6-09/000.00 Housing Discrimination

6-09/100.00 Housing Discrimination

6-09/100.10 Complaint

6-09/100.20 Preliminary Injunction

References

CCP – Code of Civil Procedure

GC – Government Code

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• 6-09/100.00 Housing Discrimination

The California Department of Fair Employment and Housing Commission handles claims against the owner of any housing accommodation for discrimination based race, color, religion, sex, gender, gender identity, gender expression, sexual orientation, marital status, national origin, ancestry, familial status, or disability, veteran or military status, or genetic information of that person (GC 12955, 12955.1)

• • 6-09/100.10 Complaint

The department, at any time after a complaint is filed with it and it has been determined that probable cause exists for believing that the allegations of the complaint are true and constitute a violation of this part, may bring an action in the superior court to enjoin the owner of the property from taking further action with respect to the rental, lease, or sale of the property, as well as to

require compliance with GOV 12956, until the department has completed its investigation and made its determination; but a temporary restraining order obtained under this section shall not, in any event, be in effect for more than 20 days. In this action an order or judgment may be entered awarding the temporary restraining order or the preliminary or final injunction in accordance with CCP 527. (GC 12983)

• • 6-09/100.20 Preliminary Injunction

Whenever a complaint is filed with the department and the department concludes on the basis of a preliminary investigation that prompt judicial action is necessary to carry out the purposes of this part, the director or his authorized representative may bring a civil action for appropriate temporary or preliminary relief pending final disposition of such complaint. Any temporary restraining order or other order granting preliminary or temporary relief shall be issued in accordance with Section 527 of the Code of Civil Procedure. (GC 12974) Cease and Desist Order under authority of GC 12970 was repealed 2012 (SB 1038)