitioner's race (Black), sex (male) and age (DOB: 3-17-53) by indicating to Petitioner that Respondent would no longer have Block Assignments and by then granting Assignments from a former Agent to younger, white, female Agents, with the denial of Assignments to Petitioner resulting in no increase in earnings of Petitioner.

The allegations set forth in the complaint were investigated, and, on July 11, 2014, the Executive Director issued a determination finding that there was no reasonable cause to believe that an unlawful employment practice had occurred.

Petitioner filed a Petition for Relief from an Unlawful Employment Practice, and the case was transmitted to the Division of Administrative Hearings for the conduct of a formal proceeding.

An evidentiary hearing was held by video teleconference at sites in Pensacola and Tallahassee, Florida, on October 13, 2014, before Administrative Law Judge Suzanne Van Wyk.

Judge Van Wyk issued a Recommended Order of dismissal, dated January 6, 2015.

The Commission panel designated below considered the record of this matter and determined the action to be taken on the Recommended Order.

Findings of Fact

We find the Administrative Law Judge's findings of fact to be supported by competent substantial evidence.

We adopt the Administrative Law Judge's findings of fact.

Conclusions of Law

We find the Administrative Law Judge's application of the law to the facts to result in a correct disposition of the matter.

We adopt the Administrative Law Judge's conclusions of law.

Exceptions

Neither of the parties filed exceptions to the Administrative Law Judge's Recommended Order.

Dismissal

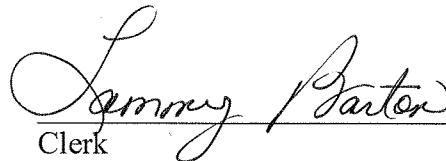
The Petition for Relief and Complaint of Discrimination are DISMISSED with prejudice.

The parties have the right to seek judicial review of this Order. The Commission and the appropriate District Court of Appeal must receive notice of appeal within 30 days of the date this Order is filed with the Clerk of the Commission. Explanation of the right to appeal is found in Section 120.68, Florida Statutes, and in the Florida Rules of Appellate Procedure 9.110.

DONE AND ORDERED this 26 day of March, 2015.
FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Michael Keller, Panel Chairperson;
Commissioner Rebecca Steele; and
Commissioner Billy Whitefox Stall

Filed this 26 day of March, 2015,
in Tallahassee, Florida.



Clerk
Commission on Human Relations
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Suzanne Van Wyk, Administrative Law Judge, DOAH

James Mallue, Legal Advisor for Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed addressees this 26 day of March, 2015.

By: Sammy Barton
Clerk of the Commission
Florida Commission on Human Relations