



AUG 12 2013

In Reply Refer To: HCR-40
DOT #2011-0110

(b) (6)

Mr. Michael G. Cooper
Administrator
Equal Employment Opportunity
Georgia Department of Transportation
600 West Peachtree Street, NW., 7th Floor
Atlanta, Georgia 30308

(b) (6)

Subject: Letter of Finding for Complaint DOT #2011-0110

Dear (b) (6) Mr. Cooper, and (b) (6)

This is in reference to (b) (6) complaint of discrimination, dated December 10, 2010, against the Georgia Department of Transportation (GDOT) and (b) (6). In the complaint, (b) (6) alleged that the GDOT and (b) (6) failed to pay him for work performed on project CSSTP-0006-00(455)-1 – Camden County, based on race (African American), in violation of Title VI of the Civil Rights Act of 1964. In a letter dated February 16, 2011, the Federal Highway Administration (FHWA) accepted (b) (6) complaint for investigation.

The FHWA has completed its investigation. Records show that the issue raised in (b) (6) complaint was a contract payment dispute, which was addressed under terms of the parties' contract. In particular, the dispute was heard and determined by the American Arbitration Association. On December 29, 2010, the Arbitrator found (b) (6) (b) (6) to be in default and entered an award in favor of (b) (6). The Arbitrator found that (b) (6) owed (b) (6) \$55,551.40 (with interest thereon at the rate of 7 percent per annum from the date of the Award until full payment is

made). Furthermore, the Arbitrator found that (b) (6) owed (b) (6) an additional \$1,775.00 representing the administrative fees of the American Arbitration Association in excess of the apportioned costs previously incurred by (b) (6). The investigation record did not reveal a violation of (b) (6) rights under Title VI.

Based on the aforementioned, (b) (6) complaint is dismissed. This concludes the processing of your complaint by the FHWA Office of Civil Rights.

Sincerely yours,

Warren S. Whitlock
Associate Administrator, Office of Civil Rights

- cc: Ms. Adoraeu Jouett, Title VI/Environmental Justice Specialist, Equal Employment Opportunity, GDOT
- Mr. Rodney N. Barry, Division Administrator, FHWA, HDA-GA
- Ms. Vanessa Ross, Civil Rights Specialist, FHWA, HDA-GA