

There's no in between. You're either Abercrombie hot – or you're not.

Kristen Carmichael discovered she didn't fit the clothing store's self-described "sexy, effortless style" when she was pulled from a sales position on the floor of the NorthPark Center store and shoved back to the stockroom to fold clothes.

This was after they'd rated her face.

These rating systems remain legal as long as they don't discriminate based on race or gender.

"There's no real problem to discriminate against 'ugly' people," said Jahan Sagafi, a partner at Lieff Cabraser Heimann & Bernstein, the firm that represented the plaintiffs in the original diversity suit. "The problem is when you define beauty to incorporate white, which it essentially does at Abercrombie."

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