

ACTION: FINAL
FILED

DATE: 10/07/2002
08:50 AM

4112-3-02

Fact finding conferences.

~~Prior to the initiation of a formal preliminary investigation pursuant to rule 4112-3-03 of the Administrative Code, or Chapter 4112. of the Revised Code, a~~ A ~~commission staff member may be assigned to initiate contact with the complainant and respondent, and conduct a fact-finding conference between the complainant and respondent or their representatives to examine the factual basis behind the charge, and attempt to negotiate a settlement.~~

Any party who participates in a fact-finding conference may be accompanied ~~and advised~~ by legal counsel, ~~who shall take no further part in the conference whose role shall be limited to advising his/her client,~~ unless agreed to by all parties present, including the commission staff member conducting the conference. ~~As a result of such fact-finding conference, the commission staff member may:~~

~~(A) Settle the matter in a manner acceptable to the commission and all parties, in which case the terms of the settlement will be reduced to writing and signed by all parties and the commission staff member. The commission may delegate the authority to approve negotiated settlement agreements, and any such negotiated settlement agreement shall be noted on the commission minutes.~~

~~(B) In the event that sufficient facts are adduced during the fact-finding conference to establish the probability, or lack of probability, with respect to unlawful discriminatory practices of the respondent, recommend an appropriate finding in the same manner as would be made after formal preliminary investigation pursuant to rule 4112-3-03 of the Administrative Code or Chapter 4112. of the Revised Code.~~

Replaces: 4112-3-02

Effective: 10/17/2002

R.C. 119.032 review dates: 8/1/2002 and 08/01/2007

CERTIFIED ELECTRONICALLY

Certification

10/07/2002 08:50 AM

Date

Promulgated Under: 119.03
Statutory Authority: 4112.04(A)(4)
Rule Amplifies: 4112.04, 4112.05
Prior Effective Dates: 11/4/1971, 11/15/1977,
12/23/1979, 7/12/1989