

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

TONY MILLEDGE	:	
	:	
VS.	:	CIVIL NO.
	:	
CITY OF HARTFORD and	:	
HARTFORD FIRE DEPARTMENT	:	JULY 17, 2019

**COMPLAINT**

**COUNT ONE**

1. This is an action pursuant to Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000e, *et seq.*, to redress the deprivation by the defendants of rights secured to the plaintiff by the laws of the United States. The defendants subjected the plaintiff to a hostile working environment because of his race.

2. Jurisdiction of this court is invoked under the provisions of Sections 1331, 1343(3), 1367(a) and 2201(a) of Title 28 and Sections 1981 and 2000e of Title 42 of the United States Code.

3. During all times mentioned in this action, the plaintiff was, and still is, an adult citizen of the United States residing in the State of Connecticut. He is an African-American male.

4. During all times mentioned in this action, the defendant Hartford Fire

Department was and is a department within the defendant City of Hartford, which is a municipal corporation in the State of Connecticut. It is and at all relevant times was an employer within the meaning of the aforesaid statutes and at all relevant times employed more than one hundred individuals.

5. The plaintiff has complied with all of the procedural prerequisites to suit under the statutes aforementioned, having filed timely complaints containing the allegations hereinafter delineated with both the Connecticut Commission on Human Rights and Opportunities and the United States Equal Employment Opportunity Commission on August 1, 2018, and having received a Release of Jurisdiction from the Commission on Human Rights and Opportunities dated April 22, 2019, and having received a Notice of Right to Sue from the United States Equal Employment Opportunity Commission dated April 23, 2019.

6. The plaintiff is employed by the defendants as a firefighter and has been so employed continuously since July 19, 1999.

7. In or about March of 2018, the plaintiff was on a call and Chief Tenney, a younger Caucasian supervisor, began harassing the plaintiff, yelling and screaming at him inches from his face.

8. In or about March of 2018, the plaintiff was on another call and was physically assaulted by Chief Jim Erickson, a Caucasian supervisor.

9. The plaintiff complained to Lt. Raymond Morgan and Lt. Trevon Nixon

about the incident described in Paragraph 8 but his complaint was rebuffed.

10. Upon information and belief, the defendants never have tolerated such abuse of Caucasian firefighters by their superior officers.

11. As a result, the plaintiff has suffered severe emotional distress.

WHEREFORE, the plaintiff claims judgment against the defendants and each of them, jointly and severally, as follows:

A. Compensatory damages in an amount this court shall consider to be just, reasonable and fair;

B. Punitive damages in an amount this court shall consider to be just, reasonable and fair;

C. Attorney fees and the costs of this action;

D. Such other relief as this court shall consider to be fair and equitable.

## COUNT TWO

1. This is an action pursuant to 46a-60(b)(1) of the Connecticut General Statutes, to redress the deprivation by the defendants of rights secured to the plaintiff by Connecticut law. The defendants subjected the plaintiff to a hostile working environment because of his race.

2. Jurisdiction of this court is invoked under the provisions of Section 1367(a) of Title 28 of the United States Code.

3. During all times mentioned in this action, the plaintiff was, and still is, an adult citizen of the United States residing in the State of Connecticut. He is an African-American male.

4. During all times mentioned in this action, the defendant Hartford Fire Department was and is a department within the defendant City of Hartford, which is a municipal corporation in the State of Connecticut. It is and at all relevant times was an employer within the meaning of the aforesaid statutes and at all relevant times employed more than one hundred individuals.

5. The plaintiff has complied with all of the procedural prerequisites to suit under the statutes aforementioned, having filed timely complaints containing the allegations hereinafter delineated with both the Connecticut Commission on Human Rights and Opportunities and the United States Equal Employment Opportunity Commission on August 1, 2018, and having received a Release of Jurisdiction from the Commission on Human Rights and Opportunities dated April 22, 2019, and having received a Notice of Right to Sue from the United States Equal Employment Opportunity Commission dated April 23, 2019.

6. The plaintiff is employed by the defendants as a firefighter and has been so employed continuously since July 19, 1999.

7. In or about March of 2018, the plaintiff was on a call and Chief Tenney, a younger Caucasian supervisor, began harassing the plaintiff, yelling and

screaming at him inches from his face.

8. In or about March of 2018, the plaintiff was on another call and was physically assaulted by Chief Jim Erickson, a Caucasian supervisor.

9. The plaintiff complained to Lt. Raymond Morgan and Lt. Trevon Nixon about the incident described in Paragraph 8 but his complaint was rebuffed.

10. Upon information and belief, the defendants never have tolerated such abuse of Caucasian firefighters by their superior officers.

11. As a result, the plaintiff has suffered severe emotional distress.

WHEREFORE, the plaintiff claims judgment against the defendants and each of them, jointly and severally, as follows:

A. Compensatory damages in an amount this court shall consider to be just, reasonable and fair;

B. Punitive damages in an amount this court shall consider to be just, reasonable and fair;

C. Attorney fees and the costs of this action;

D. Such other relief as this court shall consider to be fair and equitable.

### COUNT THREE

1. This is an action pursuant to the Age Discrimination in Employment Act of 1967, 29 U.S.C. §§ 621-634, to redress the deprivation by the defendants of

rights secured to the plaintiff by the laws of the United States. The defendants subjected the plaintiff to a hostile working environment because of his age.

2. Jurisdiction of this court is invoked under the provisions of Sections 1331 and 1343(3) of Title 28 of the United States Code.

3. During all times mentioned in this action, the plaintiff was, and still is, an adult citizen of the United States residing in the State of Connecticut. He was born in 1966.

4. During all times mentioned in this action, the defendant Hartford Fire Department was and is a department within the defendant City of Hartford, which is a municipal corporation in the State of Connecticut. It is and at all relevant times was an employer within the meaning of the aforesaid statutes and at all relevant times employed more than one hundred individuals.

5. The plaintiff has complied with all of the procedural prerequisites to suit under the statutes aforementioned, having filed timely complaints containing the allegations hereinafter delineated with both the Connecticut Commission on Human Rights and Opportunities and the United States Equal Employment Opportunity Commission on August 1, 2018, and having received a Release of Jurisdiction from the Commission on Human Rights and Opportunities dated April 22, 2019, and having received a Notice of Right to Sue from the United States Equal Employment Opportunity Commission dated April 23, 2019.

6. The plaintiff is employed by the defendants as a firefighter and has been so employed continuously since July 19, 1999. He is one of the oldest firefighters employed by the defendants.

7. In or about December 2017, Captain Lionel Thompson told the plaintiff on several occasions that he ought to retire.

8. In or about March of 2018, the plaintiff was on a call and Chief Tenney, a supervisor who is younger than the plaintiff, began harassing the plaintiff, yelling and screaming at him inches from his face.

9. In or about March of 2018, the plaintiff was on another call and was physically assaulted by Chief Jim Erickson, a supervisor who is younger than the plaintiff.

10. The plaintiff complained to Lt. Raymond Morgan and Lt. Trevon Nixon, both of whom are younger than he, about the incident described in Paragraph 9 but his complaint was rebuffed.

11. Upon information and belief, the defendants never have tolerated such abuse of firefighters younger than the age of 40 by their superior officers.

12. As a result, the plaintiff has suffered severe emotional distress.

WHEREFORE, the plaintiff claims judgment against the defendants and each of them, jointly and severally, as follows:

A. Compensatory damages in an amount this court shall consider to be

just, reasonable and fair;

B. Punitive damages in an amount this court shall consider to be just, reasonable and fair;

C. Attorney fees and the costs of this action;

D. Such other relief as this court shall consider to be fair and equitable.

THE PLAINTIFF

BY:           /s/          (ct00215)  
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