

**1. William Burke, individually and on behalf of all other similarly situated vs. San Joaquin Valley College, Inc.**

**Causes of Action:** Class action lawsuit for violation of the Private Attorneys General Act of 2004 (PAGA) (California Labor Code section 2698, et seq.)

**Summary and Status:** Mr. Burke filed his complaint with the Superior Court of the State of California, Riverside County, on or about January 25, 2016. Allegations include that San Joaquin Valley College (SJVC) improperly maintained a policy of requiring non-exempt instructors to inaccurately show that off duty meal and rest breaks were taken when in fact meal and rest breaks were not afforded non-exempt instructors. SJVC vigorously disputes the allegations and answered the complaint on or about March 16, 2016. Since that time, the parties have engaged in both formal and informal discovery. A non-binding mediation was held on January 25, 2018; the parties reached a tentative settlement, subject to court approval. After receiving the same, the case will conclude when the settlement proceeds have been fully distributed.

**2. Adamina McKenzie and Sadie Fermin vs. San Joaquin Valley College, Inc. and Richard Matley**

**Causes of Action:** Race discrimination in violation of California Government Code section 12940(a); Hostile Work Environment in violation of the Fair Employment and Housing Act (Ca. Gov. Code section 12940(j)); Retaliation in violation of Ca. Government Code section 12940(h); Whistleblower Retaliation in violation of Ca. Labor Code section 1102.5(b); Failure to Prevent Discrimination in violation of Ca. Government Code section 12940(k); Constructive Wrongful Termination in Violation of Public Policy; Racial Discrimination in Violation of Title VII of the Civil Rights Act of 1964, 42 U.S.C. 2000(e), et seq.,; Reprisal for Engaging in Protected Activities; and Hostile and Abusive Working Environment.

**Summary and Status:** Ms. McKenzie and another former employee filed their complaint against SJVC and Richard Matley (Hesperia Campus President) with the Superior Court of the State of California, County of San Bernardino, on March 22, 2016 (SJVC and the other former employer later settled leaving McKenzie as the sole remaining plaintiff). McKenzie alleges she was constructively discharged (she had voluntarily resigned) as a result of complaints she had made against campus leadership at the SJVC Hesperia Campus, including Matley, and that SJVC both discriminated against her in denying her certain promotions and retaliated against her as a result of her complaints. SJVC removed the action to federal court on April 22, 2016. SJVC answered the complaint. Full formal discovery followed with SJVC filing a motion for summary judgment as to all claims for relief on April 10, 2017. The District Court granted SJVC's motion on May 17, 2017. McKenzie filed a Notice of Appeal on June 14, 2017. Appellants and Appellee's opening briefs have been filed. No hearing on the appeal has been scheduled.