

## AccuWeather.com Forecast

TODAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
Mostly cloudy	Mainly cloudy	Cloudy and breezy with a shower	Cloudy with a little rain	Remaining cloudy

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### PENDLETON TEMPERATURE FORECAST

70°	49°	61°	45°	57°	43°	60°	54°	62°	47°
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### HERMISTON TEMPERATURE FORECAST

69°	46°	62°	46°	61°	43°	63°	55°	66°	46°
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## ALMANAC

### PENDLETON

through 3 p.m. yesterday

TEMPERATURE	HIGH	LOW
Yesterday	73°	42°
Normals	63°	39°
Records	82° (2003)	23° (1897)

### PRECIPITATION

24 hours ending 3 p.m.	0.00"
Month to date	0.26"
Normal month to date	0.56"
Year to date	12.55"
Last year to date	9.21"
Normal year to date	9.50"

### HERMISTON

through 3 p.m. yesterday

TEMPERATURE	HIGH	LOW
Yesterday	72°	37°
Normals	65°	38°
Records	80° (2003)	20° (1948)

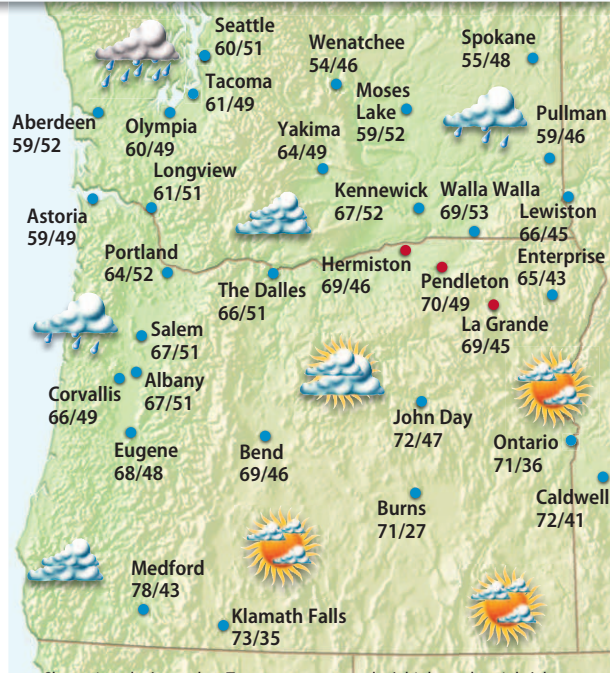
### PRECIPITATION

24 hours ending 3 p.m.	0.00"
Month to date	0.18"
Normal month to date	0.30"
Year to date	7.19"
Last year to date	6.34"
Normal year to date	6.86"

### SUN AND MOON

Sunrise today	7:16 a.m.
Sunset tonight	6:04 p.m.
Moonrise today	5:53 a.m.
Moonset today	6:00 p.m.

	New	First	Full	Last
	Oct 19	Oct 27	Nov 3	Nov 10



## REGIONAL FORECAST

**Coastal Oregon:** Considerable cloudiness today. Windy; a little rain across the north.

**Eastern and Central Oregon:** Mostly cloudy today. Mainly clear tonight.

**Western Washington:** Cloudy today; periods of rain, some heavy, but a little rain across the south.

**Eastern Washington:** Mainly cloudy today; rain in the north, near the Idaho border and in the mountains.

**Cascades:** A thick cloud cover today; windy across the north. A little rain tonight.

**Northern California:** Partly sunny today. Mostly cloudy at the coast tonight; clear elsewhere.

## REGIONAL CITIES

	Today			Thu.		
	Hi	Lo	W	Hi	Lo	W
Astoria	59	49	r	57	43	r
Baker City	69	34	pc	68	35	c
Bend	69	46	c	57	37	sh
Brookings	60	52	c	57	47	r
Burns	71	27	pc	63	29	c
Enterprise	65	43	pc	63	38	c
Eugene	68	48	c	55	43	r
Heppner	71	50	c	60	42	c
Hermiston	69	46	c	62	46	c
John Day	72	47	c	65	40	r
Klamath Falls	73	35	pc	61	32	r
La Grande	69	45	c	65	40	c
Meacham	66	42	c	62	39	c
Medford	78	43	c	60	42	r
Newport	60	51	r	56	45	r
North Bend	64	52	c	59	46	r
Ontario	71	36	pc	71	45	pc
Pasco	67	50	c	62	47	sh
Pendleton	70	49	c	61	45	c
Portland	64	52	r	57	46	r
Redmond	72	44	c	59	36	sh
Salem	67	51	r	57	45	r
Spokane	55	48	r	52	41	sh
Ukiah	67	43	c	60	38	r
Vancouver	63	53	r	57	47	r
Walla Walla	69	53	c	61	47	r
Yakima	64	49	c	62	38	sh

## WORLD CITIES

	Today			Thu.		
	Hi	Lo	W	Hi	Lo	W
Beijing	58	48	c	66	49	pc
Hong Kong	86	72	pc	86	73	c
Jerusalem	79	60	s	81	59	s
London	64	53	sh	64	52	r
Mexico City	74	54	pc	74	55	pc
Moscow	56	38	pc	47	35	pc
Paris	68	55	c	69	55	sh
Rome	72	51	s	72	53	pc
Seoul	65	48	c	71	48	pc
Sydney	74	64	pc	78	66	s
Tokyo	63	54	pc	61	58	r

## UV INDEX TODAY



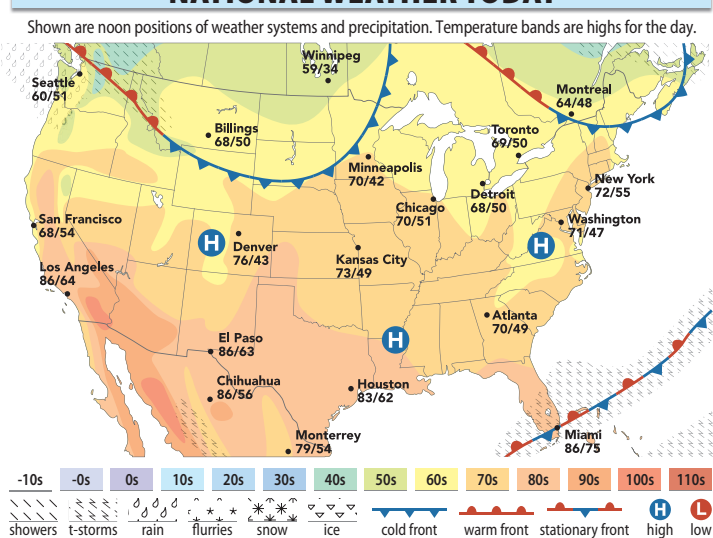
8 a.m. 10 a.m. Noon 2 p.m. 4 p.m. 6 p.m.

0-2, Low 3-5, Moderate 6-7, High; 8-10, Very High; 11+, Extreme

The higher the AccuWeather.com UV Index™ number, the greater the need for eye and skin protection.

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## NATIONAL WEATHER TODAY



**National Summary:** Aside from thunderstorms streaming across Florida and heavy rain pouring into Washington, sunshine and mild air will once again span most of the nation today thanks to high pressure in control.

**Yesterday's National Extremes:** (for the 48 contiguous states)  
**High 100°** in Palm Springs, Calif. **Low 14°** in Lake George, Colo.

## NATIONAL CITIES

	Today			Thur.		
	Hi	Lo	W	Hi	Lo	W
Albuquerque	78	52	pc	75	52	pc
Atlanta	70	49	s	74	50	s
Atlantic City	70	52	s	72	55	s
Baltimore	70	44	s	72	49	s
Birmingham	68	50	pc	76	51	s
Boise	74	50	pc	77	50	s
Boston	73	48	pc	74	44	pc
Charleston, SC	69	53	s	71	55	s
Charleston, WV	75	57	s	81	56	s
Chicago	74	44	s	74	46	s
Cleveland	70	51	s	71	51	s
Dallas	72	50	pc	72	49	s
Denver	83	58	s	83	64	pc
Detroit	76	43	s	75	48	s
El Paso	68	50	pc	71	45	s
Fairbanks	86	63	pc	87	61	pc
Fargo	31	12	sn	24	8	pc
Honolulu	65	37	pc	70	53	s
Houston	87	77	pc	86	76	pc
Indianapolis	83	62	pc	85	65	pc
Jacksonville	70	50	pc	72	51	s
Kansas City	79	65	pc	81	67	pc
Las Vegas	73	49	s	77	57	s
Little Rock	84	61	s	88	62	pc
Los Angeles	77	49	s	81	51	s
Los Angeles	86	64	s	78	63	pc
Louisville	72	50	s	75	50	s
Memphis	76	52	s	79	54	s
Miami	86	75	pc	89	78	t
Milwaukee	69	50	s	68	52	s
Minneapolis	70	42	s	70	55	s
Nashville	74	46	s	76	45	s
New Orleans	80	63	s	83	68	s
New York City	72	55	s	72	55	s
Oklahoma City	78	53	s	79	60	pc
Omaha	76	44	pc	77	56	s
Philadelphia	71	51	s	73	54	s
Phoenix	96	70	pc	96	68	s
Portland, ME	68	47	s	71	48	s
Providence	72	49	s	72	52	s
Raleigh	69	45	s	75	47	s
Rapid City	66	41	pc	80	49	s
Reno	79	44	pc	68	44	pc
Sacramento	82	51	pc	69	51	c
St. Louis	74	54	s	78	54	s
Salt Lake City	71	47	s	76	51	s
San Diego	79	66	s	75	66	pc
San Francisco	68	54	pc	66	55	c
Seattle	60	51	r	57	46	r
Tucson	95	65	pc	95	64	pc
Washington, DC	71	47	s	73	54	s
Wichita	77	50	s	79	58	pc

Weather (W): s-sunny, pc-partly cloudy, c-cloudy, sh-showers, t-thunderstorms, r-rain, sf-snow flurries, sn-snow, i-ice.

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- Dayle Stinson  
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### COMMERCIAL PRINTING

**Production Manager:** Mike Jensen  
 541-215-0824 • [mjensen@eastoregonian.com](mailto:mjensen@eastoregonian.com)

# Why was the target of DOJ profiling forced to leave?

By **PARIS ACHEN**  
 Capital Bureau

Revelations of Oregon Department of Justice agents monitoring social media activity by the agency's head civil rights attorney Erius Johnson Jr. for using a Black Lives Matter hashtag garnered international headlines in late 2015.

The incident triggered an outside investigation of DOJ in which agents were found to have likely violated laws barring the collection of political speech. The scandal also prompted edicts for mandatory anti-discrimination and bias training for DOJ employees.

Yet, two years later, Johnson, one of the only black employees at DOJ, also is the only employee who ultimately was forced out of the agency in the wake of the scandal.

Two of the three Caucasian coworkers accused of profiling him still work at the justice department. A third left the agency voluntarily to take another job.

Johnson filed a federal lawsuit against DOJ last year for violation of his civil rights. State officials agreed earlier this month to pay Johnson \$205,000 to settle the case on the condition that he leave the Department of Justice. He resigned the position effective Oct. 13 and is prohibited from working for the state for a period of at least five years. "I just think it's per se retaliation," said Beth Creighton, a civil rights lawyer who represented Johnson. "First, the state violates his rights, and then they require him to consent to continuing to violate his rights, i.e., that he won't work for the state in order to be compensated for the violation he suffered originally."

Matt Shelby, spokesman for the state Department of Administrative Services, which handled the settlement,



Erius Johnson Jr. was wrongly profiled by his coworkers at the Oregon Department of Justice, but he is the only employee to lose his job in the wake of the scandal. Johnson resigned his post as part of a settlement of his federal lawsuit against the state.

denied the requirement to resign was retaliation for Johnson suing the state. "When (the) DAS Risk (Department) gets involved in settlement discussions, the focus is on making the best business decision for the state, not punishing anybody," Shelby wrote in an email to the Pamplin/EO Capital Bureau. Government officials have increasingly used forced resignations in settlements to discourage their employees from suing state agencies,

Creighton said. "My experience with the state of Oregon is that they do not take kindly to people who assert their rights even if they are correct in doing so," she said.

Shelby said he was not permitted to discuss specifics of Johnson's case. However, generally, state negotiators "consider how any settlement will impact the state in the future — both in terms of individuals filing claims against us, and our ability to negotiate them."

**"My experience with the state of Oregon is that they do not take kindly to people who assert their rights even if they are correct in doing so."**

— **Beth Creighton,**  
 civil rights lawyer who represented Erius Johnson Jr.

"A settlement agreement represents our best effort to settle the claim before us, while mitigating the risk of future liability," Shelby said. Attorney General Ellen Rosenblum did not ask for Johnson's resignation, said DOJ spokeswoman Kristina Edmunson.

The surveillance of Johnson's and other Black Lives Matter supporters' social media activities wasn't revealed to the public until Johnson's wife, Nkenge Harmon Johnson, the president of the Urban League of Portland, released a letter in November 2015.

Agent James Williams, the investigator who tracked Johnson's activities, expressed concerns about a tweet in which Johnson posted a logo and lyrics from hip-hop group Public Enemy.

The logo depicts an African American in the crosshairs of a firearm. Williams mistook the logo as an image showing a police officer in the crosshairs and thought Johnson might be a threat to law enforcement.

He shared his concerns with his supervisor, Special Agent in Charge David Kirby. Kirby consulted Darin Tweedt, director of the Criminal Justice Division, who recommended Williams conduct a threat assessment of Johnson and write a report. Rosenblum fired Williams last year for racially profiling Johnson. Williams sued, and a state arbitrator ruled in August that Williams should be reinstated to his job.

Meanwhile, Kirby voluntarily left his post in May 2016 to accept a position as operations integrity director

at Privateer Holdings in Seattle. Tweedt was demoted from his director's position to a senior assistant attorney general in the DOJ Civil Recovery Section. As a result, his monthly salary decreased from \$14,523 to \$11,346, according to DAS.

Johnson had planned to stay on with the justice department indefinitely before the terms of the settlement were reached, Creighton said. He is now looking for another job.

Johnson played a prominent role in an attorney general's task force that recommended anti-profiling legislation, which lawmakers approved earlier this year. The new law requires police officers to collect data on race and other demographic information during law enforcement stops. The Oregon Justice Commission is responsible for analyzing the data to identify any trends showing officers have targeted certain groups of people such as people of color. The bill also included provisions for improving training for law enforcement officers.

## Corrections

The East Oregonian works hard to be accurate and sincerely regrets any errors. If you notice a mistake in the paper, please call 541-966-0818.

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