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14 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
15 IN AND FOR THE COUNTY OF PIMA

16 STATE OF ARIZONA *ex rel.* THOMAS C.  
17 HORNE, The Attorney General, and THE CIVIL  
18 RIGHTS DIVISION OF THE ARIZONA  
19 DEPARTMENT OF LAW,

20 Plaintiff,

21 vs.

22 CHRISTIAN COMPANION SENIOR CARE,  
23 INC., an Oklahoma for Profit Corporation and  
24 CHRISTIAN SENIOR HOME CARE, L.L.C.,  
25 CHRISTIAN COMPASSION CARE, L.L.C. and  
26 CHRISTIAN COMPASSION CARE  
MINISTRY, INC., Arizona Corporations,

Defendants.

No. C20115255

**DEFAULT JUDGMENT AS TO  
CHRISTIAN COMPANION SENIOR  
CARE, INC.**

(Hon. Ted Borek)

1 The State of Arizona *ex rel.* Tom Horne, the Attorney General (“the State”) filed this  
2 action against Defendant Christian Senior Home Care, Inc. to enforce the provisions of the  
3 Arizona Civil Rights Act (“ACRA”), A.R.S. §41-1463, which prohibits employment  
4 discrimination on the basis of a person’s religion.

5 The Court previously entered the default of Defendant Christian Senior Home Care, Inc.  
6 on June 19, 2012, effective July 5, 2012, for having failed to answer or otherwise defend this  
7 action in accordance with the Arizona Rules of Civil Procedure. The Court having reviewed  
8 the State’s Application and Affidavit for Entry of Default as to Defendant Christian Senior  
9 Home Care, Inc. and the Entry of Default as to Defendant Christian Senior Home Care, Inc.,  
10 and good cause appearing,

11  
12 **THE COURT FINDS:**

- 13 1. Plaintiff, the Civil Rights Division of the Arizona Department of Law (“the Civil  
14 Rights Division”) is an administrative agency established by A.R.S. § 41-1401 to  
15 enforce the provisions of the Arizona Civil Rights Act, A.R.S. § 41-1401, *et seq.*
- 16 2. This Court has jurisdiction over this matter pursuant to A.R.S. § 41-1481(D) and  
17 Rule 4.2 of Arizona Rules of Civil Procedure.
- 18 3. The operation and the terms of the franchise agreement between Defendant  
19 Christian Companion Senior Care, Inc. and its Arizona franchisees Christian Senior  
20 Home Care, L.L.C., Christian Compassion Care, L.L.C. and Christian Compassion  
21 Care Ministry, Inc., such as the required employment practices and policies,  
22 training, and franchise and national marketing fees, result in the minimal contacts  
23 necessary for this Court to exercise specific personal jurisdiction over the  
24 Defendant, which is incorporated in Oklahoma.
- 25  
26

- 1 4. Venue is proper in Pima County pursuant to A.R.S. § 12-401(17). Paul Nordstrom  
2 and the class of similarly aggrieved individuals live in Pima County and the alleged  
3 discrimination against Nordstrom and the class took place in Pima County, Arizona.
- 4 5. Defendants Christian Senior Home Care, Inc., Christian Senior Home Care, L.L.C.,  
5 Christian Compassion Care, L.L.C. and Christian Compassion Care Ministry, Inc.  
6 have engaged in discriminatory employment and hiring practices on the basis of  
7 religion, in violation of A.R.S. §41-1463, which prohibits employment  
8 discrimination on the basis of a person's religion.
- 9 6. That Plaintiff-Intervenor Paul Nordstrom and a class of similarly situated  
10 individuals suffered employment discrimination from Defendants Christian Senior  
11 Home Care, Inc., Christian Senior Home Care, L.L.C., Christian Compassion Care,  
12 L.L.C. and Christian Compassion Care Ministry, Inc., including any or all of the  
13 following adverse employment actions if these actions are motivated by religion:  
14 failure to hire, termination of employment, and discrimination in terms and  
15 conditions of employment, including harassment. A.R.S. § 41-1463(B)(1).
- 16 7. Defendants Christian Senior Home Care, Inc., Christian Senior Home Care, L.L.C.,  
17 Christian Compassion Care, L.L.C. and Christian Compassion Care Ministry, Inc.  
18 and its affiliates are jointly and severally liable for the discrimination against  
19 Nordstrom and the class of similarly situated individuals who were denied  
20 employment opportunities because of Defendants' discriminatory employment and  
21 hiring practices on the basis of religion, in violation of A.R.S. §41-1463.

22  
23 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

- 24 1. That default judgment is entered for the State against Defendant Christian Senior  
25 Home Care, Inc. for employment discrimination against the class of qualified  
26 individuals seeking positions as Caregivers, Nurses, Schedulers, Community

1 Representatives, General Managers, and other positions, on the basis of religion in  
2 violation of the ACRA.

3 2. That default judgment is entered for the State against Defendant Christian Senior  
4 Home Care, Inc. for employment discrimination against Paul Nordstrom for unlawful  
5 termination because of religion in violation of the ACRA.

6 3. That Defendant Christian Senior Home Care, Inc., its successors, assigns, and all  
7 persons in active concert or participation with Defendant, are permanently enjoined  
8 from engaging in any employment discrimination on the basis of religion in violation  
9 of the ACRA.

10 4. That Defendant Christian Senior Home Care, Inc., its successors, assigns, and all  
11 persons in active concert or participation with Defendant, shall make changes to their  
12 employment policies and practices that preclude them from denying employment  
13 opportunities on the basis of religion, that preclude them from engaging in adverse  
14 employment actions on the basis of religion, and that otherwise permanently enjoined  
15 them from any violation of the ACRA.

16 5. That Defendant Christian Senior Home Care, Inc. shall pay Paul Nordstrom, who is  
17 an aggrieved person, the sum of \$ 62,278.00 plus prejudgment interest of \$40,200 <sup>B</sup>  
18 for back pay lost as a result of  
19 Defendant's discrimination and unlawful termination.

20 DATED this 29 day of October, 2012.

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23 Hon. Ted Borek  
24 Pima County Superior Court  
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