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FILED
LOS ANGELES SUPERIOR COURT

DEC 01 2011

JOHN A. CLARKE, CLERK
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8 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

10 **DAVID COPPEDGE**, an individual;

11 Plaintiff,

12 vs.

13 **JET PROPULSION LABORATORY**, form
14 unknown; **CALIFORNIA INSTITUTE OF**
15 **TECHNOLOGY**, form unknown; **GREGO-**
16 **RY CHIN**, an Individual; **CLARK A.**
17 **BURGESS**, an Individual; **KEVIN KLENK**,
an Individual; and **Does 1** through **25**, inclu-
sive,

18 Defendants.

Case No. BC435600

The Honorable Ernest M. Hiroshige, Dept. 54

**PLAINTIFF DAVID COPPEDGE'S
PROPOSED SPECIALLY-PREPARED
JURY INSTRUCTION NO. 1: LIABILITY
FOR DISCRIMINATION BASED UPON
PERCEPTION OF RELIGIOUS BELIEF**

FSC: December 2, 2011
HEARING TIME: 8:30 a.m.
DEPT: 54

Trial Date: December 14, 2011

BY FAX

20 An employer can be liable for religious discrimination against the employee even if the
21 employer's beliefs about the employee's faith or religion are mistaken. In this case, you must
22 decide whether Defendant California Institute of Technology (Jet Propulsion Laboratory) dis-
23 criminated against Plaintiff because of what Defendant California Institute of Technology (Jet
24 Propulsion Laboratory) perceived to be Plaintiff's religious faith and beliefs.

26 Source: *Delaney v. Superior Fast Freight* (1993) 14 Cal.App.4th 590,596 (employer defendant
27 violated plaintiff's rights by treating the plaintiff unfairly and imposing an adverse employment
28

1 action against the plaintiff based upon employer's assumption that the plaintiff belonged to a pro-
2 tected category).

3 Source: *Estate of Amos v. City of Page, Ariz.* (9th Cir. 2000) 257 F.3d 1086, 1094 (civil rights
4 violation lies where defendant treated victim differently because the defendant mistakenly be-
lieved the victim was a member of a different race or ethnicity).

5 DATED: November 30, 2011

THE BECKER LAW FIRM

6 William J

7 Becker Jr, Esq

By:

8 WILLIAM J. BECKER, JR., ESQ.

9 Attorneys for Plaintiff, DAVID COPPEDGE

Digitally signed by William J Becker Jr,
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