

**UNITED STATES DEPARTMENT OF LABOR**  
**OFFICE OF ADMINISTRATIVE LAW JUDGES**  
**Cherry Hill, New Jersey**

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**Issue Date: 13 February 2024**

**Case No.: 2024-CFP-00003**

In the Matter of:

**CARSTEN SCHUER,**  
Complainant

v.

**MORRISON EXPRESS CORP. (USA),**  
Respondent

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

The above matter arises under the Consumer Financial Protection Act (“CFPA”), as amended, 12 U.S.C. § 5564, and the implementing regulation at 29 C.F.R. Part 1985.

On or about May 8, 2023, Carsten Schuer, (“Complainant”) filed a complaint with the U.S. Department of Labor, Occupational Safety and Health Administration (“OSHA”) alleging, in part, that Respondent, Morrison Express Corporation (USA), terminated his employment on or about March 3, 2023, in retaliation for raising concerns about the company’s financial statements. On October 26, 2023, the Secretary of Labor, acting through the Regional Administrator of OSHA, dismissed the complaint, finding it was unable to conclude there was reasonable cause to believe that Respondent violated the whistleblower protection provisions of the CFPA (“Secretary’s Findings”).

On December 5, 2023, Complainant timely filed objections to the Secretary’s Findings with the Office of Administrative Law Judges (“OALJ”), where the matter is currently pending. On December 22, 2023, Complainant, filed a letter with the OALJ requesting to withdraw the objections to the Secretary’s Findings, stating that the matter has been “resolved.”

The rules governing withdrawal of CFPA complaints provide that “[a]t any time before ... findings and/or 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 to approve the withdrawal. 29 C.F.R. § 1985.111 (c).

As no final decision has been issued in this matter, Complainant's request for withdrawal of objection is hereby **GRANTED**. Consistent with the applicable regulation, the above-captioned matter is hereby **DISMISSED** with prejudice.

**SO ORDERED.**

**LYSTRA A. HARRIS**  
Administrative Law Judge

Cherry Hill, New Jersey