

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Civil Action No. 1:17-CV-01037**

**FARM LABOR ORGANIZING)
COMMITTEE,)**

r nts s n n n or – on | t A t r s t t s tt nt

r nts t t n st p t on t t n r

o pr s o t no non t ns n non t rs p o pr s r o
 or rs ro o or n n r t H A t por r r t r v s pro r
 st or rs''- A t on t Fr A t s n n onst t t on B o Att n r
 s t s t v s n s o t n p n s s F C or ts or n n t v t -
 - n t o on on n n nt rr p r r l n n t on on
 t r t o r n pros t on n v n or nt nt s r sp t r q st
 pr n r n p r n nt n n t v r to ns r t t nt s n ont n
 to s n n t ro v o nt r p ro s t on r nts t r t r
 p o rs n nt F C n ts rs n nt r nto n n t ro
 s tt nt r nts t r t r p o rs-

JURISDICTION AND VENUE

- s Co rt s s t tt r rs t on p rs nt to --C-

or n n n n s t r n o t_v r n n r n t s D s t r t- n o

F-1 C's rs v n-or_v or n t s D str t

o n t s n to r n p r t p n t s n t r t r s p p n to t r to
 prq_v or n on t o n s or r_v or rs-F₁[~]C r r n t n s t r s o t_v
 r n n r n t s q_v r n o t | r_v or rs n o r t C r o n n s
 t_v or n n to n r s t s r s p n p r s n_v o t_v r n n
 r n t s t r o o t t s t t -F₁[~]C r r n t n t n s o s n D | o r t
 C r o n o d[~] o n o n t r r | n t s t t o v o₁ o n l o-
 - n t t o r o o n s v n_v or o n r n D r
 Co n t | o r t C r o n r n t r t r s s o n t p r n t
 n o t s s t- n t o o n s s n n t o n n_v or s n o r t
 C r o n n r n r t r s t o r r' v s t o r -C-
 5 H | o o n r r r to s n H₁ A_v s -' For n r t n t r s
 r- o o n s s_v or n o r t C r o n v t n to o r o n
 o p r t o n s o r s_v r o n t s o t o r- n t o o n s s r o
 F₁[~]C n | s n 5 | s t o r s o r t C r o n p
 n o r

- nt nt n A_v r o H rn n v n _v or on r n
 to s Co nt | ort C ro n rn t r tr s son t
 pr n t n o t s s t- nt A_v r o H rn n s n n t on n
 s_v or s n ort C ro n n r n H_l A_v s -For t p st t r rsl r-A_v r o
 H rn n s_v or n ort C ro n v t n-or to o ro_v n op r t ons
 or s_v r ont s o t o r- nt A_v r o H rn n s r o F_l C
 n | s n | s t or s ort C ro n p o rs to t_v s o
 5 o s rn n s ro s p n to tr ns r s s r t to F_l C-H_v n
 s ss o p t t s_v or nt s sonl nt A_v r o H rn n p ns
 to r s s r nt r t to r t rn to ort C ro n to_v or n t r r t r
 s sons- nt A_v r o H rn n _v nts to nt n s F_l C rs p
 t or n s p o rs to t n on s ro s_v s n tr ns r t s s
 r t to F_l C-

Defendants

- D n nt t n s s n s o p t s t Attorn G n r o
 t t t o ort C ro n - rs nt to -C-G n- t t- 5 | | 5 | 9 | 5 | | n 5 | |
 t t s o t Attorn G n r n t t ort to n_v st t n to r n
 n v pros t p rsons n orpor t ons or nt rn nto r nts n r str nt o
 tr or o r -D n nt t n s p rson_v t nt n n o --C- 9
 n_v s t n n r o o r o s t t_v t t s r v nt to t s o p nt-

– D n nt rr n s s n s o p t s t Dr tor o t
 ort C ro n A n str t_v o t Co rts CA[~]C – rs nt to C–G n–
 t t– A_| | A_| | n A_| | t Dr tor o t CA[~]C s t n str t_v

– B s r t r Ψ or s s son n r Ψ or rs r o on p

– $\tilde{\nu}_\nu$ r9 o ort C ro n r _{ν} or rs r o H sp n – t no s nt–
 ost o ort C ro n 's r _{ν} or rs r o n n t on or n n sp p n s
 s t r rst n –
 – n ontr st to t r p o s q r9 o n ν s _{ν} o op r t ort

t n r s A t l o r t A t l n t on t or t ons A t r n t n t
 9 s l r or rs r ro ost o t prot t ons or t s s-
 r n ro n o t os prot t ons to -
 5 - n ort C ro n l r or rs r s st nt ro st t
 n l q rt l or rs' o p ns t on l n o t p o nt s-
 - r s p stor v n t t t s s ons r ot v t l t
 st n p r l s tors' r n ss t t s st nt port ons o t or or
 r A r n A r n- n o t s r l ot v t s ons r nt n s
 ort C ro n 's r t r or or pr o n nt t no-

FLOC's Work in North Carolina

- nt F C s r or r n on o ppro t l s p n
 rs n t on l ro n o o or n ort C ro n -For q r t nt
 rs l F C s n t on n on or n n n

r r st ro o t t st t - n CGA sponsor ppro t o t
 H₁ A_v s s n r_v H₁ A_v or rs_v or n t st t - or t n 9 o t F₁ C
 rs q_v r n r t CBA_v t t CGA r H₁ A st_v or rs-
 - F r_v or rs r pt ro t r t on ₁ or t ons A t-
 r s no r or st t _v r q r n n on t on₁ nor n ot r_v t t r q r s
 n tor r o n t on o r_v or r n ons- r or CBA_s st n _v n
 F₁ C n r t r p o rs n ort C ro n r nt r nto on n nt r
 v o nt r s s-

5 - CBA_s prq_v s n nt n ts or t r_v or rs q_v r t
 r nt₁ s s r nt o r_v s₁ n or r n r pro ss or r r t nt
 n r n₁ n r_v n pro r - CBA_s sp prq_v t t_v or r_v o
 s t s tor o p t s s or r t r o p o nt or n r t r pro r s
 r t to r t r n t o o_v n s son- s st p t on r s t oo t t_v or rs
_v r t t nst or o p n n o t ns or _v or n on t ons-
 r r t nt pro ss st s t CBA_s s so r n t t
 pr t o H₁ A st_v or rs n r r r t nt s or ss to o s n ort
 C ro n -

- CBA_s so prq_v s n nt n ts or r t r pro rs₁
 n n ns r n ons st nt p o nt pr t s on r ro p o r t r

n rp n Ψ or rs n r Ψ n pro r n n n t rn t Ψ sp t

n s s n n t pot nt or ost t t on –

– F $\downarrow$ $\sim$ C s p rs n s r CBAs n ot r pr Ψ nts to

r Ψ or r on t ons t ro Ψ r o s str t s $\downarrow$ n n p p ns n n

or n str tors to o orpor t on s $\downarrow$ n ss st n ts rs n r n n

Ψ | p t t on to n po nt pr t s–

– $\sim$ n o s on F $\downarrow$ $\sim$ C s so p rt p t n Ψ s ts s p rt to p rs

ss s o port n to ts rs $\downarrow$ s s n s r ss n Ψ t r t

r D p rt nt o $\downarrow$ or prop r r nst t r t ons Ψ rn n n Ψ s

or H $\downarrow$ A st Ψ or rs– $\downarrow$ Ψ s ts n Ψ F $\downarrow$ $\sim$ C p rt p t s $\downarrow$ or Ψ F $\downarrow$ $\sim$ C ss sts ts

rs n r n n pr Ψ n r rr s $\downarrow$ r nt to Ψ t n ns or

F $\downarrow$ $\sim$ C's rs n so to t t p o t t Ψ or n on t ons on ront

r Ψ or rs–

9– B or t F r A t Ψ s n t | F $\downarrow$ $\sim$ C ss st so o ts rs n

n ot t n or Ψ o nt r n on r o n t on r nts or n r nt or p n

o t Ψ r n n r ts s p rt o ss Ψ s tt nt o po nt r ts

t t on t t Ψ s F $\downarrow$ $\sim$ C rs– n on s s | t n nt po r n

t p nt r Ψ or rs r t t t Ψ s nt r t nt r st to r so Ψ t s n

s tt nt r nt t t n po r r o n t on o F $\downarrow$ $\sim$ C s t r n n

r pr s nt t Ψ o Ψ or rs Ψ o s n rs r n t r F $\downarrow$ $\sim$ C rs p n

po r p to r n n tr on n on t on tt rs n ts Ψ or or s

o s r nt o r Ψ o \$ - = o r n r s ro pr or Ψ o \$
 p r o r Ψ or $\neq$ p o r o tt s to r ss s t ss s Ψ or r o s n | n
 p o r o p tt Ψ n ss n opt on o n n t rn t Ψ sp t n s or
 r so Ψ n Ψ or p sp t s-

- $\sim F_{\downarrow} \sim C$'s t Ψ o t Ψ CBAs n t st t | on s to pr n Ψ r
 9 n t ot r n D r -

- D r n t pro Ψ r CBA | $F_{\downarrow} \sim C$ st t Ψ n st r t
 CBAs t ro o t t st t - A n str t on t s n on tor n n ss st n
 Ψ r Ψ or rs Ψ t t r r t nt pro ss n o on tor n r t r
 pro rs' o p n Ψ t t CBAs ss st n rs n ot r t Ψ or rs
 Ψ t n rst n n t CBA t r s n t r r ts n r t CBA tr n n Ψ or rs on
 t r r ts n $F_{\downarrow} \sim C$'s or n n orts n ss st n Ψ r Ψ or rs n n n
 p rs n r Ψ n s-

- n t on | $F_{\downarrow} \sim C$ pr Ψ s ot r s n nt ss st n to ts rs
 n n ss st n n r Ψ or rs n t r s n n Ψ or rs' o p ns t on or
 ot r s or n ts ss st n Ψ or rs n t r s n o t n n ons
 or r t on or po nt tt rs Ψ n ss st n Ψ t r p tr t on o t r ns o
 H | A st or rs Ψ o p ss Ψ Ψ Ψ or n nt $\sim$ n t t t s-

- E Ψ n s $F_{\downarrow} \sim C$ n st rs CBAs n ss sts ts rs t s onst nt
 s n to or n n Ψ rs n or r to str n t n ts rs' r n n po Ψ d

pr $\mathbb{Q}$ on t ons t r s not rr nt $\mathbb{Q}$ r CBAs $\mathbb{Q}$ n r s st n r s or
 r $\mathbb{V}$ or rs t ro o t t n str –
 – G $\mathbb{V}$ n ts s st n t r so r s $\mathbb{Q}$ F $\mathbb{Q}$ C s s n nt
 o st n s n ts st t $\mathbb{V}$ CBA n str t on n or n n $\mathbb{V}$ or –H $\mathbb{Q}$ A
 $\mathbb{V}$ or rs $\mathbb{Q}$ s $\mathbb{V}$ s n ot r r nt r $\mathbb{V}$ or rs $\mathbb{Q}$ t p $\mathbb{V}$ n so t | p o r $\mathbb{Q}$
 $\mathbb{O}$ n or ps n r r r s t ro o t t st

n so t s not t osts o t s s too s or r p nts or o ns r t
ro t r po s' s to ns r t t p nts or r r rns t s r
ons st nt n r -

5 - | -n r t ort C ro n n Ho r A t -C- G n- t t- 9 |
t on n v rs on o s t t po or s or r
n t s s n on s or on t ons to r t s t o nt or r t o t
propos t on s no n n r pon n v n n t po r r tt n
t or t on ro t po s s n on or or t p s or t
p p ro s ro t t on s to n t s t r son or t
t on n st t s t t o r o nt or p r nt o s s
t ro on or or p s-

- n r or rs to on F t s t r tt n
t or t on o p nt t -C- G n- t t- 9 | 5 - | r q st n t t t r po r
t o t r s n r t v rt s n s to F C or t
p nt o n on s- s t or t ons or r t p ro t ons o s r
o on no n s s o s'

9- -n r ort C ro n pp to n str s or s n on
s on t ro t p o or rs o n v n v o nt r
r to s t ons-Seed; -C- G n- t t- 9 | -

5 - F₁[~]C rr nt s o r t st rs n on p rt t st
 r_v or n t ro o t t st t - ts rs p s_v sp rs l_v t rs
 o t n r_v st rn st rn so t rn n nort rns t ons o t st t -
 55 - -n r t F r A t F₁[~]C's ntr nto r nts_v t r t r
 pro rs t t pr_v or s o s or or t s tt nt o t t on r
 r str nt o tr or o r l''_v o s t t to n_v st t onl r n
 pros t onl n_v n or nt t ons- -C-G n- t t- 5_|9 5_|5 -- p |

s n on t n p p ns to pr ss r r t r

orpor t ons n pro rs to n ot t_v t_v or rs or tt r_v or n on t ons-

5 - n | F₁ C_v on CBA_v t t ort C ro n Gro_v r's Asso t on
CGA t t q_v r n r o t st t 's H₁ A_v or rs-

5 9-

son F r n | or_v t t- s | st Sanchez Rodriguez, et al. v. Jackson
Farming Company of AutryvilleC_v - A t on - C_v D E-D- -C-| n n
o rt_v t s tt nt n pt r - s tt nt_v s pr n r ppr_v
on n r | - n r v n ppr_v on | -
- As F_v C s n r s ts rs p n ort C ro n n p n
t n r o_v or rs _v r n on r nts_v n s ts rs v n
n_v o_v n_v | p t t on_v F_v C's or

nst p po n r str nt o tr or o r nt t t o ort C ro n -'

ort C ro n ~~W~~ s ~~-|~~ | H-B-~~-~~ | 5 | o s -C-G n- t t-

9 | 9 -

- s s t on ~~W~~ s nt n to n r n F-~~|~~ C's t to n ~~W~~ t

orpor t p r s rs o r t r pro ts n s r r nts t ~~t~~ ~~W~~ o r nt

- on 5 propos to n -C-G n- t t- 9 | 9 | to t t t
 n r n o

An prq s on t t r t or n r t on tons t
 p r s o r t r pro ts_ pro ts- or t t r s o n
 r nt or t p r s o r t r pro ts_ or t t r s
 o n r nt not to s or s tt t t on pon n
 r t r pro rs st t s s n on or non n on p o r
 or ntr nto or r s to nt r nto n r nt t or
 n on or or or n t on s n n n or s
 nst p po n r str nt o tr or o r n t
 t t o ort C ro n -F rt d not t st n n G- -9 5 -|
 n r ntr q r n n r t r pro r to tr ns r n s
 to or n on or or or n t on or t p rpos o p n
 n p o 's rs p or s s n n
 n n or nst p po n r str nt o tr or
 o r nt t t o ort C ro n -

- on 5 sp st t t s t_v n t o s n pp s
 to r nts n s tt nts nt r nt d r n | or t n on or t r t t t '

- on 5 s ntro on t Ho s oor ro n on n
 | st pr or to t t r n n v ot to opt t F r A t-B t t po nt t
 F r A t r n r on v p r n s-B s t n nt s
 ntro on t Ho s oor n nt n nt n on r n o tt r port
 ro n t t_v n n | t r s n_v r n opport nt or t p to o nt
 r n ons r t on o t n nt-

- D t nt G n r Ass r r n t n nt st ss t n
 t n n t s- pr s nt t_v D on ntro t n nt on t Ho s oor
 p n n t t

s n nt t r r v r o s or n t on s t t or so
t q r t st o p o v s n oo n

- A so on n | pr s nt t_v D on_v s q ot n n_v sp p r rt
 st t n t t t -C-F r B r n ot r r or n t ons r q st t ts on
 n ons-F r rs r n r n pr ss r to o t n on s n s n n on ontr ts-'

- n n | t n nt p ss t H95 o l o s 9 9t | 9 opt 9 s | -ot

rs-

- F r A t_v s r t t G n r Ass on n 9 | n
 s n G_v rnor Coop r on | -

9- n t v rs pr n t F r A t's p ss | ort C ro n 's
 G_v rnors n G n r Ass v so r p t propos | n so t s
 ppr_v | n ro s _v s or po s t r t n non | t ns n t st t - n t s
 s ss on r n_v t G n r Ass ons r n p ss t F r A t t so
 ons r no _v r t n o r s t t_v o v s t r nts v n n
_v or n nt st t to n r s r str t ons | p n t s | or s r t n -

Effects of the Farm Act on FLOC and its Members

– n t st 99 F C s n t on r or r n on or n n
n r pr s nt n r or rs n ort C ro n | ns t s t on n on
p t t F r A t's r str t ons–

ts rs n ort C ro n | n n nt s o o n s n A v r o

– B s o t s n o r p s p r s o n o F₁ C's o r t C r o n

A_v r o H r n n |_v v to s t s s or p nt o s to F₁[~]C-As
pr t tt d t s_v r q r rs to o s on t r p rson or n t r
p rson ts n o n or p o s n or_v s t t | pos n t to
s n nt n r o ro r or t t-

- F₁[~]C rs r n to n t ro s o s n rs os n
t r t to sso t_v t F₁[~]C n o n n o t_v t_v t to prq t r_v |
n n t_v | n o ot r r_v or rs- ort C ro n r_v or rs_v o r not
rr nt r pr s nt F₁[~]C t_v s to on l r t n t r t s to n
ss to n on r pr s nt t on-

- B s o t F r A d F₁[~]C s rr nt n to ro ts n on
rs p nt r n nto n_v r nts_v t r t r pro rs or s
o s- r or to t A d t_v s F₁[~]C's st n r pr t to n ot t s o
prq s on s p rt o n CBA or ot r n on r o n t on r nt n or r to t t

rs p or_v or rs_v o_v s to on F₁[~]C- o | F₁[~]C s n to n ot t n
s o r nts_v t n r t r pro rs_v n t o t s t st
on opport n t to n ot t CBA_v t n r t r pro r s n t A t too

t-F₁[~]C s n n to n ot t s o rr n nt s t
r o n st t t sd F₁[~]C s_v s ts rs_v o t or s o d
v o s t to n_v st t on n r n n v n or nt D n nt t n-

pro rs t F r A t pr v s F C n ts rs t t to s r n n t

ro s tt nt t r s t t t v r n t r st nt r sts-

9 - B n t n n r n r n n n or s tt nt r nts o

n n t n F C n r t r pro rs t F r A t str ps ro F C t
r t n t to s tt t t on or pot nt t t on-

CLAIMS FOR RELIEF

COUNT ONE

9. F- C n s n pr ss onl n n po t v o l to v n t

– B pr_v nt n F₁[~] C n ts rsl n on F₁[~] C n ts rsl
 ro nt r n nto s o r ntsl t F r A t n s n sp r₁ s
 s r n t on–

– F r A t pos s sp r ns on prot t pr ss on n n on
 sso t on s t n F₁[~] C n ts rs to r n n v t or
 nt r n ntol n r n n_v n n n or l s tt nt r nts n
 r nts not to s t t r on t on pon n r t r pro r's st t s s
 n on or non n on p o d'' or pon n r t r pro r's --- ntr nto or
 r s to nt r nto n r nt_v t or n on or or or n t on-''

5 – F r A t t_v pr_v nts F₁[~] C ro pr ss n n v n n
 t nt r sts o ts rsl n ort C ro n r_v or rs n r l n t
 poss or F₁[~] C to nt r ntol or n t ro l s tt nt r nts or r nts
 not to s –B s t s r str t ons on t t on₁ r t pr ss on n sso t on
 pp on to r_v or rs' n ons –+ F₁[~] C t o nt to sp r₁ s
 s r n t on–

– B s t_v r n n r_v or rs' t to sso t n pr ss t r
 nt r sts t ro or n on n p n n t r or n n t_v t sl t F r A t
 n D n nts' n or nt o t A t r ns sp s on ts ont nt n
 v_v po nt–

COUNT TWO
VIOLATION OF RIGHTS UNDER THE EQUAL PROTECTION CLAUSE OF
THE FOURTEENTH AMENDMENT TO THE UNITED STATES
CONSTITUTION

– F r A t n D n nts' n or nt o t A t pr_v nt
 F₁ C o t q prot t on o t Ψ s s on t r | n t on or n |
 n–or r nt r _{Ψ} or r st t s o ts rs n on t s s o t r | n t on
 or n | n | n–or r nt r _{Ψ} or r st t s o t Ψ or or t s t to
 or n n n ss st n –

– F r A t n D n nts' n or nt o t A t pr_v nt s
 o o n s n A_v r o H rn n o t q prot t on o t Ψ s s on
 t r r | n t on or n | n | n–or r nt r _{Ψ} or r st t s–

–

pr | st n r ts to v o nt r s o s n to n ot t s tt nt t r s
t t st p t n r nt t F- C-

COUNT THREE
VIOLATION OF RIGHTS UNDER 42 U.S.C. § 1981 TO CONTRACT, TO BE
PARTIES, AND TO LEGAL PROCEEDINGS
42 U.S.C. § 1983
On Behalf of All Plaintiffs Against All Defendants

— or o n t ons r r p t n n orpor t s t o s t
ort r n—

9— nt s ss rt p rs nt to — C— 9 or v o t ons o
— C— 9 — nt F- C ss rts t s on o ts n ts rs—

— F r A t n D n nts' n or nt o t A t str p t r ts to
n n or ontr ts to s | p rt s n to t n q n to v s
n pro n s or t s r t o p rsons n prop rt s s n o v t t ns
ro v or or n n ont t r ot q r 9 t nd q r 9 non t ns n
r o n n str —

— F r A t n D n nts' n or nt o t A t n v pr v
nt F- C o t r ts to n n or ontr ts to s | to p rt s n to
t n q n to v s n pro n s or t s r t o p rsons n
prop rt s s n o v t t ns s ont r | t n t | n— or n o ts
rs n ont s s o t r | t n t n— or n o t v or or t s
t to or n n n ss st n —

– Fr At n D n nts' n or nt o t At n_v s t
 nt s o o n s n A_v r o H rn n to r n n_v p n t s or

Ent r p r n nt n n t on n o n n t n or nt o t on 5 o t

F r A t

~ r r D n nts to t not t r o rsl ntsl p o sl n

ot r p r sons n t_v on rt or p rt p t on_v t t | n n t

n str t_v n o s o st t o rtsl p r n nt

n n t on s nt r

A_v r nt s t r r son ttorn s' s n osts p rs nt to

--C- 9 n --C- 9 n s ot r s p r tt v n

~ r r s ot r r s t s Co rt s st n q t -

sp t s tt t 5 t o F r r | |

-s r st -Gr n
r st

C r stop r Broo
 ort C ro n B r o-
roo o n -or
 AC - o ort C ro n
 - Bo
 | C - |
 9 9 | |

C ro Broo
 ort C ro n B r o- 9
ro n st -or
 C r ont p
 ort C ro n B r o- -
r ont n st -or
 ort C ro n st C nt r
 - Bo
 | C -
 Broo 9 9 5
 p - 9 9 5 | 5
 F 9 9 5 | 5 |

Counsel for Plaintiffs

