



Issue Date: 23 May 2013

CASE NO: 2012-FRS-00062

In the Matter of:

JAMES HARRILL,
Complainant,

v.

CSX TRANSPORTATION, INC.,
Respondent.

ORDER APPROVING SETTLEMENT AGREEMENT

This matter arises under the employee protection provisions of the Federal Rail Safety Act, 49 U.S.C. § 20109 (“FRSA”), as amended by Section 1521 of the Implementing Recommendations of the 9/11 Commission Act of 2007 (“9/11 Act”), Pub. L. No. 110-53 (Aug. 3, 2007) and Section 419 of the Rail Safety Improvement Act of 2008 (RSIA), Pub. L. No. 110-432 (Oct. 16, 2008). A hearing was initially set for August 5, 2013, but was canceled upon the parties’ representation that they believed they could reach a settlement. Under cover letter dated May 21, 2013, the parties have submitted a settlement agreement for my review. Upon review of the settlement agreement, I find that its terms are fair, adequate, and reasonable, and do not contravene the public interest. Accordingly, IT IS ORDERED:

1. The settlement agreement between the parties submitted on May 21, 2013 is APPROVED; and
2. This matter is DISMISSED WITH PREJUDICE.

SO ORDERED.

PAUL C. JOHNSON, JR.
Associate Chief Administrative Law Judge