



**U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
Washington Field Office**

131 M Street, N.E.  
Suite 4NW02F  
Washington, DC 20507

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██████████	)	
Complainant,	)	
	)	
v.	)	EEOC No. ██████████
	)	Agency No. ██████████
Jeh Johnson, Secretary	)	
U.S. Department of Homeland Security	)	
(Secret Service),	)	
Agency	)	Date: October 21, 2016
_____	)	

**ORDER DENYING COMPLAINANT’S MOTION TO SHOW CAUSE  
AND EXTENDING DEADLINES**

**Complainant’s Motion to Show Cause**

On October 4, 2016, Complainant filed a Motion to Show Cause Why Sanctions Should Not be Imposed for Spoliation of Evidence. On October 13, 2016, the Agency filed its Opposition to Complainant’s Motion to Show Cause. On October 20, 2016, I held a teleconference with the parties on the motion. As stated during the teleconference, Complainant fails to show that spoliation has occurred and that sanctions are warranted. For this reason and for the reasons set forth in the Agency’s Opposition, Complainant’s motion is DENIED.

**Extension of Deadlines**

At the request of Complainant during the October 20, 2016 teleconference, and without opposition from the Agency, I hereby EXTEND the deadlines in this case as set forth below:

The discovery deadline is extended to **November 16, 2016**, so that Complainant may conduct depositions of Mr. Christopher and Mr. Stakias.

Motions for summary judgment, if any, shall be filed no later than **December 1, 2016**. Any opposition shall be filed no later than **December 16, 2016**, and any reply briefs shall be filed no later than **December 23, 2016**. All other instructions in the Case Management Order remain the same.

**Sanctions**

Failure to adhere to this Order may be grounds for sanctions, including adverse inferences against the Agency, and dismissal of the Complainant's request for a hearing. 29 C.F.R. § 1614.109(g)(3)(2015).

It is so ORDERED.

For the Commission:

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Antoinette Eates  
Administrative Judge  
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*Sent by e-mail on October 21, 2016 to:*

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Tom Gagliardo

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