



Issue Date: 16 June 2022

OALJ Case No.: 2022-CAR-00003
OSHA Case No. 4-1050-21-117

In the Matter of:

JERI LUCAS,
Complainant,

v.

REDSTONE UNDERWRITERS, LLC,
Respondent.

**NOTICE OF DOCKETING AND ORDER APPROVING
WITHDRAWAL OF OBJECTIONS AND DISMISSING CLAIM**

On or about April 16, 2021, Jeri Lucas filed a complaint with the Occupational Safety and Health Administration (“OSHA”) alleging Redstone Underwriters, LLC violated the employee protection provisions of the Criminal Antitrust Anti-Retaliation Act (“CAARA”), 15 U.S.C. § 7a-3¹ when she was terminated in retaliation for reporting what she believed were violations of antitrust laws. OSHA dismissed the complaint by letter dated January 20, 2022.

Complainant appealed the dismissal and the Office of Administrative Law Judges (“OALJ”) docketed the above-referenced case on January 31, 2022. However, by letter dated April 12, 2022, Complainant advised the tribunal that “I wish to formally withdraw the Complaint I initiated in [this case]. I no longer wish to pursue this matter and am requesting that the matter be dismissed *with prejudice* (emphasis in original). I understand that by making this request I am forfeiting all my rights with regard to this matter, including any appeal rights. I also understand that his case will be concluded and never reopened.”

The rules governing withdrawal of CAARA complaints provide that “at any time before the . . . findings and preliminary order become final, a party may withdraw its objections to the . . . findings and/or preliminary order by filing a written withdrawal with the administrative law judge,” who shall then determine whether to affirm any portion of the findings or preliminary order or approve the withdrawal. If approved, the OSHA findings become the final order of the Secretary. 29 C.F.R. § 1979.111(c).

¹ The procedures set forth at 29 C.F.R. § 1979 apply until the Occupational Safety and Health Administration promulgates procedures specific to the CAARA. See 15 U.S.C. § 7a-3(b)(2)(A).

I will treat Complainant's letter as a request to withdraw her January 31, 2022 objections to the OSHA Findings. Upon review of the entire record, and for good cause shown, the request is GRANTED. Accordingly,

Order

The above captioned matter is hereby DISMISSED with prejudice, without costs or attorney's fees awarded to either party. Consistent with the regulations, the January 20, 2022 OSHA findings become the final order of the Secretary.

SO ORDERED:

STEPHEN R. HENLEY
Chief Administrative Law Judge