

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 08 April 2013

CASE NO.: 2011FRS-00008

IN THE MATTER OF

CORBY ACOSTA
Complainant

v.

UNION PACIFIC RAILROAD CO.
Respondent

**ORDER APPROVING WITHDRAWAL OF OBJECTIONS AND DISMISSAL OF
COMPLAINT**

On March 28, 2013, Complainant filed a properly executed Withdrawal of Objections to the Secretary's Findings in the above-captioned matter.

Based on the foregoing,

IT IS HEREBY ORDERED that the claim in the above-captioned matter is hereby dismissed with prejudice.

CLEMENT J. KENNINGTON
Administrative Law Judge

NOTICE OF REVIEW: Review of this Decision and Order is by the Administrative Review Board pursuant to ¶ 5.c.15. of Secretary's Order, 75 Fed. Reg. 3924 (Jan. 25, 2010) (effective

Jan. 15, 2010). Regulations, however, have not yet been promulgated by the Department of Labor detailing the process for review by the Administrative Review Board of decisions by Administrative Law Judges under the employee protection provision of the Federal Railroad Safety Act. Accordingly, this Recommended Decision and Order and the administrative file in this matter will be forwarded for review by the Administrative Review Board, U.S. Department of Labor, Suite S-5220, 200 Constitution Ave, NW, Washington DC 20210. *See generally* 5 U.S.C. § 557(b). However, since procedural regulations have not yet been promulgated, it is suggested that any party wishing to appeal this Decision and Order should also formally submit a Petition for Review with the Administrative Review Board.