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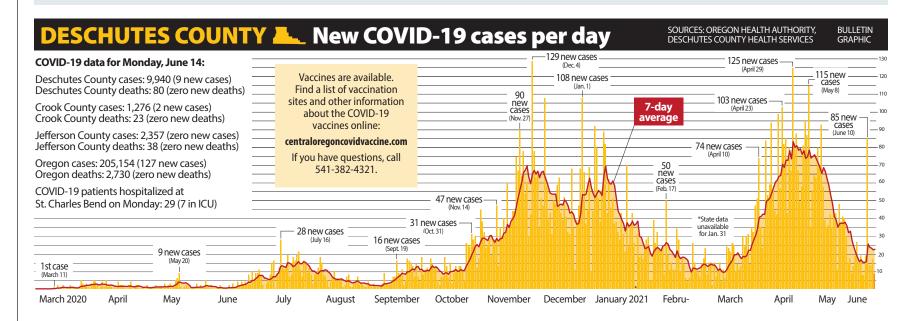
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Lottery results can now be found on the second page of Sports.

LOCAL, STATE & REGION



2nd lawsuit alleges racist workplace at Oregon labor agency

BY ZANE SPARLING Pamplin Media Group

Allegations of race-based bias and hostility are piling up at the state agency charged with investigating unlawful

employment practices. The Portland Tribune first revealed that Oregon's Bureau of Labor & Industries hired an outside law firm to scrutinize its own workplace — and the independent audit has grown after a second ex-employee filed a lawsuit claiming she was forced out.

Former Civil Rights Division investigator Shaina Pomerantz says she experienced "a culture of disparate treatment and racial hostility" that included a higher workload than white employees and a six-month extension of her probation that was not applied to other new hires.

"When Black employees, including Ms. Pomerantz spoke up, made suggestions, or asked questions, non-Black (Civil Rights Division) employees shut down these investigators and told them their questions were not relevant, wrong, and/or inconsistent with CRD practices," according to the litigation.

Pomerantz, who serves as vice chair for Portland's police review committee, resigned from BOLI Dec. 31 and now

Her suit bolsters the account of her former boss, Carol Johnson, who left a \$10,300 a month job as division head last July, citing intolerable conditions in a separate lawsuit.

Pomerantz, 45, says the Civil Rights investigators, who are mostly white, turned their cameras off during virtual meetings with Johnson, who is Black, and stayed silent when Johnson acknowledged the death of George Floyd.

The Civil Rights Division "often dismissed race discrimination complaints at a disproportionately high rate," the suit says.

BOLI's elected leader, Commissioner Val Hoyle, appears to have corroborated some of the claims raised by Johnson, according to snippets of her emails included in the first lawsuit. But a bureau rep pushed back more forcefully on Pomerantz's claims, saying BOLI extended employees' probationary periods during the unusual circumstances of the COVID-19 pandemic.

Before taking the state job, Pomerantz was offered a \$27,000 settlement after she filed a workplace complaint against her former employer, Concordia University but rejected the cash because it was contingent on signing a non-disparagement agreement, according to her lawyer. BOLI dismissed the complaint in 2019, and the school declared bankruptcy the next year.

"BOLI has dismissed many cases that have gone on to get a verdict from a jury," said the attorney, J. Ashlee Albies, noting as examples the bogus arrest of Michael Fesser, as well as the \$1 million awarded to two Portland Public Schools maintenance workers who faced racial harassment on the job.

A former chief of staff for ousted state Rep. Diego Hernandez, Pomerantz raised concerns during a sexual ha rassment investigation that the lawmaker had promoted a staff member due to their romantic relationship, but that particular complaint wasn't substantiated after both parties denied being intimate.

Albies says her client disagreed with the finding, and later was offered an apology by a co-chair after testifying before the state committee investigating Hernandez.

The fact that she has made protected complaints of discrimination," said Albies, "I think it shows that this is somebody who stands up for herself."

Gresham Police arrest suspect in 1980 homicide

BY CHRISTOPHER KEIZUR

Pamplin Media Group

No one would stop to help. That's what haunted family members years after a beloved daughter was bludgeoned to death.

On the night she was killed in 1980, 19-year-old Barbara Mae Tucker frantically tried to flag down passing cars.

The sophomore had been walking to an evening class at Mt. Hood Community College when she ran onto NE Kane Drive. Witnesses told police that many drivers had to swerve and brake to keep from hitting her, and one car almost hit Tucker. One witness remembered seeing blood and mud on her face.

But no one pulled over to check on **Plympton** her, even as a man grabbed her arm and pulled her off the road and back into the woods near the campus.

Some witnesses even thought it was a college prank or a youthful game of dodging traffic.

That next morning, Barbara's body was found by a fellow student in the shrubs. She had been sexually assaulted

"It's unreal that people care so little about another human being," Louise Tucker, Barbara's mother, told The Outlook a year after her daughter's death.

It took four decades, and assistance from a break in DNA technology not available at the time, for an arrest to be made. Robert Plympton, 58, of Troutdale, was taken into custody by the Gresham Police Department on June 8 for the alleged rape and murder of Tucker. He was booked into the Multnomah County Jail.

Physical evidence from the scene was maintained, and a recent DNA profile match led investigators to Plympton.

Plympton was a 16-yearold student at Reynolds High School when the crime occurred, but the district attorney's office said he will be charged and tried as an adult. He pleaded not guilty during

his arraignment Wednesday.

Court records show Plympton was arrested in 1997 and accused of attempted sodomy and assault in an attack on a woman. Investigators believed Plympton drove her to a secluded place and attacked her. The case was dismissed due to insufficient evidence.

'These 'cold cases' are not lost or forgotten for our department," said interim

Chief Claudio Grandjean. "Each one represents a person to our officers, and their tragic stories are passed down through the generations in hopes of one day bringing honor to their names and a sense of justice and closure to their cases."

The Outlook ran a story Feb. 27, 2003, recounting the more than 22 years earlier. In that article, Tucker was remembered by loved ones as "a free spirit; strong-willed; spiritual but not religious;

very hardworking; and very dedicated.

She was the youngest of seven siblings, and often was thought of as the 'baby' of the family despite growing up to be a 5-foot-11, independent young woman. She played basketball at Cleveland High School, and was very involved with the Distributive **Education Clubs of America** (DECA) that prepped students for careers in businesses.

On the day she died, Tucker called her mother. She was planning to stop by a friend's apartment for ice cream if her evening class got out early. Tucker never made it. Neither of Barbara's parents

saw justice for their daughter. Her father, Albert Tucker, died in 1989. He could never bring himself to talk about his daughter's death.

"He always leaves the room when I talk about her," Louise said in 1981.

Louise died in 1995, but she never stopped seeking justice despite many signs pointing to the case never being solved. Through the years she stayed in contact with the Gresham Police Department and the Multnomah County District Attorney's Office, refusing to let the case slip through the

She kept an informal, handto find answers.

"If it takes 10 years, I don't care," she wrote several months after the murder. "I just can't let it rest."



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