



**Issue Date: 22 May 2012**

**Case No.: 2012-FRS-00006**

**In the Matter of:**

**PETER KROUT,  
Complainant,**

**v.**

**THE KANSAS CITY SOUTHERN RAILWAY COMPANY,  
Respondent.**

**SETTLEMENT ORDER DISMISSING CASE**

The above-captioned matter was brought pursuant to 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).

At the request of the parties, on February 27, 2012, I canceled the scheduled hearing instructing the parties to provide a status update no later than June 29, 2012. On May 21, 2012, I received notice that the parties reached final agreement that resolved the issues in the above-captioned case. The parties filed a copy of the settlement agreement for my review and approval pursuant to 29 C.F.R. § 1981.111(d)(2).

I have reviewed the terms of the **SETTLEMENT AGREEMENT AND GENERAL RELEASE**. I note that both parties were represented by experienced counsel in all phases of this proceeding. Furthermore, Mr. Krout represents that he has read the agreement, is competent to understand the agreement, and enters the agreement knowingly and voluntarily. Therefore, the settlement agreement between Peter Krout and the Kansas City Southern Railway Company in Case No. 2012-FRS-00006 is **APPROVED**. Case No. 2012-FRS-00006 is **DISMISSED** with prejudice.

**SO ORDERED.**

**A**

**STEPHEN M. REILLY**  
Administrative Law Judge