

ACLU OF WEST VIRGINIA FOUNDATION DOCKET

Stanley v. Rubenstein. A former prisoner who was refused permission to live with his fiancée while on parole is challenging both West Virginia's anti-cohabitation law and his subsequent parole to a program at a religious mission. The mission's religious program required him to engage in Bible study and complete quizzes in Bible-related subjects, memorize Bible verses, and attend an approved church in the community. The complainant argues that the anti-cohabitation statute is unconstitutional and that requiring him to participate in a religious program as a condition of parole violated his rights under the First Amendment.

Evans v. Security America, Inc. This case involves an employer's refusal to accommodate an employee's religious beliefs that prohibit her wearing men's clothing and retaliation for reporting sexual harassment. After she was hired, the employer permitted the employee to wear a skirt until shortly after she complained about the harassment, when she was told that she would be terminated if she did not wear uniform trousers. When she reported for work wearing a skirt, she was dismissed. A lawsuit filed in May 2007 alleges discrimination based on religion and gender, and retaliatory discharge.

Hutchinson v. W.Va. State Police. Law enforcement officers executing a search warrant burst into the bathroom where a young woman was taking a shower. They refused to let her cover herself even after it was evident that she was not armed, dragged her into the living room by her hair, and forced her to lie naked on the floor for approximately 30 minutes in the presence of the other residents and a number of armed and masked male officers. The complaint alleges failure to train the officers and violation of plaintiff's Fourth Amendment right to be free of unlawful search and seizure and her right to privacy.