

COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE
PENNSYLVANIA HUMAN RELATIONS COMMISSION

JANET LARROW :
Complainant :
vs. : DOCKET NO. H-2353
HARRY L. McANINCH :
MAC BETH REALTY COMPANY :
Respondent :

CONSENT ORDER AND DECREE

WHEREAS, a complaint was filed against Harry L. McAninch, MacBeth Realty Company, located at 2919 Leechburg Road, Lower Burrell, Pennsylvania, on September 24, 1974, by Janet Larrow, of 315 Prospect Circle, Lower Burrell, Pennsylvania, alleging that on or about to wit September 9, 1974, the Respondents violated Section 5 (h) (3) of the Pennsylvania Human Relations Act, Act of October 27, 1955, P.L. 744, as amended, (43 P.S. Sec. 951 et seq.) in connection with commercial housing accommodation located at Highland Terrace, Lower Burrell, Pennsylvania, and :

WHEREAS, for the purposes of avoiding further litigation before the Commission, the Respondent(s) do hereby agree to a waiver of their right to a public hearing under Section 9 of the Pennsylvania Human Relations Act, as amended, and to the entry of the following Consent Order and Decree which shall have the full force and effect of a Commission Order following a Public Hearing;

NOW THEREFORE, this 28th day of March, 1976, the Respondents and the Pennsylvania Human Relations Commission agree to following:

ORDER AND DECREE

1. The Respondent(s) and their agents and employees will fully comply with the Pennsylvania Human Relations Act, as amended and will henceforth cease and desist from:

a. Directly or indirectly refusing to sell, rent, lease or in any way discriminate because of race, color, religious creed, national origin, ancestry, sex or the presence of a guide dog due to the blindness of the user, in the terms, conditions or privileges of the sale, rental or lease of any and all commercial housing accommodations which the Respondent(s) own(s), operates or for which he/she/they act(s) as an agent, manager or broker, or in the furnishing of advantages, privileges, facilities or services in connection therewith.

b. The Respondent will allow the Complainant and all other persons using a guide-dog due to blindness to visit tenants on said premises.

2. The Respondent(s) and their agents and employees shall take the following affirmative actions which, in the judgment of the Commission, will effectuate the purposes of this chapter:

a. Offer full, equal and non-discriminatory assistance without regard to race, color, religious creed, nationality, ancestry, sex or because of the presence of a guide dog due to the blindness of the user, to all responsible persons who come to the Respondent(s) seeking assistance in obtaining housing accommodations.

b. The Respondent will immediately give instructions citing 2 (a) of this Order to all employees and direct them to abide by this Order.

3. It is understood by both parties to this Order that any infraction of this Order by an employee of the Respondent(s) constitutes an infraction by the Respondent(s) of record.

4. It is understood by both parties to this Order that any wilful infraction of this Order may result in a fine or imprisonment or both as specified in Section 11, Penalties, of the Act.

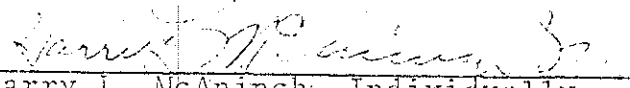
5. It is understood by both parties to this Order that any subsequent violation of Section 5 of the Pennsylvania Human Relations Act, as amended or other comparable statutes within the State of Pennsylvania shall entitle the Pennsylvania Human Relations Commission to demand enforcement of Item 4 above.

6. If any clause, sentence, paragraph or part of this Consent Order and Decree or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not effect, impair or invalidate the remainder of this Order nor the application of such clause, sentence, paragraph or part to other persons or circumstances but shall be confined in its operation to the clause, sentence, paragraph or part thereof and to the person or circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the Commission's intent that this Order would have been adopted had such provisions not been included or such persons or circumstances been expressly excluded from their coverage.

7. The Commission and the Respondent(s) enter into this agreement with the intent to be legally bound thereby and acknowledge that this agreement shall not be final and binding until executed by the Respondent(s) (its duly authorized officer) and approved by the Commission and executed by the Chairperson of the Commission, and thereafter shall be binding upon and inure to the benefit of the parties hereto, their and each of their respective heirs, legal representatives, successors and assigns.

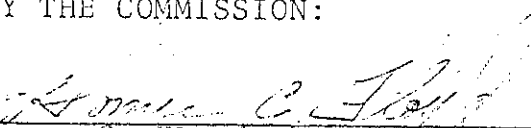
March 28, 1976
Effective Date of this Order

BY THE RESPONDENT(S):


Harry L. McAninch, Individually
and for MacBeth Realty Company.

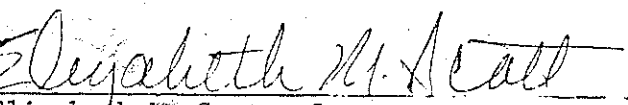
ATTEST

BY THE COMMISSION:


Homer C. Floyd, Executive Director
Pennsylvania Human Relations Commission


Joseph X. Yaffe, Chairperson
Pennsylvania Human Relations Commission

ATTEST:


Elizabeth M. Scott, Secretary
Pennsylvania Human Relations Commission

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GOVERNOR'S OFFICE

Janet Larrow,
Complainant

vs.

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Mac Both Realty Company,
Respondent

: Docket No. H-2353
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FINAL ORDER AND DECREE

AND NOW, this 28th day of March, 1976,
upon consideration of the Conciliation Agreement submitted in the
above captioned case it is hereby ORDERED AND DECREED that said
Conciliation Agreement be entered into the official record of the
Pennsylvania Human Relations Commission as a Final Order, to
be given the same force and effect as if entered after a public
hearing.

BY Joseph X. Yaffe
JOSEPH X. YAFFE, CHAIRPERSON
PENNSYLVANIA HUMAN RELATIONS COMMISSION

BY Elizabeth M. Scott
Elizabeth M. Scott, Secretary
PENNSYLVANIA HUMAN RELATIONS COMMISSION