



EEOC Litigation & Charge Resolution, 2nd Ed

Donald R. Livingston

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A former EEOC general counsel gives expert guidance and practical tips on how to successfully negotiate the agency's inner framework.

As a practitioner with matters before the Equal Employment Opportunity Commission (EEOC), you want to be on top of current EEOC procedures, the latest tactics and strategies, and relevant new case law. Now for the first time, there is a treatise that gives you an expert, insider's view of how the EEOC works, where and how decisions are made, and how those decisions are influenced—EEOC Litigation and Charge Resolution. Maximize your effectiveness in interacting with the agency and achieve the most beneficial outcomes for your clients with this unparalleled resource.

EEOC Litigation and Charge Resolution is written by former EEOC general counsel Donald R. Livingston, with assistance from Charles A. Shanor, another former EEOC general counsel, and features contributions by a host of the most prominent practitioners before the EEOC from around the country. It is the first book to provide nuts and bolts information on the inner workings of the EEOC.

A companion volume to the many case law treatises on employment discrimination law published by BNA Books, EEOC Litigation and Charge Resolution explains how the EEOC is organized; how the charge filing process works; and how investigations are prioritized and conducted, including investigations under EEOC commissioner charges. It also explains the EEOC's conciliation process and provides extensive sample language from actual EEOC conciliation and settlement agreements.

For plaintiff attorneys, this one-of-a-kind reference explains the EEOC's multiple-component charge filing practices and suggests steps practitioners can take to improve the charging party's chances of receiving a mediation settlement, or a thorough investigation and a finding of reasonable cause. It also provides suggestions for working with the EEOC as co-plaintiff in class cases, and explains how to obtain access to the EEOC's internal files.

For defense attorneys, this treatise explains how to effectively interact with the EEOC during investigations and how to write better position statements. It also provides information on the EEOC's settlement practices—both in conciliation and in litigation—and explains when and how the EEOC uses investigative subpoenas and when it litigates to enforce them, discusses the EEOC's litigation practices and the special rules that apply to EEOC litigation, and explains how and when the EEOC and defendants rely on expert testimony. EEOC Litigation and Charge Resolution also explains how the EEOC exercises its authority to seek temporary injunctions, and how the EEOC conducts its appellate litigation and amicus participation.

This is the treatise you'll want to have on hand when you interact with the agency. It demystifies the EEOC so you that can effectively negotiate the agency's framework—and secure the best outcome possible for your client.

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