

# Index

## ACQUISITION

Agreements, 10:6, 10:7  
Amendments, 10:7  
Assets, 4:10, 4:11, 4:14, 11:5, 12:14, 13:4, 13:8  
Assumption, 10:7  
Disability, 1:12  
ERISA, 1:12, 10:7, 13:4  
Health benefits, 1:12, 4:11, 12:14  
Modification, 10:7  
Pension plan, 6:10, 10:7, 13:4  
Severance, 4:10, 4:11, 4:14, 6:10, 10:6, 10:7, 11:3, 11:5, 12:14, 13:4  
Stock, 4:10, 4:11, 10:7, 11:3, 11:5, 12:14  
Termination, 1:6, 1:12, 4:11, 4:14, 6:10, 10:6, 10:7, 11:3, 11:5, 12:14, 13:4, 13:8  
Welfare plans, 10:7

## ADMINISTRATION

National Labor Relations Act, 4:6, 4:15, 14:4  
Railway Labor Act, 4:6

## ADMINISTRATORS

Retirement plans, 7:16, 7:17

## ADOPTION

Medical benefits, 9:10, 12:2, 12:9

## ADVANTAGES AND DISADVANTAGES

Unions, 14:4

## AFFIRMATIVE ACTION

Coverage, 7:16  
Evidence, 7:16  
Notice, 7:16

## AFL-CIO

Unions, 1:14, 3:42

## AGE

Group insurance, 5:2, 5:13

## AGE DISCRIMINATION

ADEA, 1:5, 1:6, 2:4, 2:5, 5:1 to 5:3, 5:6, 5:8, 5:10 to 5:13, 5:17 to 5:19, 5:23, 6:1 to 6:4, 6:6 to 6:13, 6:15, 6:18, 6:19, 6:23, 6:28 to 6:30, 6:32 to 6:34, 6:37, 7:1, 7:3, 14:4, 14:11  
Agencies, 1:2, 1:6, 5:2, 6:2, 6:23  
Benefits, 2:4, 2:5, 5:1 to 5:3, 5:8, 5:11 to 5:13, 5:18, 5:19, 5:21, 5:23, 6:2, 6:7, 6:11 to 6:13, 6:29, 6:30, 7:2, 7:3, 7:5, 9:8, 9:10, 9:14, 10:8, 10:9, 14:4  
Bona fide benefit plan, 5:2  
Bona fide occupational qualifications, 6:30  
Business necessity, 6:30  
Causation, 1:6, 6:15  
Class actions, 14:11  
Comparators, 1:6, 6:8  
Compensation, 5:1, 5:2, 5:12, 6:2, 6:6, 6:9, 6:10, 6:16, 7:2, 7:3, 9:8, 9:10, 10:9  
Complaint, 1:6, 5:18, 6:8 to 9:10, 9:14, 14:11  
Consent requirements, 7:5  
Constructive discharge, 6:11, 6:23, 9:8  
Damages, 6:10, 6:13, 9:8, 9:10, 9:14, 10:8, 14:4  
Decisionmakers, 1:6  
Defenses, 14:4  
Determinative factor, 6:4, 6:13  
Discipline, 6:2, 6:10, 9:10  
Disparate impact, 5:12, 6:2, 6:7, 6:23, 6:29, 6:30  
Disparate treatment, 1:6, 5:12, 6:2, 6:7, 6:13, 6:23, 7:3  
Employees, 1:2, 1:5, 1:6, 2:4, 2:5, 5:1, 5:2, 5:6, 5:8, 5:12, 5:13, 5:17 to 5:19, 5:23, 6:1 to 6:14, 6:18 to 6:26, 6:28 to 6:39, 6:41 to 6:43, 7:2, 7:3, 7:5, 9:8, 9:10,

## REDUCTIONS IN FORCE

### AGE DISCRIMINATION—Cont'd

**9:14, 10:8, 10:9, 14:4, 14:11**  
Employers, **1:2, 2:4, 2:5, 5:1, 5:2, 5:11 to 5:13, 5:19, 5:23, 6:1 to 6:3, 6:8, 6:10, 6:11, 6:13, 6:14, 6:23, 6:28, 6:30, 6:33, 6:37, 6:43, 7:1 to 7:3, 9:8, 9:10, 9:14, 10:8, 14:4**  
Equal Employment Opportunity Commission, **1:6, 5:18, 6:2, 6:10, 6:15**  
Federal law, **5:21, 5:23, 6:7, 9:14, 14:4**  
Firefighters, **6:3**  
Good cause, **6:2**  
Government employers, **6:3**  
Harassment, **1:6, 6:11, 9:8**  
Hostile environment, **1:6**  
Jurisdiction, **6:33, 9:8, 9:14**  
Knowing and voluntary, **5:17 to 5:19, 5:23, 7:2, 7:3, 14:11**  
Liquidated damages, **6:13**  
Membership, **6:8**  
Notice, **1:2, 1:6, 5:19, 5:23, 6:23, 9:10, 10:8, 14:4**  
Notices, **1:6, 6:23**  
Officials, **5:8, 6:33, 9:8**  
Parties, **1:2, 5:19, 5:21, 6:2, 6:3, 6:7, 6:8, 6:10, 6:15, 6:30, 9:10, 14:4**  
Pensions, **5:2, 7:3, 9:10**  
Pleading, **6:8, 6:9, 9:14**  
Pretext, **1:6, 5:8, 5:19, 6:2, 6:4, 6:6 to 6:8, 6:10, 6:15, 6:23, 6:32, 6:33, 9:10, 10:8**  
Prima facie case, **1:6, 5:6, 5:8, 5:12, 5:13, 5:19, 6:4, 6:7 to 6:10, 6:15, 6:18, 6:23 to 6:25, 6:27, 9:8, 9:10, 10:8**  
Prohibited practices, **6:2**  
Qualifications, **1:5, 1:6, 5:23, 6:8 to 6:10, 6:26, 6:27, 6:30, 6:33 to 6:42**  
Reduction in force, **1:2, 1:6, 6:1, 6:2, 6:7, 6:10, 6:13, 6:15, 6:23, 6:32, 9:8, 9:10**  
Reinstatement, **6:13, 9:8, 14:4**  
Remedies, **1:6, 9:8, 9:10, 14:4**  
Retaliation, **1:6, 6:11, 9:8, 9:10, 9:14, 14:4**

### AGE DISCRIMINATION—Cont'd

Sick leave, **5:13**  
Tax, **7:2, 7:5**  
Tenure, **5:21, 6:7, 6:29**  
Termination of employment, **9:10**  
Waivers, **1:5, 2:4, 5:1, 5:17 to 5:19, 5:21, 5:23, 7:3, 14:4, 14:11**  
Willfulness, **6:13**  
**AGE DISCRIMINATION IN EMPLOYMENT ACT**  
Alternative dispute resolution, **14:4, 14:11**  
Arbitration agreements, **14:4, 14:11**  
Attorneys, **5:18, 6:10, 9:8, 14:4**  
Business judgment, **6:10**  
Class actions, **14:11**  
Complaints, **1:6, 6:11**  
Conference, **6:11**  
Counsel, **5:1, 6:10, 6:41, 7:1, 9:8, 14:4**  
Counseling, **5:1**  
Date, **1:6, 5:12, 5:18**  
Defenses, **14:4**  
Equal Employment Opportunity Commission, **1:6, 5:18, 6:2, 6:10, 6:15**  
Evidence, **1:2, 1:6, 5:1, 5:12, 5:13, 6:2 to 6:11, 6:13, 6:15, 6:16, 6:18, 6:20, 6:21, 6:23 to 6:31, 6:33, 6:34, 6:38, 9:8, 14:4**  
Firefighters, **6:3**  
Intent, **5:3, 6:2, 6:5, 6:6, 6:8, 6:11, 6:12, 6:18, 6:20, 6:29, 6:30, 9:8, 14:4**  
Investigations, **1:6, 6:11**  
Jurisdiction, **6:33, 9:8**  
Labor organizations, **14:4**  
Notice, **1:2, 1:6, 6:23, 14:4**  
Older Workers Benefit Protection Act, **1:5, 5:1, 5:3, 5:10 to 5:13, 5:18, 14:11**  
Parties, **1:2, 6:2, 6:3, 6:7, 6:8, 6:10, 6:15, 6:30, 14:4**  
Pretext, **1:6, 6:2, 6:4, 6:6 to 6:8, 6:10, 6:15, 6:23, 6:32, 6:33**  
Profit-sharing, **6:2**  
Reports, **6:2**  
Retaliation, **1:6, 6:11, 9:8, 14:4**

## INDEX

**AGE DISCRIMINATION IN EMPLOYMENT ACT—Cont'd**  
Seniority systems, 6:20  
Service, 1:2, 1:6, 5:1, 5:11 to 5:13, 6:2, 6:4, 6:10, 6:13, 6:15, 6:29, 6:30, 6:33, 6:34, 9:8  
Statistical evidence, 6:2, 6:8, 6:10, 6:23 to 6:29  
Terms, 1:2, 2:4, 5:1, 5:3, 5:12, 5:18, 6:2, 6:8, 6:11, 6:15, 6:21 to 6:23, 9:8, 14:4, 14:11  
Training, 6:8 to 6:10, 6:15, 6:23, 6:33, 6:34, 6:37  
Willfulness, 6:13

**AGENCIES**  
Labor relations, 4:6

**AGENTS**  
Termination of employment, 3:45, 12:2, 12:3, 12:10

**AIDS**  
Amendment, 9:11  
Analysis, 9:11  
Appeals, 9:11, 12:10  
Assistance, 12:10  
Bargaining, 9:11  
Behavior, 9:11  
Benefits, 9:11, 12:10  
Business, 9:11  
Care, 9:11, 12:10  
Change, 9:11  
Claims, 9:11, 12:10  
COBRA, 12:10  
Collective bargaining, 9:11  
Common law, 12:10  
Compensation, 9:11  
Conditions, 12:10  
Contributions, 9:11  
Costs, 9:11, 12:10  
Coverage, 9:11, 12:10  
Death, 12:10  
Dependents, 12:10  
Discrimination, 9:11  
Documents, 9:11  
Early retirement, 9:11  
Earnings, 9:11  
Election, 9:11  
Eligibility, 9:11

**AIDS—Cont'd**  
Enrollment, 9:11  
Erlsa, 9:11, 12:10  
Establishing, 12:10  
Evidence, 9:11, 12:10  
Examination, 12:10  
Expenses, 12:10  
Experience, 9:11  
Expiration, 12:10  
Factors, 12:10  
Facts, 9:11, 12:10  
Family, 12:10  
Feedback, 9:11  
Fiduciary duties, 12:10  
Health, 9:11, 12:10  
Health care, 9:11  
Information, 12:10  
Insurance, 9:11, 12:10  
Irs, 9:11  
Issues, 9:11, 12:10  
Job performance, 9:11  
Laws, 9:11  
Legal, 9:11, 12:10  
Liability, 12:10  
Life insurance, 12:10  
Making, 9:11  
Merit, 9:11  
Minimum, 9:11  
Notice, 9:11, 12:10  
Paid, 9:11, 12:10  
Participation, 12:10  
Parties, 9:11, 12:10  
Pay, 9:11, 12:10  
Payment, 9:11, 12:10  
Performance, 9:11  
Place, 12:10  
Plans, 9:11, 12:10  
Policies, 12:10  
Poor job performance, 9:11  
Power, 9:11  
Practices, 12:10  
Proceedings, 9:11  
Proof, 12:10  
Protection, 9:11  
Questions, 12:10  
Reduction, 9:11  
Requests, 12:10

## REDUCTIONS IN FORCE

### AIDS—Cont'd

Resolution, 9:11  
Response, 9:11, 12:10  
Retirement, 9:11  
Rights, 9:11, 12:10  
Rules, 9:11  
Salary, 9:11, 12:10  
Sales, 9:11  
Services, 9:11  
Severance, 9:11  
Short, 12:10  
State, 9:11, 12:10  
Statements, 9:11  
Supervisors, 9:11  
Support, 9:11  
Termination, 9:11, 12:10  
Termination of employment, 9:11, 12:10  
Time, 9:11, 12:10  
Unions, 9:11  
Use, 9:11  
Violations, 9:11  
Voluntary, 12:10

### ALABAMA

Assignments, 3:15  
Blacklisting, 14:7  
Compensation, 1:12  
Conditions, 1:12, 3:15  
Life insurance, 1:12  
Notices, 1:12, 3:15  
Permits, 3:15  
Remedies, 14:7

### ALTERNATIVE DISPUTE RESOLUTION

Americans with Disabilities Act, 14:4, 14:5

### AMERICANS WITH DISABILITIES ACT

Alternative dispute resolution, 14:4, 14:5  
Arbitration agreements, 14:4  
Attorneys, 9:8, 14:4  
Burden of proof, 9:8  
Complaints, 1:6  
Constructive discharge, 9:8  
Damages, 9:8, 14:4

### AMERICANS WITH DISABILITIES ACT—Cont'd

Defenses, 14:4  
Determination, 9:8  
Diabetes, 1:6  
Disability, 9:8  
Disability benefits, 9:8  
Discrimination, 1:6, 9:8, 14:4  
Employers, 9:8, 14:4  
Employment discrimination, 1:6, 14:4  
Employment relationships, 1:6, 9:8  
Enforcement, 1:6, 14:4  
Equal Employment Opportunity  
Commission, 1:6  
Evidence, 1:6, 9:8, 14:4  
Hostile work environment, 1:6  
Insurance, 1:6  
Job analysis, 1:6  
Job applicants, 9:8  
Mental illness, 9:8  
National Labor Relations Board, 14:4  
Notice, 1:6, 14:4  
Parties, 14:4, 14:5  
Proceedings, 9:8, 14:4  
Punitive damages, 14:4  
Remedies, 1:6, 9:8, 14:4  
Request, 1:6, 9:8, 14:4  
Retaliation, 1:6, 9:8, 14:4  
Risk, 9:8  
Summary judgment, 1:6, 9:8, 14:4  
Transportation, 14:5  
Treatment, 1:6, 9:8  
Unions, 14:4  
Venue, 14:5  
Waivers, 14:4

### ANSWERS

Federal employment, 5:21  
Retaliation, 9:12, 12:11

### ANTICIPATION

Unions, 9:11

### APPOINTMENT

Federal employment, 9:10  
Railway Labor Act, 4:6

## INDEX

### ARBITRATION

Age Discrimination in Employment Act, **14:4, 14:11**  
Age discrimination claims, **14:4**  
Agreements, **1:16, 8:3, 14:4, 14:8, 14:10, 14:11**  
Alternative dispute resolution, **1:16, 14:1, 14:2, 14:4 to 14:11**  
Americans with Disabilities Act, **14:4, 14:5**  
Appeal, **1:16, 8:3, 9:12, 14:4, 14:5, 14:8**  
Arbitration provisions, **3:40, 9:12, 14:10**  
Awards, **14:4**  
Binding arbitration, **14:1, 14:4, 14:7**  
Class actions, **14:11**  
Collective bargaining agreements, **8:3**  
Consideration, **14:4, 14:6, 14:7**  
Contracts, **14:4, 14:5, 14:7, 14:8, 14:10**  
Costs, **14:4, 14:8**  
Defenses, **14:4**  
Discovery, **14:8**  
Evidence, **9:12, 14:4, 14:7, 14:8**  
Federal Arbitration Act, **14:4, 14:5, 14:8**  
Handbooks, **14:4**  
Hearings, **9:12**  
Judicial review, **14:8**  
Jurisdiction, **8:3, 9:12**  
Litigation, **9:12, 14:1, 14:2, 14:4, 14:7, 14:8, 14:10, 14:11**  
Motion to compel, **3:40, 14:5, 14:9**  
Process, **8:3, 9:12, 14:2, 14:4, 14:5, 14:7, 14:11**  
Qualification, **9:12**  
Remedies, **9:12, 14:4, 14:7 to 14:9**  
Title VII, **9:12, 14:4, 14:9, 14:11**  
Waiver, **14:7, 14:11**

### ARKANSAS

Compensation, **1:12, 9:12**  
Conditions, **1:12**  
Life insurance, **1:12**  
Notice, **1:12, 3:14, 9:12**  
Remedies, **9:12**  
Termination of employment, **9:12**

### ARKANSAS—Cont'd

Terms, **1:12, 3:14, 9:12**

### ASSEMBLY

Unfair labor practices, **8:9**

### AT-WILL EMPLOYMENT

Attorney, **1:9, 6:10**  
Defined, **3:16**  
Environment, **6:10**  
Military service, **1:9**

### ATTENDANCE

Absenteeism, **9:10**  
Discipline, **1:12, 6:10, 9:10**  
Termination of employment, **4:17, 9:10**

### ATTORNEYS

At-will employment, **6:10**  
Discovery, **2:7**

### BANKRUPTCY

Assumption, **3:21**  
Back pay, **3:5 to 4:5**  
Cobra continuation coverage requirements, **12:2**  
Collective bargaining agreements, **4:4, 7:17, 12:4**  
Participation, **3:6, 4:11**  
Resources, **2:7, 3:7, 3:33, 4:10, 12:14**  
Retiree benefits, **7:17**  
Salaries, **3:7**  
Severance pay, **3:6, 4:11, 10:11, 11:2, 11:3, 11:5, 12:14**  
Strike, **3:33**  
Vacation pay, **11:2**  
WARN, **2:7, 3:5 to 3:7, 3:21, 3:33, 4:11, 7:17**  
Wages, **3:5, 4:5, 4:11, 7:17, 10:11, 11:2, 11:5**

### BAR

National Labor Relations Board, **8:9, 14:4**

### BENEFICIARIES

Employee Retirement Income Security Act, **7:17, 10:2, 12:1, 12:6, 13:2**  
Group insurance, **7:17**

**BENEFITS**

Automobile insurance, **5:13**  
Counseling services, **4:6**  
Financial counseling, **7:2**  
Personal services, **4:3**  
Transportation, **1:12, 4:6, 4:14, 9:12, 12:2, 12:11**

**BONA FIDE OCCUPATIONAL QUALIFICATIONS**

Business Necessity, **6:30**  
Evidence, **6:30**

**BUMPING**

Collective bargaining agreements, **3:12**

**BUREAU OF LABOR STATISTICS**

Department of Labor, **4:14, 4:17**

**BUSINESS JUDGMENT**

Age Discrimination in Employment Act, **6:10**

**BUSINESS NECESSITY**

Evidence, **6:30**  
Summary judgment, **6:30**

**CALIFORNIA**

Age Discrimination in Employment Act, **14:4**  
Age discrimination, **14:4**  
Assignments, **12:3**  
Compensation, **1:12, 4:3, 9:11, 12:3, 14:8**  
Complaints, **1:12, 12:3**  
Conditions, **1:12, 3:5, 4:3, 12:3, 14:4**  
Contractors, **1:12**  
Dispute, **1:12, 8:9, 9:11, 12:3, 14:4, 14:8**  
Employment practices, **3:5**  
Evidence, **1:12, 3:5, 9:11, 12:3, 14:4, 14:8**  
Fringe benefits, **14:8**  
Harassment, **14:8**  
Health, **1:12, 3:5, 3:36, 4:3, 9:11, 12:3**  
Layoffs, **1:12, 3:5, 3:36, 4:1, 4:3, 8:7**  
Life insurance, **1:12**  
Logging, **4:3**  
Medical benefits, **9:11, 12:3**

**CALIFORNIA—Cont'd**

Mining, **4:3**  
Notice, **1:12, 3:5, 3:36, 4:3, 8:7, 8:9, 9:11, 12:3, 14:4, 14:8**  
Permits, **12:3, 14:4**  
Pregnancy, **12:3**  
Remedies, **14:4, 14:8**  
Sick leave, **1:12**  
Termination of employment, **3:5, 9:11, 12:3**  
Terms, **1:12, 3:36, 4:3, 8:9, 9:11, 12:3, 14:4, 14:8**

**CAUSATION**

Retaliation, **1:6, 1:12**

**CAUSE**

Unfair labor practices, **8:5, 8:11**

**CERTIORARI**

National Labor Relations Board, **14:4**

**CHILD LABOR**

Construction, **2:9**  
Notice, **2:9**

**CIRCUMSTANTIAL EVIDENCE**

Discipline, **1:12, 6:10, 9:10**  
Evidence, **1:12, 6:4, 6:8, 6:10, 6:13, 6:15, 6:20, 9:8, 9:10, 12:3**  
Termination of employment, **9:10, 12:3**

**CIVIL PENALTIES**

Worker Adjustment and Retraining Notification Act, **2:7, 3:1, 4:6, 4:15**

**CIVIL RIGHTS**

National Labor Relations Board, **14:4**  
Unions, **14:4**

**CIVIL RIGHTS ACT**

Arbitration agreements, **14:4, 14:11**

**CLAIMS**

National Labor Relations Act, **3:17, 3:43, 4:9, 4:15, 9:12, 11:2, 14:4**

**CLASS ACTIONS**

ADEA actions, **14:11**  
Age Discrimination in Employment Act, **14:11**

## INDEX

### CLASS ACTIONS—Cont'd

Age discrimination, 14:11  
Appeal, 7:17  
Arbitration, 14:11  
Attorneys, 7:17  
Employee Retirement Income Security Act, 7:17  
Evidence, 7:17  
Requirements, 7:17, 13:4, 14:11  
Review, 7:17, 14:11  
Settlement, 7:17, 13:4  
Title VII, 14:11

### CLOCKS

Time clocks, 2:9

### CLOSINGS

Conference, 8:2

### COERCION

Discrimination, 3:17, 5:7

### COLLECTIVE BARGAINING

Agreement, 1:10, 3:5, 3:12, 3:17, 3:19, 3:26, 3:45, 4:4, 4:5, 4:7, 4:11, 4:14, 4:16, 4:21, 5:12, 6:12, 7:16, 7:17, 7:21, 8:1, 8:3 to 8:5, 8:7 to 8:12, 9:8, 9:11, 9:12, 11:4, 11:6, 12:4 to 14:4

Alter egos, 3:6

Americans with Disabilities Act, 9:8, 14:4

Bankruptcy, 3:5, 3:6, 4:4, 4:5, 4:11, 7:17, 11:3, 11:5, 12:4

Bargaining unit, 3:17, 3:26, 8:5, 8:9, 8:10

Disabilities, 9:8, 14:4

Effects bargaining, 3:17, 8:1, 8:7, 8:11

Good faith, 4:7, 4:11, 4:14, 4:21, 7:21, 8:2 to 8:5, 8:7 to 8:12, 11:3, 11:5

Impasse, 7:21, 8:2, 8:7, 8:11

Mandatory subjects, 1:10, 8:2

Negotiations, 3:6, 3:14, 3:17, 3:26, 7:16, 7:17, 8:5, 8:8, 8:9, 8:11 to 9:11, 12:5

Plant closings, 3:6, 3:19, 3:45, 4:11, 4:16, 4:21, 8:1, 8:4, 9:8

Relocation of unit work, 1:10, 8:4

### COLLECTIVE BARGAINING

#### —Cont'd

Remedies, 4:5, 4:7, 4:11, 4:14, 9:8, 9:12, 11:3 to 11:6, 14:4  
Subcontracting, 8:1, 8:5  
Unilateral changes, 9:11  
Waiver, 3:17, 3:45, 4:11, 4:16, 9:11

### COLLECTIVE BARGAINING AGREEMENTS

Access, 4:16  
Amendment, 7:17  
Amount of severance pay, 4:16  
Arbitration, 8:3  
Benefits, 4:16, 7:17, 12:4  
Bumping, 3:12  
Business, 1:9, 3:12, 4:4, 4:16, 8:3  
Changes, 7:17  
Compensation, 4:16, 7:17  
Conditions, 3:12, 4:16, 8:3  
Cooperation, 4:16  
Damages, 4:16, 7:17  
Date, 4:4, 4:16, 7:17, 12:4  
Description, 7:17  
Determinations, 3:12  
Duties, 4:16  
Establishment, 4:4, 4:16  
Evaluation, 3:12  
Evidence, 3:12, 7:17

### COMBINATION

Unions, 3:15, 3:42  
Worker Adjustment and Retraining Notification Act, 3:15, 3:42

### COMPENSATION

ADEA, 5:1, 5:2, 5:12, 6:2, 6:6, 6:9, 6:10, 7:3  
Americans With Disabilities Act, 9:8  
At-will employment, 6:10  
Disciplinary action, 9:12  
Discrimination, 1:12, 2:9, 3:45, 5:1, 5:2, 5:12, 6:2, 6:6, 6:9, 6:10, 6:16, 7:2, 7:3, 7:8, 7:16, 9:8, 9:10 to 9:12, 9:17, 10:9, 12:3, 12:5, 14:8  
Dispatchers, 6:2  
ERISA, 1:12, 7:10, 7:15 to 7:17, 7:23, 9:8, 9:10 to 9:12, 9:15, 9:17, 10:2, 10:5, 10:9, 11:2,

## REDUCTIONS IN FORCE

**COMPENSATION—Cont'd**

- 12:3, 12:5, 12:13
- Establishment, 4:3, 4:5, 4:11, 4:14, 4:16, 4:17, 10:5, 11:2
- Family and Medical Leave Act, 1:12, 6:10, 9:8
- FMLA, 1:12, 6:10, 9:12, 12:5
- Intent to discriminate, 9:10
- Job Training Partnership Act, 4:17
- Managers, 1:12, 2:7, 3:37, 5:1, 6:2, 6:9, 6:10, 7:3, 7:16, 9:8, 9:10, 10:5
- OWBPA, 5:1, 5:2, 5:12, 7:3
- Seniority system, 6:2
- Service, 1:12, 4:5, 4:6, 4:10, 4:11, 4:14 to 4:17, 5:1, 5:2, 5:12, 6:2, 6:10, 7:2, 7:3, 7:10, 7:15 to 7:17, 7:23, 9:8, 9:10, 9:11, 9:15, 10:2, 10:5, 10:9, 11:3 to 11:5, 12:3
- Social Security Act, 4:16
- State laws, 9:12, 10:5, 11:2
- Supervisors, 1:12, 5:1, 6:2, 6:10, 7:3, 7:16, 9:10, 9:11
- Teachers, 5:12, 12:3
- Title VII, 1:13, 6:2, 6:9, 9:10, 9:12

**COMPLAINTS**

- Americans with Disabilities Act, 1:6
- Parties, 12:3, 12:11
- Relief, 2:9, 9:12, 9:14, 12:3
- Retaliation, 1:6, 1:12, 6:11, 9:12, 9:14, 12:11
- Right-to-sue letter, 1:6

**CONFIDENTIALITY**

- Age Discrimination in Employment Act, 6:9

**CONGRESS**

- Fair Labor Standards Act, 2:9, 6:3, 9:12, 12:11, 14:4

**CONNECTICUT**

- Administrators, 7:16, 9:13
- Age Discrimination in Employment Act, 6:7
- Age discrimination, 6:7
- Appeals, 6:7, 10:7
- At-will employment, 1:15
- Compensation, 7:16

**CONNECTICUT—Cont'd**

- Conditions, 3:5
- Disclosure, 7:16, 10:7
- Employment practices, 3:5
- Evidence, 3:5, 6:7, 7:16, 10:7
- Executives, 6:7, 7:16
- Exemptions, 6:7
- Health, 3:5, 4:4, 7:16, 10:7
- Health insurance, 4:4
- Layoffs, 1:15, 3:5, 4:1, 7:16, 10:7
- Life insurance, 7:16
- Losses, 3:5
- Medical insurance, 7:16
- Notice, 3:5, 7:16, 10:7
- Releases, 7:16
- Remedies, 9:13, 9:16
- Restaurant employees, 3:5
- Termination of employment, 3:5, 7:16, 10:7
- Terms, 7:16, 9:13, 9:16, 10:7

**CONSIDERATION**

- Termination of employment, 3:45, 7:16, 9:10, 10:7, 12:3

**CONSOLIDATED OMNIBUS BUDGET RECONCILIATION ACT**

- Antidiscrimination, 12:1
- Coverage, 2:6, 3:41, 12:1
- Duration of, 12:1
- Notices, 2:6, 12:1
- Overview, 1:8, 12:1
- Penalties, 3:41
- Preemption, 12:1
- Preeexisting condition, 12:1
- Qualifying events, 2:6
- Remedies, 12:1

**CONSPIRACY**

- Termination of employment, 7:16

**CONSTRUCTIVE DISCHARGE**

- Resignation, 2:7, 3:37, 6:11, 6:23

**CONTEST**

- Notice of, 1:6, 3:42, 12:3

**CONTRACTORS**

- California, 1:12

## INDEX

### COOPERATION

Collective bargaining agreements, 4:16

### COPIES

Unions, 3:26

### COSTS AND EXPENSES

Benefits, 5:20

### COURTS

Collective bargaining agreements, 7:17, 8:3, 12:4

Labor relations, 3:6, 3:43, 4:15, 9:12, 11:2, 14:4

Worker Adjustment and Retraining  
Notification Act, 3:5 to 3:7, 3:15, 3:33, 3:38, 3:39, 3:42, 3:43, 3:45, 4:15

### COVERAGE

Medical benefits, 7:2, 7:15, 7:17, 9:10, 9:11, 12:2, 12:3, 12:5, 12:9, 12:12

### COWORKERS

Retaliation, 1:6

### DAMAGES

Accommodation, 9:10

Age discrimination, 6:10, 6:13, 9:8, 9:10, 9:14, 10:8, 14:4

Americans with Disabilities Act, 9:8, 14:4

Benefits, 3:6, 3:17, 3:19, 3:38, 3:42, 3:44 to 3:46, 4:11, 4:14, 4:16, 5:20, 6:13, 7:16, 7:17, 8:1, 9:2, 9:8, 9:10, 9:14 to 9:17, 10:3, 10:5, 10:8, 11:2, 12:3, 12:6, 12:7, 13:4, 13:13, 14:4, 14:8

Compensation, 2:9, 3:38, 3:39, 3:42, 3:44, 3:45, 4:11, 4:14, 4:16, 6:10, 7:16, 7:17, 9:8, 9:10, 9:15, 9:17, 10:5, 11:2, 12:3, 14:8

Computation, 3:45

Defined, 3:17, 3:19, 3:21, 3:46, 4:11, 4:14, 9:10, 9:15, 10:3, 10:5, 11:2, 12:7, 13:13

Emotional distress, 3:17, 6:13, 9:14, 9:15, 10:3

### DAMAGES—Cont'd

Employment discrimination, 3:17, 6:10, 9:10, 9:17, 10:8, 14:4

Family and Medical Leave Act, 6:10, 9:8, 14:4

Federal government, 3:33

Fringe benefits, 14:8

Front pay, 9:2, 9:15

Good faith efforts, 12:7

Intentional discrimination, 6:10

Liquidated damages, 2:9, 4:14, 6:13, 11:2

Medical expenses, 3:42, 3:44, 12:3, 12:6

National Labor Relations Board, 8:1, 14:4

Pensions, 4:16, 9:10

Period, 3:6, 3:17, 3:19, 3:21, 3:32 to 3:34, 3:38, 3:42, 3:44 to 3:46, 4:11, 4:14, 4:16, 6:10, 6:13, 7:16, 9:8, 9:10, 9:17, 10:5, 11:2, 12:3, 12:6, 12:7, 13:4

Punitive damages, 3:46, 6:13, 9:2, 9:14, 9:15, 14:4

Ratification, 5:20

Reinstatement, 2:9, 4:14, 6:13, 9:8, 9:15, 12:6, 14:4

Remedies, 3:38, 3:44, 4:11, 4:14, 9:8, 9:10, 9:15, 9:16, 12:7, 14:4, 14:8, 14:9

Restrictions, 4:14, 5:20

Tax, 3:6, 3:33, 7:16, 10:5, 12:3, 12:8, 13:13

Title VII, 9:10, 9:16, 12:7, 14:4, 14:9

Total, 3:17, 3:21, 3:42, 3:45, 3:46, 4:11, 4:14, 6:10, 7:16, 7:17, 9:8, 12:7

Willfulness, 6:13

### DEFAMATION

National Labor Relations Act, 3:17

### DEFENSES

Age Discrimination in Employment Act, 14:4

Age discrimination, 14:4

Reinstatement, 14:4

Retaliation, 14:4

## REDUCTIONS IN FORCE

### DEFICIENCIES

Citations, **3:6**

### DEFINED BENEFIT PLANS

Retirement benefits, **7:10, 7:12**

### DEFINED CONTRIBUTION PLANS

Retirement benefits, **7:10**

### DEGREE

Violation, **3:5, 3:6, 3:15, 3:33, 4:17, 5:18, 6:10, 6:13, 9:8, 10:9, 12:2, 12:3, 14:5**

### DELAWARE

Compensation, **2:7**  
Health, **2:7, 7:13**  
Laid off employees, **2:7**  
Notice, **2:7, 10:6**  
Termination of employment, **7:13**  
Terms, **7:13, 10:6**

### DELIVERY

National Labor Relations Act, **4:7**  
Worker Adjustment and Retraining  
Notification Act, **2:7, 4:7**

### DENTAL BENEFITS

Health insurance plans, **9:14**

### DEPARTMENT OF LABOR

Bureau of Labor Statistics, **4:14, 4:17**  
Cobra continuation coverage requirements, **12:2**  
Occupational Safety and Health Administration, **3:15**  
Secretary of Labor, **2:9, 3:33, 4:17, 12:3**

### DEPENDENTS

Fringe benefits, **4:17**  
Medical benefits, **7:17, 12:2, 12:3, 12:9**

### DISABILITIES

Age, **1:6, 5:9, 9:8, 14:4**  
Americans with Disabilities Act, **1:6, 9:8, 14:4, 14:5**  
Arbitration, **14:4, 14:5**  
Awards, **1:6, 14:4**  
Back pay, **14:4**  
Benefits, **5:9, 9:8, 14:4**

### DISABILITIES—Cont'd

Burden of proof, **9:8**  
Causation, **1:6**  
Costs, **1:6, 9:8, 14:4**  
Defenses, **14:4**  
Evidence, **1:6, 9:8, 14:4**  
Family and Medical Leave Act, **9:8, 14:4**  
Harassment, **1:6, 9:8**  
Insurance, **1:6**  
Interest, **1:6, 14:5**  
Interference, **9:8, 14:4**  
Investigations, **1:6**  
National Labor Relations Act, **14:4**  
Notices, **1:6**  
Procedure, **9:8, 14:4**  
Punitive damages, **14:4**  
Reinstatement, **9:8, 14:4**  
Remedies, **1:6, 9:8, 14:4**  
Retaliation, **1:6, 9:8, 14:4**  
Seniority, **1:6**

### DISABILITY BENEFITS

Americans with Disabilities Act, **9:8**  
Compensation, **1:12, 5:2, 7:3, 9:8, 9:10, 9:12, 12:13**  
Eligibility for benefits, **9:12**  
Employee Retirement Income Security Act, **12:6**  
Life insurance, **1:12, 12:10**  
Medical benefits, **9:10**  
Retirement plans, **7:3**

### DISASTERS

Worker Adjustment and Retraining  
Notification Act, **3:33, 4:7**

### DISCIPLINE

Burden of proof, **9:10**  
Compensation, **1:12, 6:2, 6:10, 9:10, 9:12**  
Customers, **1:12, 8:10**  
Evidence, **1:12, 6:2, 6:10, 8:10, 9:10, 9:12**  
Insubordination, **6:10**  
Intent to discriminate, **9:10**  
National Labor Relations Board, **8:2, 8:10**  
Prima facie case, **1:12, 6:10, 9:10, 9:12**

## INDEX

### **DISCIPLINE—Cont'd**

Remedies, **9:10, 9:12**  
Retaliation, **1:12, 9:1, 9:10, 9:12**  
State law, **9:10**  
Termination of employment, **9:10, 9:12**

### **DISCLAIMERS**

Termination of employment, **7:16**

### **DISCOVERY**

Admissibility, **6:2**  
Alter ego test, **3:6**  
Burdensome, **6:8**  
Class action, **3:6, 3:15, 14:8**  
Harassment, **14:8**  
Names, **2:7**  
Relevance, **6:2**  
Relief, **3:6, 6:2, 9:17, 10:1, 14:8**  
Summary judgment, **2:7, 3:6, 3:14, 3:15, 6:2, 6:8, 6:9, 9:17, 14:8**

### **DISCRIMINATION**

Alabama, **1:12, 14:7**  
Arkansas, **1:12, 3:14, 9:12**  
California, **1:12, 8:9, 9:11, 12:3, 14:4, 14:8**  
Connecticut, **6:7, 7:16, 9:16**  
District of Columbia, **6:23**  
Florida, **1:12, 10:9, 14:9**  
Georgia, **1:12, 6:15**  
Illinois, **3:17, 7:22, 9:17, 12:3**  
Indiana, **1:12, 6:2, 9:12, 12:3**  
Kansas, **6:8**  
Kentucky, **7:3, 7:16**  
Louisiana, **1:12**  
Maine, **6:23**  
Maryland, **1:6, 1:12**  
Massachusetts, **9:10, 12:3**  
Michigan, **1:12, 7:16, 9:12, 12:11**  
Minnesota, **6:12, 8:9**  
Mississippi, **1:12, 6:2**  
Missouri, **6:33**  
Montana, **6:16, 9:14**  
Nevada, **3:45, 9:14, 14:4**  
New Jersey, **9:8**  
New York, **1:6, 3:40, 5:23, 6:1, 6:9, 6:16, 6:28, 6:34, 9:17, 12:11**

### **DISCRIMINATION—Cont'd**

Ohio, **1:6, 1:12, 5:2, 5:12, 7:16, 9:8, 12:3, 12:12**  
Pennsylvania, **5:18, 6:33**  
South Dakota, **1:6, 8:9**  
Tennessee, **1:12, 6:10, 12:3**  
Texas, **1:6, 1:12, 6:11, 12:3**  
Virginia, **5:19, 12:3**  
Washington, **3:17, 14:8**  
West Virginia, **5:19**  
Wyoming, **6:3**

### **DISCUSSIONS**

National Labor Relations Board, **3:4**

### **DISMISSAL**

National Labor Relations Act, **9:12, 14:4**

### **DISPARATE IMPACT**

Adverse employment action, **6:2, 6:7, 6:23**  
Civil Rights Act, **6:2, 6:7**  
Insurance, **5:12, 6:23, 6:30**  
Performance, **6:2, 6:7, 6:30**  
Pretext, **6:2, 6:7, 6:23**  
Public policy, **1:13**  
Statistical evidence, **6:2, 6:23, 6:29**  
Tenure, **6:7, 6:29**  
Tests, **1:13**

### **DISPARATE TREATMENT**

Age discrimination, **1:6, 5:12, 6:2, 6:7, 6:13, 6:23, 7:3**  
Civil Rights Act, **1:6, 6:2, 6:7, 6:13**  
Comparators, **1:6**  
Damages, **6:13**  
Decisionmakers, **1:6**  
Direct evidence of discrimination, **6:7**  
Discriminatory animus, **6:2, 6:7**  
Harassment, **1:6**  
Hiring, **1:6**  
Intentional discrimination, **1:6**  
Mixed motives, **1:6**  
Older employees, **6:7, 6:23**  
Pretext, **1:6, 6:2, 6:7, 6:23**  
Prima facie case, **1:6, 5:12, 6:7, 6:23**  
Protected class, **1:6, 6:2, 6:7, 6:23**  
Punitive damages, **6:13**

**DISPARATE TREATMENT****—Cont'd**

Remedies, 1:6  
 Retaliation, 1:6  
 Statistical evidence, 6:2, 6:23  
 Willfulness, 6:13

**DISPATCHERS**

Compensation, 6:2

**DISTRICT OF COLUMBIA**

Age Discrimination in Employment Act, 6:23  
 Age discrimination, 6:23  
 Assignments, 6:23  
 Evidence, 6:23  
 Notice, 6:23  
 Retention of employees, 6:23  
 Terms, 6:23

**DIVORCE**

Cobra continuation coverage requirements, 12:2

**DURATION**

Collective bargaining agreements, 7:17

**EARLY RETIREMENT**

Accounting standards, 7:1, 7:19  
 Age discrimination, 1:5, 2:4, 2:5, 5:1 to 5:3, 5:6, 5:8, 5:10 to 5:13, 6:2, 6:6, 6:10, 6:11, 6:23, 7:1 to 7:3, 7:5, 9:8, 9:10, 9:14  
 Anticutback rules, 7:11, 7:13  
 Average benefit test, 7:6  
 Bargain, 7:17, 7:21, 9:11  
 Benefits, 2:4, 2:5, 5:1 to 5:3, 5:5, 5:7 to 5:9, 5:11 to 5:14, 6:2, 6:11, 7:2 to 7:5, 7:7 to 7:17, 7:19 to 7:23, 9:8, 9:10, 9:11, 9:14, 10:7, 13:3  
 Coverage rules, 7:5, 7:9

Design issues, 7:1, 7:4 to 7:18

Discrimination, 1:5, 2:4, 2:5, 5:1 to 5:3, 5:6 to 5:8, 5:10 to 5:14, 6:2, 6:6, 6:10, 6:11, 6:23, 7:1 to 7:3, 7:5, 7:8, 7:16, 7:18, 7:22, 9:8, 9:10, 9:11, 9:14, 13:3

Employee Retirement Income Security Act, 2:4, 5:14, 7:1, 7:17

**EARLY RETIREMENT—Cont'd**

Equitable estoppel, 7:23  
 ERISA, 2:4, 2:5, 5:14, 7:1, 7:4, 7:5, 7:10, 7:11, 7:13 to 7:18, 7:20, 7:23, 9:8, 9:10, 9:11, 9:14, 10:7, 13:3  
 Incentives, 2:4, 3:25, 5:2, 5:3, 5:6, 5:8, 5:11, 5:24, 7:2, 7:3, 7:5  
 Internal Revenue Code, 7:1  
 Minimum participation rules, 7:5  
 Modifications, 7:23, 10:7  
 Nondiscrimination rules, 7:5  
 Nonqualified separation programs, 7:14, 7:15  
 Older Workers Benefit Protection Act, 1:5, 2:5, 5:1 to 5:14, 5:24, 7:3  
 Participation rules, 7:5, 7:9  
 Policies, 2:4, 2:5, 5:13, 6:23, 7:17, 9:10, 10:7  
 Preemption, 7:14, 7:18, 9:14  
 Qualification, 2:4, 6:2, 7:4, 7:5, 7:14, 7:15, 10:7  
 Ratio percentage test, 7:6, 7:7, 7:10  
 Release, 1:5, 2:4, 2:5, 5:1, 5:24, 7:3, 7:22, 9:10, 10:7  
 Requirements, 1:5, 2:4, 2:5, 5:1, 5:8, 5:12, 7:2 to 7:6, 7:9, 7:11, 7:13 to 7:17, 7:20, 7:23, 9:8, 9:10, 9:11, 10:7  
 Separation, 5:12, 6:6, 6:23, 7:13 to 7:16, 9:10  
 Waiver, 5:1, 7:3, 7:20, 7:22, 9:10, 9:11

**EFFECTIVE DATE**

Collective bargaining agreements, 4:16  
 Worker Adjustment and Retraining Notification Act, 3:13, 3:17, 3:19, 3:32, 3:34, 3:46, 4:6, 4:7, 4:15, 4:16

**ELECTIONS**

Eligibility, 11:3, 12:2  
 Life insurance, 12:2  
 Notice, 8:9, 11:3, 12:2, 12:9  
 Parties, 12:9  
 Procedures, 12:2  
 Remedies, 11:3

## INDEX

### **ELECTIONS—Cont'd**

Settlement, 8:9  
Violations, 8:9, 12:9

### **EMPLOYEE**

Rights and Duties, 12:10

### **EMPLOYEE BENEFITS**

France, 9:10  
Income, 3:42, 3:45, 4:9, 7:16, 11:2, 13:2  
Limitations, 5:1, 7:13, 7:16  
Nondiscrimination, 5:2  
Social security, 7:3  
Tax, 7:13, 7:16, 9:11, 10:5, 13:2  
Withholding, 10:5

### **EMPLOYEE RETIREMENT INCOME SECURITY ACT**

Amendment, 7:17, 13:2  
Beneficiaries, 7:17, 10:2, 12:1, 12:6, 13:2  
Class actions, 7:17  
Design issues, 7:1, 7:17  
Discrimination, 2:4, 3:45, 5:14, 7:1, 9:1  
Employee benefit plan, 7:17, 10:2, 11:2  
Employee welfare benefit plans, 10:2  
Employees, 1:7, 2:4, 3:6, 3:45, 4:9, 5:14, 7:17, 10:1 to 11:2, 12:1, 13:2  
Employer retaliation, 9:1  
Exceptions, 3:45  
Fiduciary, 5:14, 7:17, 10:2, 12:6  
Former employees, 3:6, 10:1, 10:2  
Holidays, 11:2  
Independent contractors, 3:6  
Interference, 9:1  
Interference with, 9:1  
Layoffs, 2:4, 3:6, 4:9  
Limitation, 7:17  
Management, 3:6, 7:17  
Medical benefits, 7:17  
Owners, 3:6  
Partners, 3:6  
Pension plans, 10:2, 13:2  
Plan, 1:7, 2:4, 3:6, 3:45, 5:14, 7:17, 9:1, 10:1 to 11:2, 12:1, 12:6, 13:2

### **EMPLOYEE RETIREMENT**

#### **INCOME SECURITY ACT**

##### **—Cont'd**

Preemption, 10:2, 11:2, 12:1  
Remedies, 12:1  
Removal, 4:9, 11:2  
Reporting requirements, 10:2, 11:2  
Requirements, 2:4, 3:45, 7:17, 10:2, 11:2, 12:1, 13:2  
Retaliation, 9:1  
Service providers, 12:6  
Severance pay, 3:6, 3:45, 4:9, 10:1 to 11:2  
State law claims, 10:1, 10:2  
Termination, 1:7, 3:6, 3:45, 7:17, 10:1 to 11:2, 13:2  
Vacations, 11:2  
Welfare benefit, 1:7, 7:17, 10:2  
Welfare benefit plans, 1:7, 7:17, 10:2

### **EMPLOYMENT**

#### **DISCRIMINATION**

Age, 1:6, 5:1, 5:18, 6:7, 6:8, 6:10, 7:3, 9:10, 10:8, 10:9, 14:4  
Age discrimination in Employment Act, 1:6, 5:1, 5:18, 6:7, 6:8, 6:10, 14:4  
Americans with Disabilities Act, 1:6, 14:4  
Arbitration, 3:40, 14:4  
Back pay, 3:17, 9:17, 14:4  
Burden of proof, 5:1, 7:3, 9:10  
Causation, 1:6, 3:14  
Civil Rights Act, 1:6, 6:7, 6:8, 14:4  
Collective bargaining agreement, 3:17  
Contract claims, 10:8  
Direct evidence, 1:6, 6:7, 6:8, 6:10, 9:10  
Disability, 3:17, 7:3, 9:6, 9:10, 10:9  
Disparate impact, 6:7  
Disparate treatment, 1:6, 6:7, 7:3  
ERISA, 5:18, 9:6, 9:10, 9:17, 10:8 to 10:10  
Evidence, 1:6, 3:14, 3:17, 5:1, 6:7, 6:8, 6:10, 7:3, 9:6, 9:10, 10:8, 10:9, 14:4  
Executive, 14:4

## REDUCTIONS IN FORCE

### EMPLOYMENT

#### DISCRIMINATION—Cont'd

Former employees, 3:17, 5:18, 6:7, 6:10, 9:10, 10:9  
Forum, 14:4  
Gender identity, 1:6  
Harassment, 1:6, 3:17, 3:40  
Hostile work environment, 1:6  
Injunctive relief, 9:17  
Liability, 1:6, 3:17, 5:1, 6:7, 6:10, 7:3, 9:6, 9:10, 9:17  
National origin, 1:6, 3:17, 5:18  
Older Workers Benefit Protection Act, 5:1, 5:18, 7:3  
Pattern or practice, 6:7  
Pretext, 1:6, 6:7, 6:8, 6:10, 9:6, 9:10, 10:8  
Procedure, 3:40, 6:7, 6:8, 14:4  
Protected activity, 1:6  
Protected categories, 3:17, 6:8  
Punitive damages, 14:4  
Race, 1:6, 3:17, 6:10, 9:17, 10:8  
Relief, 9:17, 10:8, 10:10, 14:4  
Religion, 3:17  
Retaliation, 1:6, 3:17, 9:10, 14:4  
Retirement, 3:17, 5:1, 6:8, 6:10, 7:3, 9:10, 9:17, 10:8, 10:10  
Severance agreement, 3:17, 5:18  
Sex, 1:6, 3:17  
Statute of limitations, 9:17  
Stereotyping, 1:6  
Temporal proximity, 1:6, 9:10  
Torts, 3:17  
Waiver, 3:17, 5:1, 5:18, 7:3, 9:10, 10:8

### EMPLOYMENT PRACTICES

Commerce, 6:3  
Exceptions, 6:10  
Family and Medical Leave Act, 6:10, 9:8  
Firefighters, 6:3  
Former employees, 2:10, 6:10, 9:8  
Intentional discrimination, 6:10  
Interest, 3:5  
Number of employees, 3:5, 6:3  
Parent corporation, 6:3  
Person, 6:3, 6:10  
Remedies, 9:8

### EMPLOYMENT PRACTICES

#### —Cont'd

Supervisors, 6:10  
Whole, 5:20

### EMPLOYMENT RELATIONSHIP

Retaliation, 3:17, 9:5, 9:8 to 9:10, 14:4, 14:8

### ENERGY

Unions, 9:11

### ENFORCEMENT

Arbitration, 14:4, 14:8, 14:9  
Cause of action, 9:5, 9:14, 11:5, 12:3  
De novo review, 9:2, 9:16, 12:3, 13:10  
Equitable estoppel, 9:15  
ERISA, 9:2, 9:5, 9:14 to 9:16, 10:5, 11:2, 12:2, 12:3, 13:10  
Fiduciary, 4:11, 9:2, 9:5, 9:15, 9:16, 11:3, 11:5, 12:2, 12:3  
Injunction, 12:3, 14:4  
Maryland, 1:6  
Preemption by, 11:2  
Settlement, 6:2, 14:9  
Standard of review, 9:2, 9:16, 13:10  
Worker Adjustment and Retraining Notification Act, 3:26, 4:6, 4:7, 4:15

### ENROLLMENT

Health maintenance organizations, 12:2

### EQUAL EMPLOYMENT

#### OPPORTUNITY COMMISSION

Admissibility, 6:2  
Adverse employment action, 6:2, 6:10, 6:15  
Adverse impact, 1:6, 6:2  
Age discrimination claims, 5:18  
Americans with Disabilities Act, 1:6  
Appeals, 1:6, 6:10  
Causation, 1:6, 6:15  
Commencement, 5:18  
Complaints, 1:6  
Coverage, 6:2  
Discovery, 6:2

## INDEX

**EQUAL EMPLOYMENT OPPORTUNITY COMMISSION—Cont'd**  
District, 1:6, 5:18, 6:2, 6:10, 6:15, 7:22  
Employers, 5:20, 6:2, 6:10  
Evidence, 1:6, 6:2, 6:10, 6:15  
Exemptions, 1:6  
Investigation, 1:6  
Objections, 6:2  
Parties, 6:2, 6:10, 6:15  
Records, 6:10  
Remedies, 1:6  
Retaliation, 1:6  
Strike, 1:6  
Vicarious liability, 6:15

**EQUITABLE RELIEF**  
Preemption, 9:14, 9:15, 12:10

**ERISA**  
Enforcement, 9:2, 9:5, 9:14 to 9:16, 10:5, 11:2, 12:2, 12:3, 13:10  
Fiduciary responsibility, 9:17  
HIPAA, 12:9

**EVIDENCE**  
Admissibility, 6:2  
Affidavits, 2:7, 3:14, 3:17, 3:33, 3:34, 3:37, 7:17  
Authentication, 1:12  
Burden of establishing, 1:12, 6:30, 9:10  
Burden of Proof, 3:33, 5:1, 6:30, 7:3, 9:8, 9:10, 12:7  
Business necessity, 6:30  
Class actions, 7:17  
Comparators, 1:6, 6:8  
Damages, 3:6, 3:7, 3:17, 3:33, 3:34, 3:39, 3:45, 6:10, 6:13, 7:16, 7:17, 9:8, 9:10, 9:15, 10:3, 10:8, 12:3, 12:6, 12:7, 13:13, 14:4, 14:8  
Defenses, 14:4  
Direct evidence, 1:6, 1:12, 5:19, 6:4, 6:6 to 6:10, 9:10  
Discovery, 2:7, 3:6, 3:14, 3:15, 6:2, 6:8, 6:9, 13:13, 14:8  
Disparate treatment, 1:6, 5:12, 6:2, 6:7, 6:13, 6:23, 7:3, 9:11

**EVIDENCE—Cont'd**  
Education, 4:6, 4:17, 5:12, 6:13, 6:15  
Employee Retirement Income Security Act, 3:6, 3:45, 5:14, 7:17, 12:6  
Expert testimony, 6:13, 6:30  
Group insurance, 5:13, 7:17  
Legitimate, 1:6, 1:12, 3:5, 5:8, 6:2, 6:4, 6:7, 6:8, 6:10, 6:11, 6:15, 6:25, 6:26, 6:28 to 6:31, 6:33, 6:34, 6:38, 7:16, 8:11, 9:6, 9:10 to 9:12, 10:8, 13:10  
Mixed motives, 1:6, 6:9  
Objections, 6:2, 14:4  
Plaintiff, 1:6, 1:12, 2:7, 3:2, 3:6, 3:7, 3:15, 3:17, 3:33, 3:34, 3:37, 3:39, 3:45, 5:8, 5:14, 5:19, 5:23, 6:2, 6:4, 6:6 to 6:11, 6:13, 6:15, 6:18, 6:20, 6:23 to 6:25, 6:28 to 6:31, 6:33, 6:34, 6:38, 7:3, 7:16, 7:17, 9:5, 9:6, 9:8 to 9:12, 9:15, 10:7 to 10:9, 12:3, 12:6, 12:7, 12:10 to 13:13, 14:8  
Pretext, 1:6, 1:12, 5:8, 5:19, 6:2, 6:4, 6:6 to 6:8, 6:10, 6:15, 6:23, 6:33, 8:10, 9:6, 9:10, 9:12, 10:8, 12:11  
Prima facie case, 1:6, 1:10, 1:12, 5:6, 5:8, 5:12, 5:13, 5:19, 6:4, 6:7 to 6:10, 6:15, 6:18, 6:23 to 6:25, 6:27, 8:4, 9:6, 9:8, 9:10, 9:12, 10:8, 12:11  
Privileges, 5:1, 6:2, 7:3  
Proffer, 1:10, 6:15, 8:4, 10:7  
Railway Labor Act, 4:6  
Remarks, 6:2, 6:6, 6:7, 6:10, 6:23  
Retaliation, 1:6, 1:12, 3:17, 6:11, 9:5, 9:8 to 9:10, 9:12, 9:15, 12:11, 14:4, 14:8  
State law, 3:14, 4:6, 4:15, 6:13, 6:30, 6:33, 7:16, 9:8, 9:10, 9:15, 10:3, 10:8, 12:3, 12:10, 14:4  
Statistical evidence, 5:8, 6:2, 6:8, 6:10, 6:23 to 6:29  
Stereotyping, 1:6  
Summary judgment, 1:2, 1:6, 1:12, 2:7, 3:4 to 3:7, 3:12, 3:14 to 3:17, 3:33, 3:37, 3:45, 5:6, 5:8, 5:12, 5:19, 5:21, 5:23, 6:2 to

## REDUCTIONS IN FORCE

### EVIDENCE—Cont'd

6:4, 6:6 to 6:11, 6:15, 6:16,  
6:18, 6:23, 6:27, 6:29, 6:30,  
6:33, 6:34, 7:16, 7:17, 9:8, 9:10  
to 9:12, 10:7 to 10:9, 12:3,  
12:6, 12:7, 12:11, 12:12, 14:4,  
14:8

Title VII, 1:6, 6:2, 6:3, 6:7 to 6:9,  
6:11, 6:15, 9:10, 9:12, 12:7,  
12:11, 14:4

Types of evidence, 6:23

Weight, 3:6, 3:33, 6:2, 6:38, 9:15,  
13:10

Witnesses, 6:2, 14:8

### EXPECTATION

Unions, 3:42, 9:11

### EXPERT

Selection, 6:23, 6:30

Witness, 6:23

### EXTENT

Federal employment, 9:10, 14:4

Unions, 14:4

### FACTORS

Federal employment, 9:10, 14:4

### FAIR LABOR STANDARDS ACT

Answers, 9:12, 12:11

Appeals, 9:12, 12:11

Approval, 14:4

Arbitration agreements, 14:4

Back wages, 2:9

Commerce, 6:3

Common law, 4:14, 14:4

Common ownership, 6:3

Complaints, 2:9, 9:12, 12:11

Congress, 2:9, 6:3, 9:12, 12:11, 14:4

Costs, 2:9, 14:4

Coverage, 2:9, 4:14, 6:3, 9:12, 12:11

Credit, 2:9

Damages, 2:9, 4:14, 14:4

Date, 4:14, 9:12

Defenses, 14:4

Department of Labor, 2:9, 4:14, 9:12,  
12:11

Discrimination, 2:9, 6:3, 9:12, 12:11,  
14:4

Emotional distress, 12:11

### FAIR LABOR STANDARDS ACT

—Cont'd

Employ, 4:14, 6:3

Employee, 2:9, 4:14, 9:12, 12:11,  
14:4

Employer, 2:9, 4:14, 6:3, 9:12,  
12:11, 14:4

Employment contracts, 14:4

Enforcement, 2:9, 14:4

Enterprise, 4:14

Evidence, 6:3, 9:12, 12:11, 14:4

Executive capacity, 4:14

Federal employment, 14:4

Federal law, 12:11, 14:4

Fine, 2:9, 9:12, 12:11

Fraud, 9:12, 12:11

Good faith, 4:14, 12:11

Goods, 4:14

Imprisonment, 2:9

Internal complaints, 9:12

Jurisdiction, 2:9, 4:14, 9:12, 12:11

Jury trial, 14:4

Labor organizations, 14:4

Legislative history, 9:12, 14:4

Liquidated damages, 2:9, 4:14

Materials, 2:9

Minimum wage, 2:9

National Labor Relations Board, 14:4

Notice, 2:9, 4:14, 9:12, 12:11, 14:4

Overtime, 2:9

Parts, 6:3

Prima facie case, 9:12, 12:11

Punitive damages, 14:4

Regulations, 2:9, 4:14, 14:4

Related claims, 14:4

Remedies, 4:14, 9:12, 14:4

Retaliation, 9:12, 12:11, 14:4

Secretary of Labor, 2:9

Settlement, 12:11

Summary judgment, 2:9, 6:3, 9:12,  
12:11, 14:4

Trial, 12:11, 14:4

United States, 4:14

### FAMILY AND MEDICAL LEAVE

ACT

Adoption, 12:2, 12:9

Benefits, 1:12, 9:8, 12:2, 12:9, 14:4

## INDEX

**FAMILY AND MEDICAL LEAVE**  
ACT—Cont'd  
Birth, 1:12  
Burden of proof, 9:8  
Certification, 1:12  
Cobra continuation coverage requirements, 12:2  
Compensation, 1:12, 6:10, 9:8  
Conditions of employment, 1:12  
Coverage, 9:8, 12:2, 12:9  
Damages, 6:10, 9:8, 14:4  
Daughter, 1:12  
Department of Labor, 12:2  
Disability, 1:12, 9:8, 12:2, 12:9  
Discrimination, 1:12, 6:10, 9:8, 14:4  
Employees, 1:12, 6:10, 9:8, 12:2, 12:9, 14:4  
Employers, 1:12, 6:10, 9:8, 12:2, 12:9, 14:4  
Enactment, 14:4  
Enforcement, 12:2, 14:4  
Equivalent benefits, 1:12  
Equivalent position, 1:12  
Evidence, 1:12, 6:10, 9:8, 14:4  
Family member, 1:12  
Gender discrimination, 1:12  
Group health plan, 12:2, 12:9  
Health benefits, 1:12, 9:8, 12:2  
Insurance premiums, 12:9  
Litigation, 6:10, 14:4  
Maternity leave, 1:12  
Multiemployer plan, 12:2  
Notice, 1:12, 12:2, 12:9, 14:4  
Notices, 1:12, 12:2, 12:9  
Part-time employees, 12:2, 12:9  
Purpose, 1:12, 6:10, 9:8, 12:2, 14:4  
Regulations, 6:10, 12:2, 12:9, 14:4  
Regulatory provisions, 12:2  
Reinstatement, 1:12, 9:8, 14:4  
Remedies, 9:8, 14:4  
Requirements, 1:12, 9:8, 12:2, 12:9  
Restoration rights, 1:12  
Retaliation, 1:12, 9:8, 14:4  
Serious health condition, 1:12  
Sick leave, 1:12  
State laws, 12:2  
Subsidiaries, 9:8  
Terms of employment, 9:8

**FAMILY AND MEDICAL LEAVE**  
ACT—Cont'd  
Vacation time, 1:12  
Waiver, 12:2  
**FEDERAL ARBITRATION ACT**  
National Labor Relations Board, 14:4  
**FEDERAL EMPLOYMENT**  
Agencies, 1:2  
Arbitration, 14:4  
Availability, 14:4  
Awards, 14:4  
Binding arbitration, 14:4  
Charges, 14:4  
Collective bargaining, 14:4  
Costs, 9:10, 14:4  
Courts, 9:10, 14:4  
Date, 9:10  
Decisions, 1:2, 9:10, 14:4  
Discrimination, 1:2, 5:21, 9:10, 14:4  
Duties, 9:10  
Eligibility, 9:10  
Enforcement, 14:4  
Evidence, 1:2, 5:21, 9:10, 14:4  
Factors, 9:10, 14:4  
Fair Labor Standards Act, 14:4  
Filing, 14:4  
Findings, 9:10  
General Counsel, 14:4  
Guidance, 14:4  
Issues, 5:21, 9:10, 14:4  
Labor relations, 14:4  
Merit Systems Protection Board, 1:2  
Motions, 1:2  
National Labor Relations Act, 14:4  
Nature, 14:4  
Negotiations, 9:10  
Notice, 1:2, 9:10, 14:4  
Number of employees, 1:2  
Objections, 14:4  
Orders, 1:2  
Panels, 1:2  
Parties, 1:2, 5:21, 9:10, 14:4  
Proceedings, 9:10, 14:4  
Proof, 9:10  
Protection, 1:2, 5:21, 9:10, 14:4  
Record, 5:21, 9:10, 14:4  
Regulations, 1:2, 14:4

**FEDERAL EMPLOYMENT**

—Cont'd

- Remedies, **9:10, 14:4**
- Representatives, **9:10**
- Resolution of disputes, **14:4**
- Retaliation, **9:10, 14:4**
- Review, **1:2, 9:10**
- Revocation, **14:4**
- Rights, **5:21, 9:10, 14:4**
- Rules, **9:10, 14:4**
- Self-organization, **14:4**
- Service, **1:2, 9:10**
- Standards, **9:10, 14:4**
- Statements, **9:10**
- Supervisors, **9:10**
- Unions, **14:4**
- Violations, **9:10**

**FEDERAL QUESTION**

- Jurisdiction, **9:14**

**FEDERAL STATUTES**

- Americans with Disabilities Act, **14:4**
- Arbitration, **9:12, 14:4**
- Collective bargaining agreement, **6:12, 9:12**
- Family and Medical Leave Act, **14:4**
- Parties, **12:11, 14:4**
- Remedies, **9:12, 14:4**

**FEES**

- Collective bargaining agreements, **1:9, 4:16, 7:17**

**FILING**

- Health maintenance organizations, **12:2**
- National Labor Relations Act, **4:6, 4:15, 9:12, 11:2, 14:4**
- Railway Labor Act, **4:6**

**FINANCIAL COUNSELING**

- Benefits, **7:2**

**FINES**

- National Labor Relations Board, **3:4**

**FLORIDA**

- Age discrimination, **10:9**
- Assignments, **3:15**
- Compensation, **1:12, 10:9**

**FLORIDA—Cont'd**

- Complaints, **1:12, 3:15**
- Conditions of employment, **1:12**
- Evidence, **1:12, 3:15, 3:33, 10:9**
- Health, **1:12, 3:15**
- Life insurance, **1:12, 10:9**
- Notice, **1:12, 3:15, 3:33, 14:9**
- Remedies, **14:9**
- Terms, **1:12, 3:15, 3:33, 10:9, 14:9**

**FORMER EMPLOYEES**

- Employee Retirement Income Security Act, **3:6, 10:1, 10:2**
- Employment practices, **2:10, 6:10, 9:8**
- Retaliation, **3:17, 9:8, 9:10, 14:8**

**FORMS**

- Unions, **9:12, 14:4**

**FRINGE BENEFITS**

- Dependents, **4:17**

**FRONT PAY**

- Compensatory damages, **9:15**
- Reinstatement, **9:15**

**GENDER DISCRIMINATION**

- Appearance, **1:6**
- Comparators, **1:6**
- Disability insurance, **1:12**
- Discharge, **1:6**
- Evidence, **1:6, 1:12**
- Family and Medical Leave Act, **1:12**
- Harassment, **1:6**
- Maternity leave, **1:12**
- Remedies, **1:6**
- Retaliation, **1:6, 1:12**
- Stereotyping, **1:6**

**GEORGIA**

- Age Discrimination in Employment Act, **6:15**
- Age discrimination, **6:15**
- Compensation, **1:12**
- Conditions of employment, **1:12**
- Health, **1:12**
- Notice, **1:12**
- Records, **1:12**
- Terms, **1:12, 6:15**

## INDEX

### GOOD CAUSE

Discipline, **6:2**

### GOOD FAITH

Civil penalties, **4:6, 4:15**  
Preemption, **10:3, 10:5, 12:11**  
Retaliation, **9:10, 12:11, 14:8**  
Worker Adjustment and Retraining  
Notification Act, **3:7, 3:15, 3:33**  
**3:34, 3:36, 4:3, 4:6, 4:7, 4:15**

### GRIEVANCE PROCEDURES

Jurisdiction, **2:9**

### GRIEVANCES

National Labor Relations Act, **8:10**  
National Labor Relations Board, **8:10**

### GROCERY STORES

Compensation, **12:3**

### GROUP INSURANCE

Age, **5:2, 5:13**  
Beneficiary, **7:17**  
Coverage, **4:11, 5:2, 5:13, 7:17**  
Dependents, **4:11, 7:17**  
Employee Retirement Income Security Act, **7:17**  
Full-time employees, **4:11**  
Health insurance, **4:11, 7:17**  
Life insurance, **5:13, 7:17**  
Notice, **4:11**  
Premiums, **5:13, 7:17**  
Summary plan descriptions, **7:17**

### GUIDANCE

Federal employment, **14:4**

### HAWAII

Compensation, **4:5**  
Notice, **4:5**  
Remedies, **4:5**  
Termination of employment, **4:5**  
Transfers, **4:5**  
Unemployment compensation, **4:5**

### HEALTH CARE

Industry, **1:12, 4:10, 12:4, 12:5**  
Unions, **9:11, 12:4**

### HEALTH INSURANCE

**PORATABILITY AND ACCOUNTABILITY ACT**  
Coverage, **12:9**  
Creditable coverage, **12:9**  
Enrollment, **12:9**  
Medical benefits, **12:9**  
Notice, **12:9**  
Preexisting conditions, **12:9**  
Premiums, **12:9**

### HEALTH MAINTENANCE ORGANIZATIONS

Enforcement, **12:2**

### HIRING

Age discrimination, **1:6, 6:8, 6:10, 6:15, 6:20, 9:8, 9:10**  
Agencies, **1:6, 4:6**  
Comparators, **1:6, 6:8**  
Evidence, **1:6, 3:4, 3:6, 3:45, 4:6, 4:15, 6:8, 6:10, 6:15, 6:20, 9:8, 9:10**  
Insurance, **1:6, 9:10**  
Prima facie case, **1:6, 6:8, 6:10, 6:15, 9:8, 9:10**  
Recruitment, **3:6**  
Reinstatement, **4:14, 9:8**  
Remedies, **1:6, 4:6, 4:7, 4:14, 4:15, 9:8, 9:10**  
Sex discrimination, **1:6**  
Standing, **1:6, 3:6, 6:20**  
Statistical evidence, **6:8, 6:10**  
Statistics, **4:14**  
Testimony, **1:6, 6:15**  
Title VII, **1:6, 6:8, 6:15, 9:10**

### HIV

Amendment, **9:11**  
Analysis, **9:11**  
Appeals, **9:11**  
Bargaining, **9:11**  
Behavior, **9:11**  
Benefits, **9:11**  
Business, **9:11**  
Care, **9:11**  
Change, **9:11**  
Claims, **9:11**  
Collective bargaining, **9:11**

## REDUCTIONS IN FORCE

### **HIV—Cont'd**

Compensation, 9:11  
Contributions, 9:11  
Costs, 9:11  
Coverage, 9:11  
Discrimination, 9:11  
Documents, 9:11  
Early retirement, 9:11  
Earnings, 9:11  
Election, 9:11  
Eligibility, 9:11  
Enrollment, 9:11  
Erisa, 9:11  
Evidence, 9:11  
Experience, 9:11  
Facts, 9:11  
Feedback, 9:11  
Health, 9:11  
Health care, 9:11  
Insurance, 9:11  
Irs, 9:11  
Issues, 9:11  
Job performance, 9:11  
Laws, 9:11  
Legal, 9:11  
Making, 9:11  
Merit, 9:11  
Minimum, 9:11  
Notice, 9:11  
Paid, 9:11  
Parties, 9:11  
Pay, 9:11  
Payment, 9:11  
Performance, 9:11  
Plans, 9:11  
Poor job performance, 9:11  
Power, 9:11  
Proceedings, 9:11  
Protection, 9:11  
Reduction, 9:11  
Resolution, 9:11  
Response, 9:11  
Retirement, 9:11  
Rights, 9:11  
Rules, 9:11  
Salary, 9:11  
Sales, 9:11

### **HIV—Cont'd**

Services, 9:11  
Severance, 9:11  
State, 9:11  
Statements, 9:11  
Supervisors, 9:11  
Support, 9:11  
Termination, 9:11  
Termination of employment, 9:11  
Time, 9:11  
Unions, 9:11  
Use, 9:11  
Violations, 9:11

### **HOLIDAYS**

Employee Retirement Income Security Act, 11:2  
Leave of absence, 11:2

### **HOSTILE WORK ENVIRONMENT**

Harassment, 1:6

### **HOURS**

Unions, 3:42

### **ILLINOIS**

Administrators, 7:17, 10:3  
Assignments, 12:3  
Certificates, 4:6  
Collective bargaining agreements, 7:17  
Compensation, 4:6, 7:17, 9:17, 10:5, 12:3  
Executives, 7:17, 10:3  
Harassment, 3:17, 7:22, 10:5  
Health, 3:17, 4:6, 7:17, 12:3  
Health insurance plan, 7:17, 12:3  
Hearings, 4:6  
Layoffs, 3:17, 3:33, 4:1, 8:10, 9:17, 10:5  
Life insurance, 7:17, 10:3, 10:5  
Marital status, 3:17  
Medical benefits, 7:17, 12:3  
Notice, 3:17, 3:33, 4:6, 10:3, 10:5, 12:3  
Permits, 3:33, 12:3  
Preferences, 4:6  
Race discrimination, 9:17  
Remedies, 4:6  
Reports, 10:3

## INDEX

**ILLINOIS—Cont'd**  
Retaliation, 3:17  
Savings, 3:33  
Settlement, 7:17, 7:22  
State statutes, 9:17  
Technical assistance, 4:6  
Termination of employment, 10:3, 10:5, 12:3  
Terms, 3:33, 7:17, 7:22, 10:3, 10:5, 12:3  
Training programs, 4:6

**IMPLEMENTATION**  
National Labor Relations Board, 3:4

**IMPOSITION**  
National Labor Relations Board, 8:2

**INDEPENDENT CONTRACTORS**  
Employee Retirement Income Security Act, 3:6  
Worker Adjustment and Retraining Notification Act, 3:6, 3:7

**INDIANA**  
Age Discrimination in Employment Act, 6:2  
Age discrimination, 6:2  
Agency decisions, 12:3  
Assignments, 12:3  
Compensation, 1:12, 6:2, 9:12, 12:3  
Conditions of employment, 1:12  
Evidence, 1:12, 6:2, 9:12, 10:7, 12:3  
Health, 1:12, 9:12, 10:7, 12:3  
Hearings, 9:12  
Insurance premiums, 9:12  
Investigations, 9:12  
Life insurance, 1:12  
Medical benefits, 12:3  
Notice, 1:12, 9:12, 10:7, 12:3  
Permits, 6:2, 12:3  
Privileges of employment, 6:2  
Remedies, 9:12  
Retaliation, 1:12, 9:12  
Severance pay, 10:7  
Termination of employment, 9:12, 10:7, 12:3  
Terms, 1:12, 6:2, 9:12, 10:7, 12:3

**INDIVIDUAL RETIREMENT ACCOUNTS**  
Defined, 13:10

**INFORMATION**  
Railway Labor Act, 4:6, 4:7

**INJUNCTIONS**  
Termination of employment, 4:11, 11:5  
Unions, 1:14

**INSTRUCTIONS**  
Unions, 3:15

**INSUBORDINATION**  
Discipline, 6:10  
Termination of employment, 12:3

**INSURANCE**  
Contra proferentum, 7:17  
Discrimination claims, 1:12, 5:8, 5:23, 6:23, 9:10, 10:9, 12:11  
Drafter, 9:15  
Notice requirements, 12:2, 12:5, 12:7  
Public policy, 3:17, 9:12, 10:3, 12:10  
Unions, 3:42, 9:11, 9:12, 12:4

**INTENT**  
Age Discrimination in Employment Act, 5:3, 6:2, 6:5, 6:6, 6:8, 6:11, 6:12, 6:18, 6:20, 6:29, 6:30, 9:8, 14:4  
Harassment, 6:11, 9:8  
Summary judgment, 1:12, 3:6, 3:15, 3:19, 3:42, 5:2, 5:21, 5:23, 6:2, 6:6, 6:8, 6:11, 6:18, 6:29, 6:30, 7:16, 7:17, 9:8, 9:10 to 9:12, 10:7, 10:9, 12:3, 12:11, 14:4  
Title VII, 6:2, 6:8, 6:11, 9:10, 9:12, 12:11, 14:4, 14:9

**INTEREST**  
Employment practices, 3:5  
Preemption, 9:14, 9:15, 10:3, 11:2, 12:10

**INTERFERENCE**  
Federal employment, 9:10, 14:4  
National Labor Relations Act, 9:12, 14:4  
National Labor Relations Board, 14:4

## REDUCTIONS IN FORCE

### INVESTIGATIONS

Jurisdiction, **9:12**  
Railway Labor Act, **4:7**  
Retaliation, **1:6, 6:11, 9:12**

### INVOLUNTARY TERMINATIONS

Policy, **6:10**

### IOWA

Evidence, **8:4**  
Exemptions, **4:7**  
Investigations, **4:7**  
Notice, **4:7**  
Remedies, **4:7**

### ISSUANCE

Railway Labor Act, **4:7**  
Unions, **9:12**

### JOB TITLES

National Labor Relations Act, **4:7**

### JOB TRAINING PARTNERSHIP ACT

Notice, **4:17**  
Wages, **4:17**

### JURISDICTION

Arbitration, **8:3, 9:12**  
Complaints, **2:9, 9:12, 9:14, 12:11**  
Federal question, **9:14**  
Investigation, **4:3, 4:6, 9:12, 9:14, 10:5, 11:2, 11:6, 12:11**  
National Labor Relations Act, **4:6, 4:9, 9:12, 11:2**  
Removal to federal court, **9:14**  
Res judicata, **4:6**  
Retaliation claims, **9:12, 12:11**  
Subject matter jurisdiction, **10:5**

### KANSAS

Age discrimination, **6:8**  
Evidence, **6:8**  
Notice, **4:8**  
Permits, **6:8**  
Terms, **6:8**

### KENTUCKY

Age discrimination, **7:3**  
Compensation, **7:3, 7:16**  
Disclosures, **7:16**  
Evidence, **3:4, 7:3, 7:16**

### KENTUCKY—Cont'd

Fines, **3:4**  
Health, **7:16**  
Layoffs, **3:4, 4:1, 7:16**  
Life insurance, **7:16**  
Notice, **3:4, 7:16**  
Permits, **7:3**  
Privileges of employment, **7:3**  
Termination of employment, **7:16**  
Terms, **7:3, 7:16**

### KEY EMPLOYEES

Life insurance, **10:5**

### LABOR RELATIONS

Contracts, **3:17, 14:4**  
Coverage, **3:4, 3:17, 9:12**

### LANGUAGE

National Labor Relations Board, **14:4**  
Unfair labor practices, **3:14**

### LEGISLATIVE HISTORY

Fair Labor Standards Act, **9:12, 14:4**

### LETTERS

National Labor Relations Board, **3:4**

### LIABILITY

Railway Labor Act, **4:6**  
Worker Adjustment and Retraining  
Notification Act, **2:7, 3:1, 3:6, 3:7, 3:9, 3:11, 3:15, 3:17, 3:18, 3:21, 3:28, 3:32, 3:33, 3:38, 3:42, 3:45, 4:3, 4:6, 4:15**

### LIFE INSURANCE

Beneficiaries, **7:16, 7:17, 10:3, 12:2**  
Buyout, **7:16**  
Collective bargaining agreements, **7:17**  
Employee Retirement Income Security Act, **7:17**  
Group of employees, **1:12, 7:16, 10:9, 13:11**  
Interest, **7:16, 10:3, 12:10**  
Payments, **7:2, 7:16, 7:17, 10:3, 10:5, 12:2**  
Premiums, **5:13, 7:17, 12:2, 12:10**  
Retirement plans, **7:2, 7:16, 7:17**

## INDEX

### LIKELIHOOD

Statistics, **6:2, 6:23**

### LIQUIDATED DAMAGES

Willfulness, **6:13**

### LITIGATION

Discovery, **2:7, 3:6, 6:8, 9:17, 10:1, 14:8**

Limitations period, **9:17**  
Plaintiff, **2:7, 3:6, 3:7, 3:39, 3:44, 5:23, 6:8, 6:10, 6:30, 9:12, 9:17, 12:3, 12:7, 14:8, 14:11**

Pleadings, **12:7, 14:8**

Remedies, **3:44, 9:12, 12:1, 12:7, 14:4, 14:7, 14:8**

Supervisor, **6:8, 6:10, 9:12, 12:3, 14:2**

Trial, **6:8, 6:10, 6:30, 9:17, 12:7, 14:4, 14:7, 14:8**

### LOCAL GOVERNMENTS

Employment practices, **6:3**

Title VII, **6:3**

### LOCKOUTS

Unions, **9:12**

### LOSS

National Labor Relations Act, **1:10, 3:17, 4:6, 4:7, 4:15, 11:2**

Worker Adjustment and Retraining  
Notification Act, **2:7, 3:1, 3:4, 3:6, 3:8 to 3:10, 3:12 to 3:21, 3:24, 3:33, 3:37, 3:41, 3:42, 3:46, 4:6, 4:7, 4:13, 4:15, 4:16, 4:19**

### LOUISIANA

Compensation, **1:12, 10:5**

Complaints, **1:12**

Conditions of employment, **1:12**

Disability benefits, **1:12**

Evidence, **1:12**

Harassment, **10:5**

Health, **1:12**

Life insurance, **1:12, 10:5**

Notice, **1:12, 10:5**

Retaliation, **1:12**

Sick leave, **1:12**

Termination of employment, **10:5**

Terms, **1:12, 10:5**

### LOUISIANA—Cont'd

Time off, **1:12**

Transfers, **10:5**

### MAINE

Age Discrimination in Employment  
Act, **6:23**

Age discrimination, **6:23**

Assignments, **6:23**

Collective bargaining, **3:6**

Commercial facility, **4:9**

Compensation, **10:5, 11:2**

Evidence, **3:6, 6:23**

Harassment, **10:5**

Health, **3:6**

Holidays, **11:2**

Jury duty, **11:2**

Layoffs, **3:6, 4:1, 4:9, 10:5**

Notice, **3:6, 4:9, 6:23, 10:5, 11:1, 11:2**

Overcompensation, **11:2**

Rehabilitation, **3:6**

Retention of employees, **6:23**

Termination of employment, **10:5**

Terms, **3:6, 4:9, 6:23, 10:5, 11:2**

Vacation pay, **11:2**

### MANAGEMENT

Collective bargaining agreements,  
**3:12, 4:16, 7:17, 8:3**

Federal employment, **1:2, 9:10**

### MANAGERS

Compensation, **1:12, 2:7, 3:37, 5:1, 6:2, 6:9, 6:10, 7:3, 7:16, 9:8, 9:10, 10:5**

### MARYLAND

Age Discrimination in Employment  
Act, **1:6**

Age discrimination, **1:6**

Annual reports, **4:10**

Compensation, **1:12, 4:10**

Conditions of employment, **1:12**

Evidence, **1:6, 1:12**

Exemptions, **1:6**

Health, **1:6, 1:12, 4:10**

Investigations, **1:6**

Notice, **1:6, 1:12, 4:10**

Race discrimination, **1:6**

## REDUCTIONS IN FORCE

### **MARYLAND—Cont'd**

Remedies, 1:6  
Sex discrimination, 1:6  
Terms, 1:12  
Unemployment compensation, 4:10

### **MASSACHUSETTS**

Administrators, 9:15, 10:3  
Age discrimination, 9:10  
Appeals, 10:5, 12:3  
Assignments, 12:3  
Board, 4:11, 12:3  
Compensation, 4:11, 9:10, 9:15, 10:5, 11:2 to 12:3  
Complaints, 12:3  
Disclosures, 9:15  
Evidence, 9:10, 9:15, 10:3, 12:3  
Executives, 10:3  
Harassment, 10:5  
Health, 4:11, 9:10, 9:15, 12:3  
Hearings, 4:11  
Holidays, 11:2  
Independent contractors, 9:10  
Insurance coverage, 12:3  
Investigations, 4:11  
Jury duty, 11:2  
Life insurance, 10:3, 10:5  
Medical benefits, 9:10, 12:3  
Notice, 4:11, 9:10, 9:15, 10:3, 10:5, 11:1 to 11:3, 12:3  
Permits, 9:15, 12:3  
Remedies, 4:11, 9:10, 9:15, 11:3  
Salaried employees, 10:5  
Termination of employment, 4:11, 9:10, 10:3, 10:5, 11:3, 12:3  
Terms, 4:11, 9:10, 9:15, 10:3, 10:5, 11:2, 12:3  
Tips, 12:3  
Unemployment compensation, 4:11  
Vacations, 11:2

### **MECHANICS**

National Labor Relations Act, 3:17

### **MEDICAL BENEFITS**

Dependent coverage, 12:5  
Eligibility, 7:2, 9:10, 9:11, 12:2, 12:3, 12:5  
Employee Retirement Income Security Act, 7:17

### **MEDICAL BENEFITS—Cont'd**

For employees, 9:11, 12:2  
Hmos, 12:2  
Plan, 7:2, 7:4, 7:15, 7:17, 7:19, 9:5, 9:10, 9:11, 12:2, 12:3, 12:5, 12:9, 12:12  
Preexisting conditions, 12:3, 12:9  
Prescription drugs, 12:2  
Reporting, 12:2  
United States, 3:46, 9:11  
Vision care, 12:2

### **MERGERS**

Assets, 11:5, 12:14  
Health benefits, 12:14  
Pension plan, 6:10  
Severance, 6:10, 11:5, 12:14  
Stock, 11:5, 12:14  
Termination, 4:5, 6:10, 11:5, 12:14  
Transfers, 4:5

### **MICHIGAN**

Appeals, 1:12, 7:17, 9:12, 12:11  
Compensation, 1:12, 7:16, 7:17, 9:12  
Conditions of employment, 1:12  
Disclosures, 7:16  
Health, 1:12, 7:16, 7:17, 9:12, 12:11  
Health insurance, 1:12, 7:17, 9:12, 12:11  
Insurance, 1:12, 3:33, 7:16, 7:17, 9:12, 12:11  
Life insurance, 1:12, 7:16, 7:17  
Medical benefits, 7:17  
Medical insurance, 7:16  
Notice, 1:12, 3:33, 4:12, 7:16, 9:12, 12:11  
Permits, 3:33  
Remedies, 9:12  
Retirement benefits, 7:16, 7:17  
Termination of employment, 7:16, 9:12  
Terms, 1:12, 3:33, 7:16, 7:17, 9:12, 12:11

### **MILEAGE**

Business trips, 1:12

### **MILITARY SERVICE**

At-will employment, 1:9

## INDEX

### MINITRIALS

Alternative dispute resolution, **14:2**

### MINNESOTA

Age Discrimination in Employment Act, **6:12**  
Age discrimination, **6:12**  
Appeals, **8:9**  
Bad faith, **8:9**  
Costs, **3:33**  
Damages, **3:33**  
Disclosure, **8:9**  
Evidence, **3:33**  
Health, **6:12**  
Hearing, **8:9**  
Losses, **3:33**  
Notice, **3:33, 4:13, 8:9**  
Permits, **3:33**  
Savings, **3:33**  
Severance pay, **8:9**  
Terms, **3:33, 8:9**

### MISCONDUCT

Front pay, **9:15**

### MISSISSIPPI

Appeals, **1:12**  
Compensation, **1:12, 6:2**  
Life insurance, **1:12**  
Notice, **1:12**  
Terms, **1:12, 6:2**

### MISSOURI

Age Discrimination in Employment Act, **6:33**  
Age discrimination, **6:33**  
Evidence, **6:33**

### MIXED MOTIVES

Disparate treatment, **1:6**

### MONTANA

Age Discrimination in Employment Act, **6:16**  
Age discrimination, **6:16, 9:14**  
Appeals, **9:14**  
Compensation, **6:16**  
Evidence, **6:16**  
Family, **9:14**  
Small businesses, **9:14**  
Terms, **9:14**

### MOTIONS

Federal employment, **1:2**

### MOTIVE

Summary judgment, **1:6, 1:12, 5:8, 5:12, 6:7 to 6:10, 9:12**  
Termination of employment, **9:12**

### NATIONAL LABOR RELATIONS ACT

Activities, **8:10, 11:2, 14:4**  
Agencies, **4:6**  
Agents, **3:17**  
Agreements, **3:17, 8:9, 14:4**  
Amendment, **9:12**  
Appeals, **8:9, 8:10, 9:12**  
Arbitration, **9:12, 14:4**  
Authority, **4:6, 4:7, 4:15, 8:10, 11:2, 14:4**  
Collective bargaining, **1:10, 3:17, 4:7, 8:1, 8:2, 8:9, 8:10, 9:12, 14:4**  
Compensation, **3:43, 4:6, 4:15, 9:12, 11:2**  
Control, **4:7, 8:2, 8:9**  
Corporations, **3:17**  
Courts, **3:43, 4:15, 9:12, 11:2, 14:4**  
Coverage, **3:17, 9:12**  
Decisions, **1:10, 4:6, 4:15, 8:1, 8:2, 8:10, 9:12, 14:4**  
Defamation, **3:17**  
Determinations, **4:6, 4:15**  
Directors, **3:17, 9:12**  
Drivers, **3:17, 8:10**  
Education, **4:6**  
Enforcement, **4:6, 4:7, 4:15, 11:2, 14:4**  
Engineers, **8:10**  
Exercise, **4:7, 8:10, 9:12**  
Farms, **8:9**  
Federal employment, **14:4**  
Forum, **14:4**  
Fraud, **9:12**  
Government, **4:6, 4:9, 4:15, 9:12, 11:2**  
Illness, **9:12**  
Impact, **8:9**  
Independent judgment, **8:10**  
Injury, **9:12**

## REDUCTIONS IN FORCE

### NATIONAL LABOR RELATIONS

#### ACT—Cont'd

Insurance, 3:17, 9:12  
Intent, 9:12, 14:4  
Interference, 9:12, 14:4  
Interpretation, 3:17, 4:6, 4:15, 9:12, 14:4  
Issues, 1:10, 3:17, 8:1, 9:12, 14:4  
Jurisdiction, 4:6, 4:9, 9:12, 11:2  
Limitations, 3:17, 3:43  
Mechanics, 3:17  
Members, 4:9, 4:15, 8:10, 9:12, 11:2  
Misrepresentation, 8:9  
Nature, 1:10, 4:7, 8:1, 8:10, 11:2, 14:4  
Newspapers, 8:2  
Officials, 4:6  
Operators, 8:10  
Organizations, 14:4  
Participation, 3:17, 9:12  
Partnership, 11:2  
Personnel, 3:17, 4:15  
Precedent, 8:9, 14:4  
Preemption, 9:12, 11:2  
Production, 8:9, 9:12  
Products, 4:7  
Purpose, 1:10, 3:17, 4:15, 8:9, 9:12, 11:2, 14:4  
Regulation, 11:2  
Replacement workers, 9:12  
Representatives, 4:6, 4:7, 4:15, 8:1, 8:2, 8:9  
Retirement, 3:17, 4:6, 4:7, 4:9, 4:15, 9:12, 11:2  
Rights, 1:10, 3:17, 4:6, 4:15, 8:1, 9:12, 11:2, 14:4  
Sales, 8:9  
Services, 3:17, 4:6, 4:7, 11:2  
States, 4:15, 11:2, 14:4  
Status, 3:17, 8:2, 8:9, 11:2  
Stores, 14:4  
Supervisors, 8:10  
Temporary, 4:6, 4:7, 4:15, 8:10  
Termination, 1:10, 3:17, 4:6, 4:7, 4:15, 8:10, 9:12, 11:2, 14:4  
Terms of employment, 11:2  
Torts, 3:17  
Transportation, 4:6, 9:12

### NATIONAL LABOR RELATIONS

#### ACT—Cont'd

Trucking, 8:10  
Trustees, 9:12  
Unions, 9:12, 14:4  
United States, 4:15, 11:2  
Violations, 3:17, 4:6, 4:15, 8:9, 9:12  
Violence, 9:12  
Wages, 3:17, 3:43, 4:6, 4:15, 8:1, 8:9, 11:2  
Welfare benefits, 9:12  
Worker Adjustment and Retraining  
Notification Act, 3:17, 3:43, 4:6, 4:7, 4:15  
Wrongful termination, 3:17

### NATIONAL LABOR RELATIONS BOARD

Absence, 3:4  
Access, 14:4  
Activities, 8:10, 14:4  
Adjudication, 14:4  
Adjustment, 3:4  
Agreements, 8:9, 14:4  
Americans with Disabilities Act, 14:4  
Applications, 14:4  
Arbitration, 14:4  
Argument, 3:4, 14:4  
Attorneys, 14:4  
Awards, 14:4  
Bargaining, 1:10, 7:21, 8:1, 8:2, 8:9  
to 8:11, 14:4  
Benefits, 3:4, 7:21, 8:1, 8:9 to 8:11, 14:4  
Care, 14:4  
Cause, 8:11  
Certiorari, 14:4  
Change, 1:10, 8:1, 8:2, 8:10, 14:4  
Charges, 8:9, 8:11, 14:4  
Collective bargaining, 1:10, 7:21,  
8:1, 8:2, 8:9 to 8:11, 14:4  
Commerce, 8:1  
Common law, 14:4  
Conditions, 8:1, 8:11, 14:4  
Consent, 14:4  
Counsel, 1:10, 8:9, 8:10, 14:4  
Courts, 14:4  
Criteria, 3:4, 8:9  
Date, 3:4

## INDEX

**NATIONAL LABOR RELATIONS BOARD—Cont'd**

Decisions, 1:10, 8:1, 8:2, 8:10, 14:4  
Defenses, 14:4  
Discipline, 8:2, 8:10  
Disclosure, 8:9  
Discrimination, 8:9, 14:4  
Discussions, 3:4  
Dismissal, 14:4  
Disputes, 8:1, 8:2, 14:4  
Duties, 1:10, 8:1, 8:10, 8:11  
Effects bargaining, 8:1, 8:11  
Election, 8:2, 8:9, 8:10  
Elections, 8:9  
Employers, 3:4, 8:2, 14:4  
Enforcement, 14:4  
Evidence, 1:10, 3:4, 8:10, 8:11, 14:4  
Exercise, 8:10  
Extent, 3:4, 8:10, 14:4  
Factors, 3:4, 8:2, 8:9, 14:4  
Facts, 3:4, 8:9  
Fair Labor Standards Act, 14:4  
Federal Arbitration Act, 14:4  
Federal courts, 14:4  
Fees, 8:10  
Filing, 14:4  
Fines, 3:4  
Forms, 14:4  
General Counsel, 1:10, 8:9, 8:10, 14:4  
Grievances, 8:10  
Impact, 8:9  
Individuals, 8:9  
Information, 3:4, 8:9, 8:11  
Issues, 1:10, 3:4, 8:1, 8:11, 14:4  
Knowledge, 8:9  
Lack, 8:10, 14:4  
Lawyers, 14:4  
Letters, 3:4  
Liability, 8:9  
Location, 1:10, 8:9  
Majority status, 8:9  
Members, 3:4, 8:10, 8:11  
Money, 3:4  
Nature, 1:10, 8:1, 8:10, 8:11, 14:4  
Negotiations, 3:4, 8:9, 8:11  
Notice, 3:4, 8:2, 8:9, 8:11, 14:4  
Objections, 14:4

**NATIONAL LABOR RELATIONS BOARD—Cont'd**

Offer, 8:9, 14:4  
Offices, 14:4  
Operations, 1:10, 3:4, 8:1, 8:10  
Organization, 14:4  
Parties, 3:4, 8:11, 14:4  
Payment, 8:9  
Permission, 8:9  
Place, 8:11  
Precedent, 8:9, 14:4  
Process, 8:10, 8:11, 14:4  
Processing, 3:4  
Production, 8:9, 8:11  
Purpose, 1:10, 8:9, 8:11, 14:4  
Record, 8:2, 8:9, 14:4  
Records, 14:4  
Regulations, 3:4, 14:4  
Reinstatement, 8:2, 8:9, 14:4  
Relief, 8:11, 14:4  
Representation, 8:9  
Representatives, 8:1, 8:2, 8:9, 8:11  
Requests, 8:2  
Responsibilities, 8:1, 8:11  
Review, 8:2, 8:9, 8:10  
Revocation, 14:4  
Rights, 1:10, 3:4, 8:1, 14:4  
Rules, 8:9, 14:4  
Rulings, 8:10  
Scope, 1:10, 3:4, 8:1  
Service, 8:9, 8:10  
Severance, 8:9  
Standards, 8:2, 14:4  
State, 3:4, 8:1, 8:9, 14:4  
Statements, 8:9, 8:11  
Status, 8:2, 8:9  
Summary judgment, 3:4, 14:4  
Supervisors, 8:10  
Termination, 1:10, 3:4, 8:10, 14:4  
Transfer, 1:10, 8:1, 8:9, 8:10  
Types, 14:4  
Unfair labor practices, 8:9, 8:11  
Use, 3:4, 8:1, 8:9 to 8:11, 14:4  
Violations, 3:4, 8:9  
Work, 1:10, 3:4, 8:1, 8:9, 8:10, 14:4  
Worker Adjustment and Retraining  
    Notification Act, 3:4  
Written, 14:4

## REDUCTIONS IN FORCE

### NATIONAL ORIGIN DISCRIMINATION

Discrimination, **5:18**  
EEOC, **5:18**

### NATURAL DISASTERS

Worker Adjustment and Retraining  
Notification Act, **3:33, 4:7**

### NEVADA

Age Discrimination in Employment  
Act, **14:4**  
Age discrimination, **9:14, 14:4**  
Compensation, **3:45, 4:14**  
Costs, **14:4**  
Criminal penalties, **4:14**  
Evidence, **3:45, 14:4**  
Health, **4:14, 9:14**  
Layoffs, **4:1, 4:14**  
Mediation, **14:4**  
Notice, **3:45, 4:14, 14:4**  
Permits, **14:4**  
Termination of employment, **3:45**  
Terms, **3:45, 4:14, 9:14, 14:4**

### NEW EMPLOYEES

Unfair labor practices, **3:14**

### NEW HAMPSHIRE

Compensation, **4:15**  
Evidence, **4:15**  
Health, **4:15**  
Notice, **4:15**  
Remedies, **4:15**

### NEW JERSEY

Age Discrimination in Employment  
Act, **9:8**  
Age discrimination, **9:8**  
Benefit plans, **11:2**  
Cessation of employment, **11:2**  
Compensation, **4:16, 9:8, 10:5, 11:2**  
Conditions of employment, **4:16**  
Dispute, **3:6, 3:21**  
Employment practices, **3:5, 9:8**  
Evidence, **3:5, 3:6, 3:34, 9:8, 10:4**  
Harassment, **9:8, 10:5**  
Health, **3:5, 3:6, 9:8**  
Hiring practices, **9:8**  
Holidays, **11:2**

### NEW JERSEY—Cont'd

Hotel employees, **3:5**  
Interest, **3:5, 3:6, 4:16, 11:2**  
Jury duty, **11:2**  
Life insurance, **10:5**  
Notice, **3:5, 3:6, 3:11, 3:21, 3:34,**  
**4:16, 8:7, 10:5, 11:2**  
Remedies, **9:8**  
Restaurant employees, **3:5, 3:6**  
Retaliation, **9:8**  
Savings, **3:11**  
Termination of employment, **3:5,**  
**3:21, 4:16, 10:4, 10:5**  
Terms, **3:6, 3:21, 4:16, 9:8, 10:5,**  
**11:2**  
Unemployment compensation, **4:16**

### NEW MEXICO

Appeals, **12:10**  
Evidence, **12:10**  
Life insurance, **12:10**  
Medical conditions, **12:10**  
Notice, **12:10**  
Remedies, **12:10**  
Terms, **12:10**

### NEW YORK

Age Discrimination in Employment  
Act, **1:6, 6:1, 6:9, 6:16, 6:28,**  
**6:34**  
Age discrimination, **1:6, 5:23, 6:1,**  
**6:9, 6:16, 6:28, 6:34**  
Appeals, **1:6, 3:21, 6:9, 7:23, 12:7,**  
**12:11**  
Arbitration, **3:40**  
Assignments, **12:7**  
Certificates, **4:17**  
Compensation, **4:17, 6:9, 6:16, 7:23,**  
**9:17, 10:2**  
Evidence, **1:6, 3:12, 3:33, 4:17, 5:23,**  
**6:9, 6:16, 6:28, 6:34, 12:7,**  
**12:11**  
Exemptions, **1:6**  
Fringe benefits, **4:17**  
Harassment, **1:6, 3:40**  
Health, **1:6, 3:36, 5:23, 6:34, 7:23,**  
**12:7, 12:11**  
Health insurance, **5:23, 12:7, 12:11**  
Investigations, **1:6**

## INDEX

### NEW YORK—Cont'd

Life insurance, 6:28, 6:34  
Losses, 3:9, 3:19, 3:21, 3:33, 4:17, 7:23  
National origin, 1:6, 6:9  
Notice, 1:6, 3:9, 3:12, 3:19, 3:21, 3:33, 3:36, 4:17, 5:23, 8:7, 12:7, 12:11  
Permits, 3:33  
Remedies, 1:6, 7:23, 12:7  
Reports, 4:17, 7:23  
Retaliation, 1:6, 12:11  
Severance pay, 5:23, 6:1, 10:2  
State statutes, 9:17  
Technical assistance, 4:17  
Termination of employment, 3:21, 4:17, 10:2  
Terms, 3:21, 3:33, 3:36, 3:40, 4:17, 7:23, 12:7, 12:11  
Training programs, 4:17  
Unemployment compensation, 4:17  
Uniforms, 1:6, 3:12

### NORTH CAROLINA

Life insurance, 10:3  
Notice, 10:3  
Termination of employment, 10:3  
Terms, 10:3

### NOTICE

Advance notice, 3:2, 3:4, 3:6, 3:7, 3:12, 3:15, 3:21, 3:32 to 3:34, 3:38, 3:42, 3:45, 4:3, 4:6, 4:9 to 4:12, 4:15, 4:17, 4:19, 8:5  
Americans with Disabilities Act, 1:6, 14:4  
Family and Medical Leave Act, 1:12, 12:2, 12:9, 14:4  
Job Training Partnership Act, 4:17  
Medical benefits, 3:46, 9:10, 9:11, 12:2, 12:3, 12:5, 12:9  
Overtime, 2:9, 3:2, 4:6, 4:15, 8:5, 11:2  
Violation, 1:6, 1:12, 2:7, 2:9, 3:2, 3:5, 3:6, 3:13, 3:15, 3:18, 3:28, 3:33, 3:38, 3:42, 3:44, 3:45, 4:3, 4:5 to 4:7, 4:11, 4:14 to 4:17, 5:23, 6:23, 7:16, 8:2, 8:9, 9:10 to 9:12, 10:3, 11:2 to 11:5, 12:2, 12:3, 12:5 to 12:8, 12:10,

### NOTICE—Cont'd

12:11, 14:4, 14:7

### OBLIGATIONS

Benefits, 1:11, 2:6, 3:5, 3:17, 3:19, 3:42, 3:46, 4:11, 5:18, 7:15 to 7:17, 8:11, 9:10, 9:11, 9:15, 10:3, 10:5 to 10:8, 11:1 to 12:4, 12:7, 12:9, 12:11, 12:12, 12:14, 13:13

Department of Defense, 12:2  
Enforcement, 3:26, 4:11, 9:15, 10:5, 11:2, 12:2, 12:3  
Pregnancy, 12:3, 12:9  
Tests, 3:5, 3:7

### OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Department of Labor, 3:15

### OFFICIALS

Railway Labor Act, 4:6

### OHIO

Age Discrimination in Employment Act, 1:6, 5:12, 9:8  
Age discrimination, 1:6, 5:2, 5:12, 9:8  
Appeals, 1:6, 1:12, 3:6, 8:10, 12:3  
Assignments, 3:15, 12:3, 12:12  
Charges, 12:3  
Compensation, 1:12, 3:13, 3:38, 3:42, 5:2, 5:12, 7:16, 9:8, 12:3  
Complaints, 1:6, 1:12, 3:15, 12:3  
Conditions of employment, 1:12  
Costs, 1:6, 1:12, 3:15, 5:2, 7:16, 9:8, 12:3  
Credits, 9:8  
Disclosures, 7:16  
Employment practices, 9:8  
Evidence, 1:6, 1:12, 3:6, 3:15, 5:12, 7:16, 8:10, 9:8, 12:3, 12:12  
Exemptions, 1:6  
Harassment, 1:6, 9:8  
Health, 1:6, 1:12, 3:6, 3:15, 3:42, 7:16, 9:8, 12:3, 12:12  
Hiring practices, 9:8  
Investigations, 1:6  
Layoffs, 1:12, 3:6, 3:13, 3:15, 3:38, 3:42, 4:1, 5:12, 7:16, 8:10, 9:8  
Life insurance, 1:12, 7:16

## REDUCTIONS IN FORCE

### OHIO—Cont'd

Medical benefits, 12:3, 12:12  
Notice, 1:6, 1:12, 3:6, 3:13, 3:15, 3:38, 3:42, 7:16, 12:3  
Permits, 3:15, 12:3, 14:5  
Privileges of employment, 5:2  
Race discrimination, 1:6  
Remedies, 1:6, 3:38, 9:8  
Reports, 1:12, 3:6  
Retirement benefits, 5:2, 5:12, 7:16, 9:8  
Severance pay, 3:6, 3:42, 5:2, 7:16, 9:8  
Sex discrimination, 1:6  
Termination of employment, 7:16, 12:3  
Terms, 1:12, 3:6, 3:15, 3:42, 5:2, 5:12, 7:16, 9:8, 12:3, 12:12, 14:5  
Tools, 12:3

### OKLAHOMA

Compensation, 9:15  
Dispute, 9:15  
Evidence, 9:15  
Health, 9:15  
Notice, 9:15  
Permits, 9:15  
Remedies, 9:15  
Retaliation, 9:15  
Terms, 9:15

### OLDER WORKERS BENEFIT PROTECTION ACT

Age Discrimination in Employment Act, 1:5, 5:1, 5:3, 5:10 to 5:13, 5:18, 14:11  
Early retirement plans, 1:5, 5:1, 5:4, 5:12, 7:3  
Employee benefit plans, 5:2, 5:3, 5:15, 7:3  
Exit incentives, 5:19  
Incentive plans, 5:3 to 5:14  
Incentives, 5:2, 5:3, 5:6, 5:8, 5:11, 5:19, 5:24, 7:3  
Ratification of, 5:18, 5:20  
Regulations, 1:5, 5:1, 5:17, 5:19, 5:20, 7:3  
Releases, 1:5, 2:5, 5:1, 5:17 to 5:24, 7:3

### OLDER WORKERS BENEFIT

PROTECTION ACT—Cont'd  
Severance pay, 2:5, 5:2, 5:5, 5:7, 5:8, 5:16, 5:23, 7:3

### OMBUDSMAN

Alternative dispute resolution, 14:2

### OPERATING UNITS

Worker Adjustment and Retraining Notification Act, 3:9, 3:12, 3:15, 4:6, 4:7, 4:13, 4:15, 4:16

### OPERATIONS

National Labor Relations Act, 1:10, 4:6, 4:9, 8:1, 8:10, 11:2

### OPPORTUNITY

Unfair labor practices, 8:5, 8:7

### OREGON

Layoffs, 4:1, 4:18  
Notice, 4:18  
Terms, 4:18

### ORGANIZATIONS

Federal employment, 14:4

### ORGANIZING

Access, 1:12  
Discipline, 1:12  
Discrimination, 1:12  
Exceptions, 1:12  
Layoff, 1:12  
Retaliation, 1:12  
Safety, 1:12

### PART-TIME EMPLOYEES

Family and Medical Leave Act, 12:2, 12:9

### PARTIAL TERMINATIONS

Horizontal, 13:2, 13:4, 13:5, 13:13  
Significant corporate event, 13:10, 13:11  
Significant percentage, 13:1, 13:5  
Statutory framework, 13:2, 13:10  
Time period, 9:10, 13:10  
Vertical, 13:2, 13:4, 13:5, 13:7, 13:10, 13:11, 13:13  
Vested employees, 13:7

## INDEX

### **PARTICIPATION**

Collective bargaining agreements,  
**4:16, 8:3**  
Retaliation, **3:17, 9:12**

### **PARTIES**

Age Discrimination in Employment  
Act, **1:2, 6:2, 6:3, 6:7, 6:8, 6:10,**  
**6:15, 6:30, 14:4**  
Complaints, **12:3, 12:11**  
Group insurance, **4:11, 7:17**  
Standing to sue, **7:16**

### **PAYROLL**

National Labor Relations Board, **8:10**  
Unions, **3:15**

### **PENALTIES**

Collective bargaining agreements,  
**4:16**  
Family and Medical Leave Act, **12:9**  
Worker Adjustment and Retraining  
Notification Act, **2:7, 3:1, 3:41,**  
**3:46, 4:6, 4:7, 4:15, 4:16**

### **PENNSYLVANIA**

Age Discrimination in Employment  
Act, **5:18, 6:33**  
Age discrimination, **5:18, 6:33**  
Compensation, **11:4**  
Evidence, **6:33**  
National origin discrimination, **5:18**  
Notice, **3:26, 11:1, 11:4**  
Remedies, **11:4**  
Savings, **11:4**  
Severance pay, **11:1, 11:4**  
Termination of employment, **11:4**  
Terms, **3:26, 5:18**

### **PENSIONS**

Breach of fiduciary duty, **9:5, 9:10**  
COBRA, **9:10**  
Disclosure requirements, **10:2**  
Discrimination, **1:12, 5:2, 7:3, 9:5,**  
**9:10**  
Distributions, **7:13**  
Family Medical Leave Act, **1:12**  
Nondiscrimination, **5:2**  
Notice requirements, **4:16**  
Remedies, **9:10**  
Retirement plans, **7:3**

### **PENSIONS—Cont'd**

Subsidy, **7:3, 7:13**  
Summary plan, **7:13**  
Terminations, **4:16, 7:13, 9:10, 10:2**  
Vesting, **9:10, 10:2**

### **PERFORMANCE**

National Labor Relations Act, **8:10,**  
**9:12**

### **PERSONAL SERVICES**

Benefits, **4:3**

### **PHILOSOPHY**

Compensation, **7:16**

### **PLANS**

Collective bargaining agreements,  
**7:17, 12:4**

### **PLANT CLOSINGS**

Age Discrimination in Employment  
Act, **1:6, 9:8**  
California, **4:1**  
Connecticut, **4:1**  
Duty to bargain, **8:1, 8:4**  
Employee Retirement Income Secu-  
rity Act, **3:6, 3:45**  
Hawaii, **4:1**  
Illinois, **4:1, 4:6, 8:4**  
Iowa, **4:1, 8:4**  
Kansas, **4:1**  
Maine, **3:6, 4:1**  
Maryland, **1:6, 4:1**  
Massachusetts, **4:1, 4:11**  
Michigan, **4:1**  
Minnesota, **4:1**  
Nevada, **3:45, 4:1**  
New Hampshire, **4:1**  
New Jersey, **3:6, 3:11, 3:34, 4:1,**  
**4:16, 9:8**  
New York, **1:6, 3:19, 4:1, 4:17**  
Oregon, **4:1, 4:18**  
Tennessee, **4:1**  
Terms, **3:6, 3:45, 4:11, 4:16 to 4:18,**  
**8:1, 9:8**  
Wisconsin, **4:1, 4:21**

### **PLEADINGS**

Title VII, **12:7**

## REDUCTIONS IN FORCE

### POSTPONEMENT

Worker Adjustment and Retraining  
Notification Act, 4:7

### POWER

Statistics, 6:23

### PREEMPTION

Employee Retirement Income Security Act, 10:2, 11:2, 12:1  
Medical benefits, 12:12  
National Labor Relations Act, 9:12,  
11:2  
Plan, 7:14, 7:18, 9:12, 9:14, 9:15,  
10:2, 10:3, 10:5, 11:2, 12:1,  
12:10 to 12:12  
Plans, 9:12, 9:14, 9:15, 10:2, 10:3,  
10:5, 11:2, 12:1, 12:10  
State law, 7:18, 9:14, 9:15, 10:2,  
10:3, 10:5, 11:2, 12:10  
Vacations, 11:2

### PREGNANCY

Medical benefits, 12:3, 12:9

### PREJUDICE

Unions, 3:15

### PREMIUMS

Family and Medical Leave Act, 12:2,  
12:9  
Life insurance, 5:13, 7:17, 12:2,  
12:10

### PRESCRIPTION DRUGS

Medical benefits, 12:2

### PRETEXT

Age Discrimination in Employment  
Act, 1:6, 6:2, 6:4, 6:6 to 6:8,  
6:10, 6:15, 6:23, 6:32, 6:33  
Retaliation, 1:6, 1:12, 9:10, 9:12,  
12:11

### PRIMA FACIE CASE

Age discrimination, 1:6, 5:6, 5:8,  
5:12, 5:13, 5:19, 6:4, 6:7 to  
6:10, 6:15, 6:18, 6:23 to 6:25,  
6:27, 9:8, 9:10, 10:8  
Basis of sex, 1:6  
Discipline, 1:12, 6:10, 9:10, 9:12  
Disparate treatment, 1:6, 5:12, 6:7,  
6:23

### PRIMA FACIE CASE—Cont'd

Education, 5:12, 6:15  
Hiring, 1:6, 6:8, 6:10, 6:15, 9:8, 9:10  
Hostile environment, 1:6  
Presumption, 6:7, 6:8, 6:15, 9:10  
Retaliation, 1:6, 1:12, 9:8, 9:10,  
9:12, 12:11  
Summary judgment, 1:6, 1:12, 5:6,  
5:8, 5:12, 5:19, 6:4, 6:7 to 6:10,  
6:15, 6:18, 6:23, 6:27, 9:8,  
9:10, 9:12, 10:8, 12:11

### PRODUCTIVITY

Unfair labor practices, 3:14

### PROFIT-SHARING

Compensation, 6:2  
Contributions, 6:2, 13:12  
Forfeitures, 13:3

### PROGRAMS

National Labor Relations Act, 3:17,  
4:6, 14:4

### PROMISSORY ESTOPPEL

Termination of employment, 10:7

### PROMOTIONS

Tenure, 6:29

### PROTECTION

National Labor Relations Act, 3:17,  
9:12, 11:2, 14:4  
Unions, 3:15, 9:11, 9:12, 14:4

### PUERTO RICO

Age Discrimination in Employment  
Act, 6:4  
Age discrimination, 6:4  
Benefit plans, 1:12  
Bonuses, 1:12  
Compensation, 1:12, 3:42, 7:23  
Conditions of employment, 1:12  
Health insurance, 1:12, 3:42  
Layoffs, 1:12, 3:42  
Life insurance, 1:12  
Notice, 1:12, 3:42  
Provisions, 1:12, 3:42, 7:23  
Remedies, 7:23  
Reports, 1:12, 7:23  
Retaliation, 1:12  
Sick leave, 1:12

## INDEX

**PUERTO RICO—Cont'd**  
Terms, 1:12, 3:42, 7:23  
Vacation pay, 3:42

**PUNITIVE DAMAGES**  
Americans with Disabilities Act, 14:4  
Termination of employment, 3:46  
Title VII, 14:4

**RACE**  
Comparators, 1:6  
Evidence, 1:6, 3:17, 6:2, 6:9 to 6:11, 6:18, 10:8  
Harassment, 1:6, 3:17, 6:11  
Hiring, 1:6, 4:14, 6:10  
Insurance, 1:6, 3:17  
Layoffs, 2:4, 3:17, 4:14, 6:10, 9:17  
Marital status, 3:17  
Race discrimination, 1:6, 6:10, 6:18, 9:1, 9:17  
Remedies, 1:6, 4:14  
Retaliation, 1:6, 3:17, 6:11, 9:1  
Statistical evidence, 6:2, 6:10  
Tenure, 3:17

**RAILROAD EMPLOYEES**  
Interstate transportation, 14:5  
Railroad, 14:5

**RAILWAY LABOR ACT**  
Applicability, 4:6  
Certification, 4:6  
Class, 4:6  
Collective bargaining, 4:7  
Compensation, 4:6  
Conditions, 4:7  
Definitions, 4:6, 4:7  
Determinations, 4:6  
Employees, 4:6, 4:7  
Enforcement, 4:6, 4:7  
Evidence, 4:6  
Expenses, 4:6  
Hearings, 4:6  
Individuals, 4:6  
Investigations, 4:7  
Jurisdiction, 4:6  
Location, 4:7  
National Labor Relations Act, 4:6, 4:7  
Nature, 4:7

**RAILWAY LABOR ACT—Cont'd**  
Notice, 4:6, 4:7  
Officials, 4:6  
Parties, 4:6  
Penalties, 4:6, 4:7  
Power, 4:6  
Proceedings, 4:6  
Remedies, 4:6, 4:7  
Representatives, 4:6, 4:7  
Res judicata, 4:6  
Review, 4:6  
Rights, 4:6  
Security, 4:6  
Services, 4:6, 4:7  
State, 4:6, 4:7  
Time, 4:6, 4:7  
Violations, 4:6  
Worker Adjustment and Retraining  
Notification Act, 4:6, 4:7

**REASONS**  
Federal employment, 1:2, 9:10  
National Labor Relations Board, 8:10

**RECRUITING**  
Insurance, 1:12  
Reinstatement, 1:12  
Remedies, 7:23  
Tenure, 7:23

**REGULATIONS**  
National Labor Relations Board, 3:4, 14:4

**REIMBURSEMENT**  
Benefits, 1:12, 3:6, 3:38, 3:42, 7:17, 12:2, 12:3, 12:6

**REINSTATEMENT**  
Discipline, 1:12, 8:2  
Front pay, 9:15  
Maternity leave, 1:12  
Termination of employment, 1:9

**RELATIONSHIPS**  
Retaliation, 1:6, 1:12, 9:8, 9:9

**RELEVANCE**  
Common law, 9:8

## REDUCTIONS IN FORCE

### RELIANCE

Age Discrimination in Employment Act, **6:1, 6:2, 6:12, 6:24, 9:8**  
Railway Labor Act, **4:6**  
Unions, **3:42**

### RELOCATION

Worker Adjustment and Retraining Notification Act, **3:19, 3:20, 3:25, 3:42, 4:3, 4:6, 4:7, 4:13, 4:15, 4:20**

### REMEDIES

Age discrimination, **1:6, 9:8, 9:10, 14:4**  
Damages, **3:38, 3:44, 4:11, 4:14, 9:8, 9:10, 9:15, 9:16, 12:7, 14:4, 14:8, 14:9**  
Family and Medical Leave Act, **9:8, 14:4**  
Front pay, **9:15**  
Injunctions, **4:11, 9:15, 11:5**  
Insurance, **1:6, 3:44, 4:11, 9:10, 9:12, 9:15, 11:5, 12:7, 12:10**  
Monetary, **3:38**  
Motions, **9:15**  
National Labor Relations Act, **4:6, 4:7, 4:15, 9:12, 14:4**  
Pleading, **9:15**  
Reinstatement, **4:14, 9:8, 9:15, 14:4**  
Settlement, **14:9**  
Tenure, **7:23**  
Unions, **9:12, 14:4**  
Worker Adjustment and Retraining Notification Act, **3:38, 3:44, 4:6, 4:7, 4:15**

### REPRESENTATIVES

Labor relations, **4:6, 4:7, 4:15, 8:1, 8:2, 8:9, 8:11**  
Worker Adjustment and Retraining Notification Act, **3:26, 3:33, 3:46, 4:6, 4:7, 4:15, 4:16, 4:18, 4:19**

### RESTORATION RIGHTS

Family and Medical Leave Act, **1:12**

### RETALIATION

Adverse action, **1:12, 9:12**

### RETALIATION—Cont'd

Age Discrimination in Employment Act, **1:6, 6:11, 9:8, 14:4**  
Americans With Disabilities Act, **1:6, 9:8, 14:4**  
Americans with Disabilities Act, **1:6, 9:8, 14:4**  
Applicants, **9:8, 14:4**  
Arbitration, **9:12, 14:4, 14:8**  
Causation, **1:6, 1:12**  
Constructive discharge, **6:11, 9:8**  
Employees, **1:6, 1:12, 1:15, 3:17, 6:11, 9:5, 9:8 to 9:10, 9:12, 9:14, 9:15, 12:11, 14:4, 14:8**  
Evidence, **1:6, 1:12, 3:17, 6:11, 9:5, 9:8 to 9:10, 9:12, 9:15, 12:11, 14:4, 14:8**  
Exhaustion of administrative remedies, **9:13**  
Family and Medical Leave Act, **1:12, 9:8, 14:4**  
Federal employment, **9:10, 14:4**  
Former employees, **3:17, 9:8, 9:10, 14:8**  
Good faith, **9:10, 12:11, 14:8**  
Harassment, **1:6, 3:17, 6:11, 9:8, 14:8**  
Insurance, **1:6, 1:12, 3:17, 9:5, 9:9, 9:10, 9:12, 9:14, 9:15, 12:11**  
Investigations, **1:6, 6:11, 9:12**  
Jurisdiction, **9:7, 9:8, 9:12 to 9:15, 12:11**  
Participation, **3:17, 9:12**  
Pretext, **1:6, 1:12, 9:10, 9:12, 12:11**  
Prima facie case of retaliation, **1:12, 9:12**  
Protected conduct, **1:12**  
Questions, **1:12, 9:12, 12:11**  
Remedies, **1:6, 9:8, 9:10, 9:12, 9:13, 9:15, 14:4, 14:8**  
Statutory claims, **9:13, 14:4, 14:8**  
Summary judgment, **1:6, 1:12, 3:17, 6:11, 9:8, 9:10, 9:12, 12:11, 14:4, 14:8**  
Title VII, **1:6, 6:11, 9:10, 9:12, 12:11, 14:4**

### REVOCATION

Age Discrimination in Employment Act, **14:4**

## INDEX

**REVOCATION—Cont'd**  
Compulsory arbitration, 9:12, 14:4  
Title VII, 9:12, 14:4

**RHODE ISLAND**  
Appeals, 12:10  
Benefit plans, 12:10  
Compensation, 11:5  
Dispute, 3:12  
Evidence, 3:12, 12:10  
Health, 12:10  
Layoffs, 3:12  
Life insurance, 12:10  
Notice, 3:12, 4:19, 11:1, 11:5, 12:10  
Remedies, 11:5, 12:10  
Securities, 11:5  
Severance pay, 11:1, 11:5  
Termination of employment, 11:5, 12:10  
Terms, 4:19, 12:10

**SALES**  
Worker Adjustment and Retraining  
Notification Act, 3:15, 3:26, 3:33

**SAMPLE SIZE**  
Statistics, 6:24

**SCHEDULE**  
Evidence, 2:7, 3:4, 3:33, 9:10, 13:10  
National Labor Relations Board, 3:4, 8:9

**SEAMEN**  
Defined, 14:5

**SEARCH**  
Collective bargaining agreements, 4:16  
Offices, 4:17

**SECRETARY OF LABOR**  
Department of Labor, 2:9, 3:33, 4:17, 12:3

**SENIORITY SYSTEMS**  
Age Discrimination in Employment  
Act, 6:20

**SETTLEMENT**  
Agreements, 1:9, 3:42, 5:17, 5:20, 7:17, 7:22, 8:9

**SETTLEMENT—Cont'd**  
Charges, 5:17, 7:22, 8:9, 12:11, 14:2  
Collective bargaining agreements, 1:9, 7:17  
Consideration, 5:17, 5:20, 7:22  
Costs, 5:20, 7:17  
Counsel, 5:20, 7:22, 8:9  
Discipline, 6:2  
Employment practices, 5:20  
Enforcement, 6:2, 14:9  
Evidence, 3:4, 3:14, 5:21, 6:2, 7:17, 12:11  
Fraud, 3:14, 12:11  
Hiring, 3:4, 13:4  
Retaliation, 12:11

**SEVERANCE**  
Damages, 3:6, 3:17, 3:21, 3:42, 3:45, 3:46, 4:11, 4:14, 4:16, 5:20, 6:10, 6:13, 7:16, 9:8, 9:10, 9:16, 10:3, 10:5, 10:8, 11:2, 12:3, 13:4

**SEVERANCE PAY**  
Agreements, 2:5, 3:17, 3:42, 3:45, 4:16, 7:15, 8:9, 10:1, 10:5 to 10:7  
Amendment of, 9:8, 10:7, 10:8, 13:3  
Cause, 3:17, 4:16, 5:8, 7:3, 9:8, 9:11, 10:3, 10:5, 10:6, 10:9, 11:2, 11:5  
Contingent event unrelated to age, 5:16  
Disclosure, 4:16, 5:23, 7:16, 8:9, 9:11, 10:2, 10:7, 10:8  
Discrimination, 2:5, 3:17, 3:45, 5:2, 5:7, 5:8, 5:23, 6:1, 6:30, 7:2, 7:3, 7:16, 8:9, 9:8, 9:11, 10:8 to 10:10, 13:3  
ERISA, 2:5, 3:6, 4:9, 7:15, 7:16, 9:8, 9:11, 10:1 to 10:5, 10:7 to 10:10, 10:12, 11:2, 13:3  
Fiduciary duties, 7:16, 9:8, 10:7  
Forms, 3:17, 7:2, 10:11  
Language, 3:6, 3:17, 3:42, 3:45, 5:2, 5:16, 7:16, 9:8, 9:11, 10:2, 10:5 to 10:7, 10:9, 11:2  
Maine, 3:6, 4:9, 10:5, 11:1, 11:2  
Massachusetts, 4:11, 10:3, 10:5, 11:1 to 11:3

## REDUCTIONS IN FORCE

**SEVERANCE PAY—Cont'd**  
Notification, 3:6, 3:17, 3:42, 3:45, 4:9, 4:11, 4:16, 10:8, 11:2, 11:3, 11:5, 11:6  
Offsets against, 5:16  
Older employees, 5:8, 6:1, 6:30  
Pennsylvania, 11:1, 11:4  
Pension plan, 5:7, 7:2, 7:3, 7:15, 7:16, 9:8, 9:11, 10:2, 10:7, 13:3  
Plan, 2:5, 3:6, 3:17, 3:42, 3:45, 4:11, 5:2, 5:5, 5:7, 5:8, 6:30, 7:2, 7:3, 7:15, 7:16, 8:9, 9:8, 9:11, 10:1 to 10:12, 11:2 to 11:5, 12:14, 13:3  
Policy statements, 10:4  
Regulations, 3:6, 3:45, 4:11, 7:2, 7:3, 7:15, 10:2 to 10:5, 10:7, 11:2, 11:3, 11:5, 12:14  
Releases, 2:5, 3:45, 5:23, 7:3, 7:16  
Retirement plans, 7:2, 7:3, 7:16, 10:10  
Rhode Island, 11:1, 11:5  
State laws, 10:3, 10:5, 10:7, 11:1, 11:2  
Tax considerations, 10:11  
Termination of, 2:5, 3:17, 3:42, 3:45, 4:11, 4:16, 6:30, 7:15, 7:16, 9:8, 9:11, 10:2 to 10:5, 10:7, 11:3 to 11:6, 12:14, 13:3  
Virgin Islands, 11:6  
Welfare benefit, 7:15, 7:16, 9:11, 10:2, 10:3, 10:7, 10:8

**SEXUAL ORIENTATION**  
Benefits, 5:20  
Sexual orientation, 5:20

**SHIFT DIFFERENTIALS**  
Compensation, 11:2

**SICK LEAVE**  
Age discrimination, 5:13  
Serious health condition, 1:12  
Welfare benefits, 1:12

**SINGLE SITE OF EMPLOYMENT**  
Worker Adjustment and Retraining  
Notification Act, 2:7, 3:1, 3:9, 3:10, 3:12 to 3:17, 3:34, 3:36, 4:6, 4:7, 4:13, 4:15

**SITES**  
Unions, 3:15

**SIXTY-DAY NOTICE REQUIREMENT**  
Worker Adjustment and Retraining  
Notification Act, 3:21, 3:33, 3:34

**SMOKING**  
Discrimination, 6:4, 9:10

**SOCIAL SECURITY**  
Early retirement benefits, 5:12, 7:2, 7:10  
Employer, 4:16, 5:12, 7:2, 7:3, 7:10, 7:12, 12:2, 12:3, 12:6, 12:7  
Employment, 4:16, 5:12, 7:2, 7:3, 7:10, 12:2, 12:3, 12:6, 12:7  
Life insurance, 7:2, 12:2  
Wages, 4:16

**SOUTH CAROLINA**  
Notice, 3:8

**SOUTH DAKOTA**  
Age Discrimination in Employment  
Act, 1:6  
Dispute, 8:9  
Exemptions, 1:6  
Harassment, 1:6  
Layoffs, 4:1  
Notice, 1:6, 8:9  
Race discrimination, 1:6  
Remedies, 1:6  
Sex discrimination, 1:6  
Terms, 8:9

**STATE GOVERNMENTS**  
Employment practices, 6:3  
Title VII, 6:3

**STATISTICAL EVIDENCE**  
Discipline, 6:2, 6:10  
Disparate impact cases, 6:2

**STATISTICAL SIGNIFICANCE**  
Statistics, 6:23

**STATUTES OF LIMITATION**  
Worker Adjustment and Retraining  
Notification Act, 3:43

## INDEX

**STOCK OPTIONS**  
Stock, 7:13  
Termination of employment, 7:13

**STORES**  
Unions, 3:15, 3:26, 3:42, 14:4

**SUBSIDIARIES**  
Family and Medical Leave Act, 9:8

**SUBSTANTIAL EVIDENCE**  
National Labor Relations Board, 8:10, 8:11

**SUGGESTIONS**  
Benefits, 12:7

**SUMMARY JUDGMENT**  
Disputed facts, 3:14  
Intent, 1:12, 3:6, 3:15, 3:19, 3:42, 5:2, 5:21, 5:23, 6:2, 6:6, 6:8, 6:11, 6:18, 6:29, 6:30, 7:16, 7:17, 9:8, 9:10 to 9:12, 10:7, 10:9, 12:3, 12:11, 14:4  
Motive, 1:6, 1:12, 5:8, 5:12, 6:7 to 6:10, 9:12  
National Labor Relations Board, 3:4, 14:4  
Partial summary judgment, 6:23, 7:13

**SUMMARY PLAN DESCRIPTIONS**  
Group insurance, 7:17

**SUPREME COURT**  
National Labor Relations Act, 1:10, 3:43, 4:9, 8:9, 11:2, 14:4  
National Labor Relations Board, 1:10, 8:9, 14:4

**SURFACE BARGAINING**  
Unfair labor practices, 8:9

**TEACHERS**  
Compensation, 5:12, 12:3

**TELEPHONE**  
Companies, 7:16

**TENNESSEE**  
Age Discrimination in Employment Act, 6:10  
Age discrimination, 6:10  
Appeals, 1:12, 6:10, 12:3, 13:10

**TENNESSEE—Cont'd**  
Assignments, 12:3  
At-will employment, 6:10  
Compensation, 1:12, 6:10, 12:3  
Complaints, 1:12, 12:3  
Conditions of employment, 1:12  
Employment practices, 6:10  
Evidence, 1:12, 6:10, 12:3, 13:10  
Life insurance, 1:12, 13:10  
Medical benefits, 12:3  
Notice, 1:12, 4:20, 12:3  
Permits, 12:3, 13:10  
Race discrimination, 6:10  
Termination of employment, 12:3  
Terms, 1:12, 12:3, 13:10

**TERMINATION**  
Acquisitions, 12:14  
Audits, 4:17  
Burden of proof, 3:33, 5:1, 6:30, 7:3, 9:8, 9:10, 12:7  
Cause, 1:6, 1:12, 1:15, 3:9, 3:15 to 3:19, 3:21, 3:33, 3:34, 3:46, 4:6, 4:7, 4:14 to 4:17, 5:1, 5:8, 6:2, 6:8 to 6:10, 6:15, 6:24, 6:33, 7:3, 7:5, 7:13, 8:5, 9:4, 9:8, 9:10 to 9:12, 9:14, 9:17, 10:3, 10:5, 10:6, 10:9, 11:2, 11:5, 12:2, 12:3, 12:7, 13:5, 13:9, 13:11, 13:13, 14:9  
Consideration, 1:12, 2:5, 3:6, 3:7, 3:15, 3:17, 3:45, 5:17 to 5:20, 5:23, 6:7, 6:9, 6:10, 6:13, 6:33, 7:3, 7:16, 9:8, 9:10, 10:7, 11:2, 12:3, 13:3, 13:10, 14:4, 14:7  
Conspiracy, 3:14, 6:9, 7:16  
Constructive discharge, 2:7, 3:8, 3:37, 3:40, 5:7, 6:23, 7:16, 9:8  
Customers, 1:6, 1:10, 1:12, 3:15, 3:42, 6:34, 8:3, 8:10, 12:3, 14:5  
Damages, 2:9, 3:6, 3:7, 3:17, 3:19, 3:21, 3:33, 3:34, 3:42, 3:45, 3:46, 4:11, 4:14, 4:16, 5:20, 6:10, 6:13, 7:16, 7:17, 9:8, 9:10, 9:14, 9:17, 10:3, 10:5, 10:8, 11:2, 12:3, 12:7, 13:4, 13:13, 14:4, 14:8, 14:9  
Defined benefit plans, 7:10, 13:1  
Defined contribution plans, 7:10  
Disclaimers, 7:16

## REDUCTIONS IN FORCE

### TERMINATION—Cont'd

Employee Retirement Income Security Act, 1:7, 3:6, 3:45, 7:17, 10:1 to 11:2, 13:2  
Errors, 6:10, 6:15, 14:7  
Evidence, 1:6, 1:10, 1:12, 2:7, 3:2, 3:4 to 3:7, 3:14 to 3:17, 3:33, 3:34, 3:37, 3:45, 4:6, 4:15, 4:17, 5:1, 5:8, 5:13, 5:19, 5:23, 6:2, 6:4 to 6:10, 6:13, 6:15, 6:18, 6:23 to 6:25, 6:28 to 6:31, 6:33, 6:34, 6:38, 7:3, 7:16, 7:17, 8:5, 8:10, 9:8, 9:10 to 9:12, 10:3, 10:4, 10:7 to 10:9, 12:3, 12:7, 12:10 to 12:13, 13:5, 13:10, 13:12 to 13:14, 14:4, 14:7, 14:8  
Fair dealing, 10:3  
Federal employment, 9:10, 14:4  
Fighting, 3:33  
Forum, 7:13, 14:4, 14:7, 14:8  
Fraud, 3:14, 6:23, 9:8, 9:12, 9:14, 10:2 to 12:3, 12:11, 14:7  
Good faith and fair dealing, 10:3  
Illegal conduct, 10:5  
Insubordination, 6:9, 6:10, 12:3  
Intent to discriminate, 9:10  
Intentional infliction of emotional distress, 10:3  
Internal Revenue Service, 10:11  
Intolerable working conditions, 13:9  
Labor Department, 2:7  
Legitimate expectations, 5:8, 6:8  
Length of service, 4:14, 4:16, 5:1, 5:5, 5:13, 7:3, 7:16, 10:4, 10:5, 10:11, 11:3  
Lost earnings, 3:42  
Mergers, 4:5, 6:10, 11:5, 12:14  
Motives, 1:6, 1:12, 6:7, 6:9, 6:10, 6:15, 9:10, 13:13  
Multiemployer Plans, 12:2  
Negligent infliction of emotional distress, 12:11  
Partial termination, 9:10, 13:1 to 13:14  
Performance standards, 4:17  
Pleadings, 3:19, 9:11, 12:7, 14:8  
Prima facie case, 1:6, 1:10, 1:12, 5:8, 5:13, 5:19, 6:4, 6:7 to 6:10,

### TERMINATION—Cont'd

6:15, 6:18, 6:23 to 6:25, 9:8, 9:10, 9:12, 10:8, 12:11  
Promissory estoppel, 3:14, 10:6, 10:7  
Punitive damages, 3:46, 6:13, 9:14, 14:4  
Reinstatement, 1:9, 1:12, 2:9, 4:14, 6:13, 9:8, 14:4  
Remedies, 1:6, 4:5 to 4:7, 4:11, 4:14, 4:15, 9:8, 9:10, 9:12, 11:3 to 12:7, 12:10, 12:13, 13:14, 14:4, 14:7 to 14:9  
Settlement, 1:9, 3:4, 3:14, 3:42, 5:17, 5:20, 6:2, 7:17, 12:11, 13:4, 14:9  
Severance arrangements, 10:7  
Spin-off, 3:6, 13:12  
State law, 3:14, 4:6, 4:15, 6:1, 6:13, 6:30, 6:33, 7:15, 7:16, 9:8, 9:10, 9:14, 9:17, 10:1 to 10:3, 10:5, 10:8, 11:2, 12:3, 12:10, 14:4  
Substitution, 7:17  
Suspension, 4:16  
Tax, 1:11, 3:6, 3:33, 7:5, 7:13 to 7:16, 9:11, 10:5, 10:11, 12:2, 12:3, 13:1 to 13:3, 13:7, 13:10, 13:11, 13:13  
Timing, 1:6, 1:12, 2:8, 7:10, 9:10  
Uniformed Services Employment and Reemployment Rights Act, 1:9, 6:15  
Wrongful termination, 1:15, 2:10, 3:17, 4:14, 9:8, 9:10, 9:17, 12:3, 12:12

### TERMS OF EMPLOYMENT

Age Discrimination in Employment Act, 9:8  
Collective bargaining agreements, 4:16  
Defined, 11:2  
Language, 5:2, 9:8, 11:2  
National Labor Relations Act, 11:2  
Plant closings, 4:16, 9:8  
Services, 9:8, 11:2

### TESTS

Disparate impact, 1:13

## INDEX

### TEXAS

Age Discrimination in Employment Act, **1:6, 6:11**  
Age discrimination, **1:6, 6:11**  
Assignments, **3:15, 12:3**  
Compensation, **1:12, 2:7, 3:43, 12:3**  
Conditions of employment, **1:12**  
Evidence, **1:6, 1:12, 2:7, 3:15, 3:33, 6:11, 12:3**  
Exemptions, **1:6**  
Harassment, **1:6, 6:11**  
Health, **1:6, 1:12, 2:7, 3:15, 12:3**  
Investigations, **1:6, 6:11**  
Life insurance, **1:12**  
Mail, **1:12, 2:7, 12:3**  
Medical benefits, **12:3**  
Notice, **1:6, 1:12, 2:7, 3:15, 3:33, 12:3**  
Permits, **3:15, 3:33, 12:3**  
Race discrimination, **1:6**  
Remedies, **1:6**  
Sex discrimination, **1:6**  
Termination of employment, **12:3**  
Terms, **1:12, 3:15, 3:33, 6:11, 12:3**

### THEFT

Unfair labor practices, **8:5**  
Work rules, **9:10**

### THREATS

National Labor Relations Board, **8:9**  
Violence, **9:12**

### TITLE VII

Administration, **6:8, 12:7, 14:4**  
Age Discrimination in Employment Act, **1:6, 5:18, 6:1 to 6:3, 6:7 to 6:9, 6:11, 6:15, 14:4, 14:11**  
Alternative dispute resolution, **14:4, 14:9, 14:11**  
Arbitration agreements, **14:4, 14:11**  
Arbitration proceedings, **14:4**  
Attorneys, **5:18, 12:7, 14:4**  
Class actions, **14:11**  
Complaints, **1:6, 6:11, 9:12, 12:11**  
Confidentiality, **6:9**  
Counsel, **7:22, 14:4**  
Damages, **9:10, 9:16, 12:7, 14:4, 14:9**

### TITLE VII—Cont'd

Equal Employment Opportunity Commission, **1:6, 5:18, 6:2, 6:15, 7:22**  
Evidence, **1:6, 6:2, 6:3, 6:7 to 6:9, 6:11, 6:15, 9:10, 9:12, 12:7, 12:11, 14:4**  
Expenses, **6:7, 6:11**  
Federal employment, **9:10, 14:4**  
Hiring, **1:6, 6:8, 6:15, 9:10**  
Investigations, **1:6, 6:11, 9:12**  
Jurisdiction, **9:12, 12:11**  
Local governments, **6:3**  
Notice, **1:6, 9:10, 9:12, 12:7, 12:11, 14:4, 14:9**  
Parties, **6:2, 6:3, 6:7, 6:8, 6:15, 9:10, 12:7, 12:11, 14:4, 14:9**  
Pleadings, **12:7**  
Punitive damages, **14:4**  
Retaliation, **1:6, 6:11, 9:10, 9:12, 12:11, 14:4**  
Seniority, **1:6, 6:1, 6:2, 6:9, 9:10**  
Service, **1:6, 6:2, 6:15, 9:10, 12:7, 12:11**  
State governments, **6:3**  
State laws, **9:12, 12:11**  
Statistical evidence, **6:2, 6:8**  
Terms, **1:13, 5:18, 6:2, 6:8, 6:11, 6:15, 7:22, 9:10, 9:12, 9:16, 12:7, 12:11, 14:4, 14:9, 14:11**  
Trial, **1:6, 6:2, 6:7, 6:8, 9:10, 9:16, 12:7, 12:11, 14:4**  
Unions, **9:12, 14:4**

### TORTS

National Labor Relations Act, **3:17**

### TRANSMISSION

Unions, **9:11**

### TRANSPORTATION

Drivers, **14:5**  
Medical benefits, **12:2**

### TRIGGERING

Unfair labor practices, **3:14**  
Worker Adjustment and Retraining Notification Act, **3:8 to 3:21, 3:33**

## UNEMPLOYMENT COMPENSATION

Misconduct, **4:16**

## UNFAIR LABOR PRACTICES

Ability, **8:5**

Agreements, **8:3, 8:9**

Appeals, **8:3, 8:9**

Arbitration, **8:3**

Bad faith, **8:9**

Bar, **8:9**

Bargaining, **3:14, 8:3, 8:5, 8:7, 8:9, 8:11**

Bargaining unit, **8:5, 8:9**

Benefits, **8:5, 8:9, 8:11**

Bound, **3:14, 8:9**

Breach, **3:14**

Business, **3:14, 8:3, 8:5**

Cancellation, **8:3**

Choice, **3:43**

Claims, **3:14, 3:43**

Closings, **8:3**

Collective bargaining, **3:14, 8:3, 8:5, 8:7, 8:9, 8:11**

Collective bargaining agreements, **8:3**

Compensation, **3:43**

Conditions, **8:3, 8:5, 8:11**

Confidentiality, **8:11**

Contributions, **8:3**

Control, **8:3, 8:9**

Courts, **3:43, 8:3**

Customers, **8:3**

Data, **8:11**

Date, **8:5**

Decisions, **8:3, 8:5, 8:7**

Determinations, **3:14**

Disclosure, **8:9**

Discrimination, **3:14, 8:9**

Disregard, **8:9**

Distribution, **8:11**

Duties, **8:5, 8:11**

Effects bargaining, **8:7, 8:11**

Election, **8:9**

Elections, **8:9**

Employees, **3:14, 8:3, 8:5, 8:7, 8:9, 8:11**

Employers, **3:14, 8:3**

## UNFAIR LABOR PRACTICES

—Cont'd

Evidence, **3:14, 8:5, 8:11**

Extent, **3:14**

Factors, **8:5, 8:9**

Formation, **8:9**

Fringe benefits, **8:5**

Good faith, **8:3, 8:5, 8:7, 8:9, 8:11**

Granting, **3:14**

Hardship, **8:7**

Harm, **8:3**

Hours, **8:3, 8:5**

Identity, **8:5**

Impact, **8:3, 8:5, 8:9**

Impasse, **8:7, 8:11**

Increases, **8:11**

Independent contractors, **8:5**

Individuals, **3:14, 8:9**

Information, **8:9, 8:11**

Jurisdiction, **8:3**

Knowledge, **8:9**

Layoffs, **3:14, 8:5, 8:7**

Liability, **8:3, 8:9**

Limitations, **3:43**

Location, **8:3, 8:9**

Loss, **3:14, 8:3, 8:5**

Majority status, **8:9**

Majority support, **8:9**

Management, **3:14, 8:3, 8:5, 8:9**

Manner, **8:9**

Misconduct, **8:5, 8:9**

Misrepresentations, **8:9**

Multiemployer, **8:3**

National Labor Relations Act, **3:43, 8:9**

Nature, **8:5, 8:11**

Negotiations, **3:14, 8:5, 8:9, 8:11**

New facility, **8:9**

Notice, **3:14, 8:3, 8:5, 8:7, 8:9, 8:11**

Number, **3:14, 8:9**

Office, **8:5**

Officers, **8:3**

Operation, **3:14, 8:3, 8:5**

Opinions, **8:3**

Overtime, **8:5**

Participation, **8:3**

Parties, **8:3, 8:11**

Pay, **8:3, 8:7, 8:9, 8:11**

## INDEX

### UNFAIR LABOR PRACTICES

#### —Cont'd

Performance, 8:5  
Place, 8:11  
Plants, 8:7  
Position, 3:14, 8:9, 8:11  
Practices, 3:14, 3:43, 8:3, 8:5, 8:7, 8:9, 8:11  
Processes, 8:5  
Production, 8:9, 8:11  
Products, 3:14, 8:5  
Proposals, 8:9  
Reasons, 8:3  
Record, 8:9  
Reduction, 3:14  
Reinstatement, 8:9  
Relief, 8:11  
Relocation, 8:7, 8:9  
Representation, 8:3, 8:9  
Representatives, 8:5, 8:9, 8:11  
Resolution, 8:5  
Response, 8:5  
Responsibilities, 8:11  
Return to work, 3:14  
Rules, 3:14, 8:9  
Sales, 8:9, 8:11  
Scope, 8:5  
Seniority, 8:9  
Services, 8:3, 8:5  
Sessions, 8:9, 8:11  
Settlement, 3:14, 8:9  
Severance pay, 8:9  
Shifts, 8:3  
Sites, 8:9  
State, 3:14, 3:43, 8:5, 8:9  
Statements, 3:14, 8:9, 8:11  
Status, 3:14, 8:9  
Subcontracting work, 8:5  
Subcontractors, 8:5  
Supervisors, 3:14  
Support, 3:14, 8:3, 8:9  
Surface bargaining, 8:9  
Termination, 3:14, 8:3, 8:5  
Terms and conditions of employment, 8:3, 8:5  
Testimony, 8:5  
Threats, 8:9  
Transfer, 8:3, 8:5, 8:9

### UNFAIR LABOR PRACTICES

#### —Cont'd

Trucks, 8:5  
Unit, 8:5, 8:9  
Use, 3:43, 8:5, 8:9, 8:11  
Violations, 8:9  
Wages, 3:43, 8:3, 8:5, 8:9, 8:11  
Withdrawal, 8:3  
Work, 3:14, 8:3, 8:5, 8:9

### UNFORESEEABLE BUSINESS CIRCUMSTANCES

Worker Adjustment and Retraining  
Notification Act, 2:7, 3:11, 3:32,  
3:33, 3:35, 3:36

### UNION MEMBERS

Appeal, 3:13, 3:45, 4:17  
Assembly, 4:17  
Assessments, 4:17  
Complaint, 3:18  
Damages, 3:21, 3:45  
Employee, 3:13, 3:18, 3:21, 3:45,  
4:17, 8:10  
Employer, 3:13, 3:18, 3:21, 3:45,  
4:17, 8:10  
Exceptions, 3:45  
Notice, 3:13, 3:18, 3:21, 3:45, 4:17  
Officers, 3:45  
Parties, 3:13, 3:18, 3:21, 3:45, 4:17  
Plaintiffs, 3:13, 3:18, 3:21  
Relief, 3:21  
Waiver, 3:45

### UNITED STATES

National Labor Relations Act, 4:15,  
11:2

### USERRA

Parties, 6:15  
Termination of employment, 1:9

### VACATIONS

Employee Retirement Income Security Act, 11:2

### VALIDITY

Statistics, 4:14

### VESTING

Employee Retirement Income Security Act, 1:7, 7:17, 10:2, 13:2

## REDUCTIONS IN FORCE

### **VICARIOUS LIABILITY**

Age discrimination, **6:15**  
Agency principles, **6:15**  
Prima facie case, **6:15**  
Supervisors, **6:15**  
Training, **6:15**

### **VIOLATIONS**

Federal employment, **9:10**

### **VIRGIN ISLANDS**

Terms, **11:6**

### **VIRGINIA**

Age discrimination, **5:19**  
Assignments, **3:15, 12:3**  
Compensation, **12:3**  
Complaints, **3:15, 12:3**  
Evidence, **3:12, 3:15, 5:19, 12:3**  
Health, **3:15, 12:3**  
Medical benefits, **12:3**  
Notice, **3:12, 3:15, 5:19, 12:3**  
Permits, **3:15, 12:3**  
Termination of employment, **12:3**  
Terms, **3:15, 5:19, 12:3**

### **VISION CARE**

Medical benefits, **12:2**

### **WAGES**

Defined, **3:16 to 3:19, 3:46, 4:3, 4:5, 4:6, 4:11, 4:14, 4:15, 4:17, 4:21, 8:9, 9:15, 10:3, 10:5, 11:2, 11:5, 12:5**  
National Labor Relations Act, **3:17, 3:43, 4:6, 4:15, 8:1, 8:9, 11:2**

### **WAIVER**

Age Discrimination in Employment Act, **5:1, 5:18, 14:11**  
Cobra continuation coverage requirements, **12:2**  
Motions, **12:3**  
National Labor Relations Act, **3:17**

### **WAREHOUSES**

Compensation, **1:12**

### **WASHINGTON**

Appeals, **14:8**  
Arbitration, **14:8**  
Compensation, **14:8**

### **WASHINGTON—Cont'd**

Costs, **14:8**  
Employment practices, **3:5**  
Evidence, **3:5, 3:17, 14:8**  
Harassment, **3:17, 14:8**  
Marital status, **3:17**  
Notice, **3:5, 3:17, 14:8**  
Remedies, **14:8**  
Termination of employment, **3:5**  
Terms, **14:8**

### **WELFARE BENEFITS**

National Labor Relations Act, **9:12**

### **WEST VIRGINIA**

Age discrimination, **5:19**  
Disclosures, **5:19**  
Evidence, **5:19**  
Layoffs, **4:1**  
Notice, **5:19**  
Terms, **5:19**

### **WILLFULNESS**

Age Discrimination in Employment Act, **6:13**  
Liquidated damages, **6:13**

### **WISCONSIN**

Evidence, **10:7**  
Health, **10:7**  
Notice, **4:21, 10:7**  
Retirement benefits, **10:7**  
Strike, **4:21**  
Termination of employment, **10:7**  
Terms, **10:7**

### **WORKER ADJUSTMENT AND RETRAINING NOTIFICATION ACT**

Affected employees, **2:7, 3:4, 3:8, 3:12, 3:13, 3:15, 3:17, 3:18, 3:21 to 3:24, 3:26, 3:30, 3:31, 3:33, 3:36, 3:42, 3:46, 4:6, 4:7, 4:15, 4:16, 4:19, 4:20**  
Amount, **1:4, 3:2, 3:7, 3:9, 3:15, 3:24, 3:28, 3:33, 3:39, 3:42, 3:44, 3:45, 4:3, 4:6, 4:7, 4:15, 4:16**  
Benefits, **1:4, 2:7, 3:1, 3:4 to 3:6, 3:8, 3:16 to 3:19, 3:38, 3:41,**

## INDEX

**WORKER ADJUSTMENT AND RETRAINING**  
**NOTIFICATION ACT—Cont'd**  
    3:42, 3:44 to 3:46, 4:3, 4:6, 4:15, 4:16  
Calculation of, 3:9, 3:17, 3:42, 4:16  
Checklist, 3:46  
Civil penalties, 2:7, 3:1, 4:6, 4:15  
Closings, 2:7, 3:1, 3:6, 3:8, 3:10, 3:11, 3:19, 3:31, 3:34, 3:39, 3:45, 3:46, 4:1, 4:6, 4:7, 4:16, 4:18  
Compliance, 2:7, 3:6, 3:33, 3:46, 4:6, 4:20  
Consolidation, 3:12, 3:20, 4:6, 4:7, 4:15  
Contents, 2:7, 3:28, 3:29, 3:46, 4:3, 4:6, 4:15, 4:16, 4:18  
Contents of notices, 3:46  
Counting, 3:18  
Covered employers, 2:7, 3:1, 3:2, 3:14  
Date, 2:7, 3:2, 3:4, 3:6, 3:8, 3:9, 3:13, 3:16 to 3:19, 3:21, 3:24, 3:29 to 3:34, 3:36, 3:37, 3:42, 3:44 to 3:46, 4:3, 4:6, 4:7, 4:15, 4:16  
Determinations, 3:12 to 3:14, 4:6, 4:15  
Early retirement programs, 7:1  
Employee benefits, 3:19, 3:42, 3:44, 3:45  
Employees, 1:4, 2:7, 3:1 to 3:19, 3:21 to 3:26, 3:29 to 3:34, 3:36 to 3:39, 3:41, 3:42, 3:44 to 3:46, 4:1, 4:3, 4:6, 4:7, 4:13, 4:15, 4:16, 4:18 to 4:20  
Employers, 1:4, 2:7, 3:1, 3:2, 3:4, 3:6, 3:7, 3:12, 3:14, 3:15, 3:17 to 3:19, 3:26, 3:28, 3:31, 3:33, 3:37, 3:42, 4:1, 4:6, 4:7, 4:15, 4:16, 4:18, 4:20, 7:1  
Employment losses, 2:7, 3:1, 3:8 to 3:10, 3:13 to 3:15, 3:18, 3:19, 3:21, 3:46, 4:6, 4:7, 4:15  
Exceptions, 2:7, 3:1, 3:15, 3:32 to 3:34, 3:36, 3:45, 3:46, 4:6, 4:15, 4:16  
Facilities, 2:7, 3:6, 3:7, 3:9, 3:12, 3:15, 3:17, 3:33, 3:34, 4:6, 4:7, 4:13, 4:15, 4:16

**WORKER ADJUSTMENT AND RETRAINING**  
**NOTIFICATION ACT—Cont'd**  
Faltering company, 2:7, 3:32 to 3:34, 3:36, 4:7, 4:15  
Faltering company exception, 3:34, 3:36  
Form of notice, 2:7  
Laid-off employees, 1:4, 2:7, 3:5, 3:12, 3:13, 3:15, 3:33, 3:37, 3:42  
Layoffs, 2:7, 3:1, 3:2, 3:4 to 3:9, 3:11 to 3:19, 3:21, 3:24, 3:30 to 3:34, 3:36 to 3:39, 3:42, 3:46, 4:1, 4:3, 4:7, 4:16, 4:18  
Liability, 2:7, 3:1, 3:6, 3:7, 3:9, 3:11, 3:15, 3:17, 3:18, 3:21, 3:28, 3:32, 3:33, 3:38, 3:42, 3:45, 4:3, 4:6, 4:15  
Local government, 2:7, 3:1, 3:27, 3:31 to 3:33, 3:41, 3:46, 4:3, 4:13, 4:19  
Loss of employment, 2:7, 3:1, 3:14, 3:17, 3:19, 3:33  
National Labor Relations Act, 3:17, 3:43, 4:6, 4:7, 4:15  
National Labor Relations Board, 3:4  
Natural disaster exception, 3:33, 3:35, 3:36  
Natural disasters, 3:33, 4:7  
Notice requirements, 2:7, 3:8, 3:13 to 3:16, 3:36, 3:46, 4:6, 4:7, 4:16  
Notices under, 2:7  
Offsets, 3:45, 3:46  
On-leave, 3:4  
Operating units, 3:9, 3:12, 3:15, 4:6, 4:7, 4:13, 4:15, 4:16  
Penalties, 2:7, 3:1, 3:41, 3:46, 4:6, 4:7, 4:15, 4:16  
Plant closings, 2:7, 3:1, 3:6, 3:8, 3:11, 3:19, 3:31, 3:34, 3:39, 3:45, 3:46, 4:1, 4:6, 4:16, 4:18  
Purpose, 2:7, 3:2, 3:5, 3:6, 3:8, 3:15, 3:17, 3:19, 3:33, 3:36, 3:37, 3:45, 4:15, 4:16, 4:20  
Railway Labor Act, 4:6, 4:7  
Relocation, 3:19, 3:20, 3:25, 3:42, 4:3, 4:6, 4:7, 4:13, 4:15, 4:20  
Relocation of business, 3:42

## REDUCTIONS IN FORCE

**WORKER ADJUSTMENT AND RETRAINING**  
**NOTIFICATION ACT—Cont'd**  
Remedies, **3:38, 3:44, 4:6, 4:7, 4:15**  
Right to jury trial, **3:38**  
Sale of business, **3:19**  
Separate operations, **3:15**  
Single site of employment, **2:7, 3:1, 3:9, 3:10, 3:12 to 3:17, 3:34, 3:36, 4:6, 4:7, 4:13, 4:15**  
Sixty-day notice requirement, **3:21, 3:33, 3:34**  
State government, **4:20**  
Statute of limitations, **3:43**  
Triggering events, **3:8**  
Unforeseeable business circumstances, **2:7, 3:11, 3:32, 3:33, 3:35, 3:36**

**WORKER ADJUSTMENT AND RETRAINING**  
**NOTIFICATION ACT—Cont'd**  
Unforeseeable business circumstances exception, **3:32, 3:33, 3:35, 3:36**  
Union representatives, **3:26, 3:33, 3:46**  
Violations, **3:4, 3:6, 3:7, 3:17 to 3:19, 3:21, 3:33, 3:42, 4:6, 4:15**

## WRONGFUL DISCHARGE

Preemption, **9:14**

## WYOMING

Age Discrimination in Employment Act, **6:3**  
Age discrimination, **6:3**  
Employment practices, **6:3**  
Evidence, **6:3**