

1968 WL 9305
United States District Court, E.D. Louisiana.

HICKS
v.
CROWN ZELLERBACH CORPORATION, et al.

No. 16638.
|
Dec. 19, 1968.

Opinion

HEEBE, District Judge:

*1 Upon consideration of plaintiff's motion for preliminary injunction and after hearing oral argument by attorneys for the plaintiff and for the defendant Crown Zellerbach Corporation, and it appearing that defendant Crown Zellerbach Corporation will, unless immediately restrained, fill a single relief slitterman position on the 0201 Corrugator at its Box Plant in Bogalusa, pursuant to the terms of the collective bargaining agreement in effect at the plant, and it further appearing that the plaintiff, as well as amicus curiae, the Equal Employment Opportunity Commission, has contended that Title VII of the Civil Rights Act of 1964, 42 U.S.C. Section 2000e requires the merger of the Corrugator Rod and Take Off

Group with the Corrugator Group, and it further appearing that if the position of relief slitterman 0201 is now filled on the basis of the current collective bargaining agreement, it may well be awarded to an employee outside the Corrugator Rod and Take Off Group, and it further appearing that in such event the Negro employees in the Corrugator Rod and Take Off Group may suffer irreparable injury.

IT IS ORDERED that defendant Crown Zellerbach Corporation be, and hereby is, ENJOINED from awarding a position as relief slitterman on the 0201 Corrugator to any person other than the senior applicant in the Corrugator Rod and Take Off Group pending final determination of this cause, *provided however*, that the company may train the senior applicant in the Corrugator Rod and Take Off Group for the relief slitterman position on the 0201 Corrugator, without prejudice to its right to refuse to permanently award said position to said applicant in the event that the legality of the current collective bargaining agreement is ultimately sustained by this Court and another employee would be entitled to preference in filling this position.

All Citations

Not Reported in F.Supp., 1968 WL 9305, 70 L.R.R.M. (BNA) 2223