

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 18 January 2013

CASE No.: 2013-FRS-00018

In the Matter of:

TERRY SCHNEIDER,
Complainant,

v.

WISCONSIN CENTRAL, Ltd.,
d/b/a CN,
Respondent.

DISMISSAL

On January 6, 2012, Terry Schneider filed a complaint against Wisconsin Central, Ltd., d/b/a CN, with the Occupational Safety and Health Administration (OSHA), alleging that Wisconsin Central discriminated against him in violation of the Federal Railroad Safety Act (FRSA), 49 U.S.C. § 20109. On October 3, 2012, OSHA issued a finding “that there is no reasonable cause to believe that [Wisconsin Central] violated FRSA.” On November 13, 2012, Mr. Schneider filed an Appeal and Request for Hearing with the Office of Administrative Law Judges.

In addition to the FRSA complaint, Mr. Schneider filed a lawsuit against Wisconsin Central under the Federal Employers’ Liability Act (FELA). On January 15, 2013, I received notice that the parties reached a settlement in the FELA lawsuit. Under the terms of the settlement, Mr. Schneider dismisses the FRSA whistleblower proceedings before me. Therefore, for good cause shown, Case No. 2013-FRS-00018 is **DISMISSED** with prejudice.

SO ORDERED.

STEPHEN M. REILLY
Administrative Law Judge