

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 08 April 2009**

Case Nos. 2007-SOX-7  
2006-SOX-106

In the Matter of:

BONNIE SHEKARABI,

Complainant,

v.

CORNERSTONE VENTURES, INC.,  
PACIFIC CORNERSTONE CAPITOL INC.,  
TERRY ROUSSEL  
DOMINIC J. PETRUCCI,

Respondents.

**ORDER APPROVING SETTLEMENT AND DISMISSING CASE**

This matter arises under the employee protection provisions of Title VIII of the Sarbanes Oxley Act of 2002 (SOX), § 806 of the Corporate and Criminal Fraud Accountability Act of 2002 (CCFA), 18 U.S.C. § 1514A and the implementing regulations at 29 C.F.R. Part 1980.

On April 2, 2009, the parties filed a Settlement Agreement and Release ("Settlement Agreement"). Twenty-nine C.F.R. § 1980.111(d) (2) provides in pertinent part:

At any time after the filing of objections to the Assistant Secretary's findings and/or order, the case may be settled if the participating parties agree to a settlement and the settlement is approved by the administrative law judge if the case is before the judge. . . . A copy of the settlement will be filed with the administrative law judge. . . .

A settlement approved by the administrative law judge shall constitute the final order of the Secretary and may be enforced pursuant to 29 C.F.R. § 1980.113.

I have carefully reviewed the terms of the Settlement Agreement and find the Settlement Agreement is fair, adequate, and voluntary as it relates to the SOX complaints. However, it encompasses settlement terms addressing matters arising under state law and other federal statutes. My authority extends only to approving matters properly before the Office of Administrative Law Judges, i.e., the SOX complaints.

Additionally, the Settlement Agreement provides that the parties shall keep the terms of the settlement confidential, with certain specified exceptions. I emphasize that "[t]he parties' submissions, including the agreement, become part of the record of the case and are subject to the Freedom of Information Act ("FOIA"), 5 U.S.C.A. § 552. FOIA requires Federal agencies to disclose requested records unless they are exempt from disclosure under the Act." *Coffman v. Alyeska Pipeline Serv. Co. and Arctic Slope Inspection Serv.*, ARB No. 96-141, ALJ Nos. 96-TSC-5, 6, slip op. at 2 (ARB June 24, 1996). Department of Labor regulations provide specific procedures for responding to FOIA requests, for appeals by requestors from denials of such request, and for protecting the interests of submitters of confidential commercial information. See 29 C.F.R. Part 70.

**ORDER**

The Settlement Agreement is **APPROVED**. The Complaints are **DISMISSED** with **PREJUDICE**.

**A**

LARRY S. MERCK  
Administrative Law Judge

