

**CMS Equal Employment Opportunity Data Posted Pursuant to the
No Fear Act [Pub. L. No. 107-174, Title III, Sec. 301 (2002)]**

| Pending Complaints Filed in Previous Fiscal Years by Status | Comparative Data | | | | | 2006 Thru 09/30 |
|---|---------------------------|------|------|------|------|-----------------|
| | Previous Fiscal Year Data | | | | | |
| | 2001 | 2002 | 2003 | 2004 | 2005 | |
| Total complaints from previous fiscal years | 22 | 17 | 10 | 3 | 10 | 7 |
| Total complainants | 19 | 15 | 10 | 3 | 10 | 7 |
| Number Complaints Pending | | | | | | |
| Investigation | 1 | 0 | 0 | 0 | 0 | 0 |
| Hearing | 21 | 17 | 10 | 2 | 3 | 7 |
| Final Action | 0 | 0 | 0 | 0 | 5 | 0 |
| Appeal with EEOC Office of Federal Operations | N/A | N/A | N/A | 1 | 2 | 0 |

N/A denotes data not available for CMS in that category.