

the expense of the party requesting copies of the recording or minutes, upon payment of the actual cost of duplication.

(b) All required fees shall be paid in full prior to issuance of requested copies of records. Fees are payable to the "Treasurer of the United States."

§ 1612.13 Meetings closed by regulation.

(a) This paragraph constitutes the Commission's regulation promulgated pursuant to paragraph (d)(4) of the Government in the Sunshine Act and may be invoked by the agency to close meetings or portions thereof where the subject matter of such meeting or portion of a meeting is likely to involve:

(1) Matters pertaining to the issuance of subpoenas;

(2) Subpoena modification and revocation requests, and

(3) The Agency's participation in civil actions or proceedings pertaining thereto.

(b) When closing a meeting or portion thereof under the Commission's regulation set forth in paragraph (a) of this section, a majority of the Commission membership shall vote at or before the beginning of such meeting or portion thereof to do so. The vote to close a meeting by regulation shall be recorded and made publicly available.

(c) The Commission's determination to promulgate the regulation in paragraph (a) of this section is based upon a review of the agenda of Commission meetings for the two years prior to the promulgation of these regulations.

(1) Since the Commission's practice of conducting weekly meetings began in 1975, proposed litigation against title VII respondents has been a regular agenda item. The tenth exemption of the Government in the Sunshine Act, 5 U.S.C. 552b(c)(10), exempts the discussion of these matters from the open meeting requirements of the Act.

(2) Thus, the Commission has determined that a majority of its meetings or portions thereof may properly be closed to the public under the tenth exemption of the Sunshine Act, and that paragraph (d)(4) of the Sunshine Act is properly relied upon in promulgating the Commission's regulation in paragraph (a) of this section.

§ 1612.14 Judicial review.

Any person may bring an action in a United States District Court to challenge or enforce the provisions of this part. Such action may be brought prior to or within sixty (60) calendar days after the meeting in question, except that if proper public announcement of the meeting is not made, the action may be instituted at any time within sixty (60) days after such announcement is made. An action may be brought where the agency meeting was held or in the District of Columbia.

**PART 1614—FEDERAL SECTOR
EQUAL EMPLOYMENT OPPORTUNITY**

**Subpart A—Agency Program To Promote
Equal Employment Opportunity**

Sec.

- 1614.101 General policy.
- 1614.102 Agency program.
- 1614.103 Complaints of discrimination covered by this part.
- 1614.104 Agency processing.
- 1614.105 Pre-complaint processing.
- 1614.106 Individual complaints.
- 1614.107 Dismissals of complaints.
- 1614.108 Investigation of complaints.
- 1614.109 Hearings.
- 1614.110 Final action by agencies.

**Subpart B—Provisions Applicable to
Particular Complaints**

- 1614.201 Age Discrimination in Employment Act.
- 1614.202 Equal Pay Act.
- 1614.203 Rehabilitation Act.
- 1614.204 Class complaints.

Subpart C—Related Processes

- 1614.301 Relationship to negotiated grievance procedure.
- 1614.302 Mixed case complaints.
- 1614.303 Petitions to the EEOC from MSPB decisions on mixed case appeals and complaints.
- 1614.304 Contents of petition.
- 1614.305 Consideration procedures.
- 1614.306 Referral of case to Special Panel.
- 1614.307 Organization of Special Panel.
- 1614.308 Practices and procedures of the Special Panel.
- 1614.309 Enforcement of Special Panel decision.
- 1614.310 Right to file a civil action.

Subpart D—Appeals and Civil Actions

- 1614.401 Appeals to the Commission.