DAVID MEMMOLI, P.C.

2649 Wigwam Pkwy Suite 101

Henderson, NV 89074

Phone: (702) 822-1881 Fax: (702) 822-1880

www.davidmemmolipc.com

**WORKPLACE HARRASSMENT POLICY**

**Policy Statement**

This defines the harassment policy of David Memmoli, P.C.

The most productive and satisfying work environment is one in which work is accomplished in a spirit of mutual trust and respect. Harassment is a form of discrimination that is offensive, impairs morale, undermines the integrity of employment relationships and causes serious harm to the productivity, efficiency and stability of our organization.

All employees have a right to work in an environment free from discrimination and harassing conduct, including sexual harassment. Harassment on the basis of an employee's **race, color, creed, ancestry, national origin, age (40 and over), disability, sex, arrest or conviction record, marital status, sexual orientation, gender, gender expression, gender reassignment, membership in the military reserve or use or nonuse of lawful products away from work is expressly prohibited under this policy**. Harassment on any of these bases is also illegal under Nevada Code NRS 33.240 Acts that constitute harassment in the workplace.

This policy will be issued to all current employees and during orientation of new employees.

**Definitions**

In general, harassment means persistent and unwelcome conduct or actions on any of the bases underlined above. Sexual harassment is one type of harassment and includes unwelcome sexual advances, unwelcome physical contact of a sexual nature or unwelcome verbal or physical conduct of a sexual nature.

**Unwelcome verbal or physical conduct of a sexual nature includes, but is not limited to**

* The repeated making of unsolicited, inappropriate gestures or comments;
* The display of offensive sexually graphic materials not necessary for our work;

**Harassment on any basis (race, sex, age, disability, etc.) exists whenever**

* Submission to harassing conduct is made, either explicitly or implicitly, a term or condition of an individual's employment.
* Submission to or rejection of such conduct is used as the basis for an employment decision affecting an individual.
* The conduct interferes with an employee's work or creates an intimidating, hostile or offensive work environment.

**Recognizing Harassment**

Harassment may be subtle, manipulative and is not always evident. It does not refer to occasional compliments of a socially acceptable nature. It refers to behavior that is not welcome and is personally offensive. All forms of gender harassment are covered. Men can also be sexually harassed; men can harass men; women can harass other women. Offenders can be managers, supervisors, co-workers, and non-employees such as clients or vendors.

**Some examples:**

**Verbal:**
Jokes, insults and innuendoes (based on race, sex, age, disability, etc.), degrading sexual remarks, referring to someone as a stud, hunk or babe; whistling; cat calls; comments on a persons body or sex life, or pressures for sexual favors.

**Non-Verbal:**
Gestures, staring, touching, hugging, patting, blocking a person's movement, standing too close, brushing against a person's body, or display of sexually suggestive or degrading pictures, racist or other derogatory cartoons or drawings.

**Grievance Procedure**

Any employee who believes he or she is being harassed, or any employee, who becomes aware of harassment, should promptly notify his or her supervisor. If the employee believes that the supervisor is the harasser, the supervisor's supervisor should be notified. If an employee is uncomfortable discussing harassment with his or her supervisor, the employee should contact the Nevada State Office of the Labor Commissioner.

Upon notification of a harassment complaint, a confidential and impartial investigation will be promptly commenced and will include direct interviews with involved parties and where necessary with employees who may be witnesses or have knowledge of matters relating to the complaint. The parties of the complaint will be notified of the findings and their options.

**Non-retaliation**

This policy also expressly prohibits retaliation of any kind against any employee bringing a complaint or assisting in the investigation of a complaint. Such employees may not be adversely affected in any manner related to their employment. Such retaliation is also illegal under.

**Disciplinary Action**

The company views harassment and retaliation to be among the most serious breaches of work place behavior. Consequently, appropriate disciplinary or corrective action, ranging from a warning to termination, can be expected.

**For more information:**
Office of the Labor Commissioner
555 E. Washington Avenue, Suite 4100
Las Vegas, NV 89101

Phone: (702) 486-2650
Fax: (702) 486-2660
Email: mail1@LaborCommissioner.com

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