

redOrbit

LOGIN
SIGN UP
EMAIL
SUGGESTIONS



Like the **BlackBerry® Curve™ 8530**
the next generation of Smartphone
Buy One for **\$2999** and get one **Free!**

WITH A NEW 2YR ACTIVATION PER PHONE ON VOICE PLAN WITH DATA PACK \$29.99 OR HIGHER REQ'D. FREE PHONE MUST BE OF EQUAL OR LESSER VALUE.

Free Activation,
Free Overnight Shipping
& Instant Discounts
with online orders

Learn More

HOME COMMUNITY NEWS VIDEO IMAGES SPACE SCIENCE TECH HEALTH EDUCATION FUN SHOP SITEMAP

SEARCH

Space Science Technology Health General Sci-fi & Gaming Oddities International Business Politics Education Entertainment Sports

E-mail Print Comment Font Size Digg del.icio.us Discuss article Buzz up! Stumble It!

130 Former Lawrence Livermore Lab Employees File Lawsuit in Alameda County Superior Court Alleging Illegal Age Discrimination

Posted on: Thursday, 21 May 2009, 13:45 CDT

OAKLAND, Calif., May 21 /PRNewswire/ -- On May 21, 2009, the Law Firm of Gwilliam, Ivary, Chiosso, Cavalli & Brewer filed an age discrimination lawsuit in Alameda County Superior Court Case Number 09453596 on behalf of 130 former employees against Lawrence Livermore National Security, LLC (LLNS), the private company co-owned by Bechtel and the University of California that operates the Lawrence Livermore National Lab.

On May 22 and 23, 2008, LLNS laid off approximately 440 employees, the vast majority of whom were the Lab's most senior, experienced employees. California law prohibits discrimination in the workplace against any employee who is over the age of 40 years old, based upon that employee's age. 130 of those employees have retained Gwilliam, Ivary, Chiosso, Cavalli & Brewer to challenge the layoffs. These former Lab employees include administrative assistants, maintenance workers, engineers and senior scientists. The 130 employees filed one lawsuit, but are seeking damages based upon their individual circumstances. These are consolidated cases; it is not a class action lawsuit.

The former employees contend that they were selected by the Lab to lose their jobs because they were older workers (over 40) who were approaching their retirement age. As a result, these former employees are out of work at a stage in life when finding new employment is particularly challenging. Most of these workers have suffered a severe financial hit in the amount of retirement income and benefits they will eventually receive because of their forced, premature "retirement."

The laid off workers contend that the Layoff selection process utilized by the Lab was illegal. The former employees contend that the Lab did not follow Federal Law by seeking voluntary separations to eliminate the need for any layoffs.

Furthermore, approximately 94% of those laid off were over the age of 40, making them "protected employees" pursuant to California's anti-age discrimination laws. The Lab ignored its own policies to target these older workers because of their advanced salaries and approaching retirements.

Today, these targeted older workers are fighting back by filing this lawsuit in Alameda County Superior Court.

According to J. Gary Gwilliam, lead counsel for the former employees, "It's unfortunate that the Lawrence Livermore Lab, the University of California and Bechtel Corporation would treat their employees in a discriminatory manner. I don't think the Department of Energy, with whom they contract, would approve of such conduct. These entities should be setting the highest standards of fairness in the workplace, not the lowest. We are confident the Court will correct this obvious injustice."

In addition, several different plaintiffs allege different kinds of discrimination including race, gender, disability, family leave rights and sexual orientation as well as retaliation. The complaint also alleges intentional infliction of emotional distress, breach of contract and the breach of the covenant of good faith and fair dealing.

CONTACTS: For more information and a copy of the complaint please contact J. Gary Gwilliam, Esq., Randall E. Strauss, Esq., Jane Felice Gorelick Gwilliam, Ivary, Chiosso, Cavalli & Brewer, A Prof Corp. 1999 Harrison Street, Oakland, California (510) 832-5411

SOURCE Gwilliam, Ivary, Chiosso, Cavalli & Brewer

Source: PR Newswire

[More News in this Category](#)

Related Articles

[More Than Seven-in-Ten Workers Age 60+ Are Putting Off Retirement Due to Financial Restraints, According to a New CareerBuilder Survey](#)

[100 Former Lawrence Livermore Lab Employees File Complaints Alleging Illegal Age Discrimination](#)

[Castelblanco Law Firm To Announce Lawsuit By Hispanic Cook for Age and Perceived Disability Discrimination Against IHOP at News Conference March 19](#)

[Anheuser-Busch Settles Discrimination Lawsuit With Former Brewery Worker](#)

[Judge Rules Against Former IBP Worker](#)

Like the **BlackBerry® Curve™ 8530**
the next generation of Smartphone
Buy One for **\$2999**
and get one **Free!**

WITH A NEW 2YR ACTIVATION PER PHONE ON VOICE PLAN WITH DATA PACK \$29.99 OR HIGHER REQ'D. FREE PHONE MUST BE OF EQUAL OR LESSER VALUE.

Free Activation, Free Overnight Shipping
& Instant Discounts with online orders

Learn More



Underwater

Mar 10, 2010, 8:45 am

[STEREO Captures A Coronal Mass Ejection](#)

Mar 10, 2010, 8:30 am

[Music Education Can Shape a Child's Sensory System](#)

Mar 10, 2010, 8:19 am

[Food Warning Labels Could Help Prevent Choking Hazards](#)

Mar 10, 2010, 8:00 am

[Woman Diver Trains Spacewalkers Underwater](#)

Mar 10, 2010, 7:59 am

[Fighting Crime With Math](#)

Mar 10, 2010, 7:27 am

[Acupuncture May Relieve Depression in Pregnant Women](#)

[More Videos](#)

Ads by Google

Lawsuit Funding

Learn How to Receive a Lump Sum of Cash for Small Annuity Payments.

www.PeachtreeFinancial.com

Employment Lawyer

Silber, Perlman, Sigman & Tilev, PA
Discrimination, Severance, FMLA
www.sp-law.com

Rosiglitazone Lawsuit

For Heart Attacks and Deaths. Call 1-800-829-7037! Large Law Firm

AshcraftandGereI.com/Rosiglit

Age Discrimination

Experienced Attorneys Representing Age Discrimination Cases. Learn now

www.KMBLegal.com/AgeDiscr

Age Discrimination Laws

What You Can & Can't Do About Age Discrimination In the