

The Bothwell Letter

News from the Law Offices of Anthony P. X. Bothwell
350 Bay St., Ste. 100PMB314, San Francisco, CA 94133-1998
Tel. (415) 370-9571 apxb007@msn.com www.apxbothwell.com

December 10, 2012

Cases settled in California and Texas. Federal judges rule against a British multinational and a Honolulu military hospital. Law firm fights for whistleblowers and victims of bias. Bothwell re-elected as Sons of the American Revolution chapter president.

PACIFIC GAS & ELECTRIC CO. SETTLES SUIT BY WORKER WHO, BEFORE SAN BRUNO EXPLOSION, WARNED OF GAS LINE HAZARDS

PG&E has settled the case of Mike Wiseman, who sued for retaliation after he reported gas transmission line safety violations. Atty. Tony Bothwell, who filed the case in superior court, received PG&E's acknowledgement of the lawsuit ironically just hours before a PG&E gas transmission line in San Bruno exploded, destroying many homes and killing eight people. Settlement terms are confidential.

V.A. BACKTRACKS ON THREATS IN DALLAS AND SAN FRANCISCO

Today a U.S. Equal Employment Opportunity Commission judge ordered the Department of Veterans Affairs to investigate age bias and retaliation charges that the V.A. hospital in Dallas heretofore refused to acknowledge. Meanwhile, the U.S. Dept. of Justice Office of Special Counsel launched an investigation of V.A. practices in San Francisco said to discriminate based on race, religion and Reserve military duty. Both hospitals ended threats to suspend or fire complaining employees after Bothwell took the cases.

OIL SERVICE FIRM LOSES ONE REPRISAL CASE AND SETTLES ANOTHER

Cameron Process Systems, formerly Natco, has settled the claim of an Anglo employee who alleged retaliation after he complained an Asian female employee harassed him. In an unrelated case, the E.E.O.C. found the Houston firm's management retaliated against an Asian female employee who complained of gender, race and national-origin discrimination on the job. Both cases were brought by the Bothwell law firm.

MOTION TO RACIALLY SEGREGATE PLAINTIFFS IS DENIED BY U.S. COURT IN RIGHTS CASE AGAINST ARMY HOSPITAL IN HONOLULU

U.S. District Court, Honolulu Sept. 28 rejected a move to sever black, Hispanic, Asian and Native American co-plaintiffs in a consolidated race bias case against Tripler Army Medical Center. Lawyers for the defendant contended that people of different races can't join together in a race bias lawsuit. "But the Constitution doesn't allow racial segregation in the administration of justice," said Atty. Tony Bothwell who, while President Obama was in Hawai'i, filed the case that generated headlines across the nation.

U.S. LABOR DEPT. EXTENDS WHISTLEBLOWER PROTECTIONS TO COVER CONTRACTORS IN NUCLEAR PLANTS ACROSS THE NATION

In the nation's capital, the Labor Department has ruled that contractors have the same right as employees to claim damages for whistleblower retaliation. The 2012 ruling came in the case of D. L. Robinson, a contractor for Invensys, a British-owned firm whose Irvine, Calif. facility made defective control-room instruments for Florida and Nebraska nuclear plants. Atty. Tony Bothwell, who authored a *Public Utilities Fortnightly* article about nuclear contractors' rights, won OSHA and Administrative Review Board decisions on the case. Pre-trial conference is set for Dec. 17.

SONS OF AMERICAN REVOLUTION RE-ELECT CHAPTER PRESIDENT

Atty. Tony Bothwell was elected Nov. 15 to a second two-year term as president of the founding chapter of Sons of the American Revolution. The genealogical organization, founded July 4, 1876 in San Francisco, now has chapters worldwide. Membership in the San Francisco chapter has grown by more than 25% since January 2011. A NASA astronaut and a Pearl Harbor survivor addressed the group's Constitution Day banquet at the Four Seas. Members attended a Pearl Harbor Day luncheon at Sinbad's on Dec. 7.

ANTHONY P. X. (TONY) BOTHWELL, Esq.

Bar member: U.S. Supreme Court; U.S. courts of appeals for the District of Columbia Circuit and the Ninth Circuit; U.S. district courts for the Northern, Eastern, and Central districts of California, and (*pro hac vice*) the District of Hawai'i; State Bar of California; American Bar Assn. (National Security Committee; former delegate, International Court of Justice); International Law Association (American Section).

Member: Sons of the American Revolution (San Francisco Chapter President); U.S. Holocaust Memorial Museum (founding member); Southern Poverty Law Center (Leadership Council); National Lawyers Guild (former chapter executive council member); Human Rights Conflict Prevention Centre, Bosnia and Herzegovina (Advisory Committee); Rotary International (Paul Harris Fellow); Rotary Club of Fisherman's Wharf, San Francisco (past president).

Former member: national energy ethics advisory panels of Americans for Energy Independence, Edison Electric Institute, Atomic Industrial Forum, and the U.S. Catholic Bishops.

Qualified expert: Lawyers' standard of care (Superior Court of California, County of Los Angeles).

Graduate: Georgetown Univ. School of Foreign Service, B.S.F.S., International Affairs; Boston Univ. School of Public Communication, M.S., Journalism; John F. Kennedy Univ. School of Law, J.D.; Golden Gate Univ. School of Law, LL.M. *summa cum laude*, International Legal Studies.
