

U.S. Department of Labor

Office of Administrative Law Judges
90 Seventh Street, Suite 4-800
San Francisco, CA 94103-1516

(415) 625-2200
(415) 625-2201 (FAX)



Issue Date: 06 May 2009

CASE Nos.: 2009-SDW-00002; 2009-SDW-00003

In the Matter of:

THOMAS MORRIS,
Claimant,

vs.

**U.S. DEPT. OF INTERIOR,
BUREAU OF LAND MANAGEMENT,**
Respondent.

Final Order Approving Settlement

The Resolution Agreement and Full and Final Release of Claims the parties filed to settle these matters is before me for approval. *See Beliveau v. United States Dep't of Labor*, 170 F.3d 83, 86 (1st Cir. 1999); *Macktal v. Secretary of Labor*, 923 F.2d 1150, 1154 (5th Cir. 1991). Both parties are represented by counsel.

The parties agree that the complaints in both proceedings will be dismissed. The terms of settlement at paragraph 7 are appropriately narrow, permitting the Bureau of Land Management to reject future employment applications by the Complainant. The right of rejection extends neither to all units of the Department of the Interior, nor to the Government as a whole. The settlement agreement is facially just and reasonable, and treats the Complainant equitably. As a result, the settlement terms qualify as "just and reasonable and in the public interest." 72 Fed. Reg. 44961 (August 10, 2007).

These matters are dismissed. This constitutes the Secretary of Labor's final order. 29 C.F.R. § 24.111(e).

A

William Dorsey
ADMINISTRATIVE LAW JUDGE

San Francisco, California

