

U.S. Department of Labor

Office of Administrative Law Judges
800 K Street, NW, Suite 400-N
Washington, DC 20001-8002

(202) 693-7300
(202) 693-7365 (FAX)



Issue Date: 18 August 2009

In the Matter of

DONALD BERNHARDT
Complainant

v.

TRADITION (NORTH AMERICA), INC./
TRADITION ASIEL SECURITIES, INC.
Respondents

Case No. 2008-SOX-00072

ORDER OF WITHDRAWAL

On March 2, 2008, complainant filed a complaint against the respondents under the employee protection provisions of the Sarbanes-Oxley Act. That claim was found to have no merit by the Regional Administrator of OSHA. Claimant requested a hearing before this Office, and the case was assigned to me. Subsequently, respondent filed a motion to dismiss for lack of jurisdiction. Instead of filing a response to that motion, complainant has moved to withdraw the request for hearing in accordance with 29 C.F.R. §1980.111(c). Complainant represents that the respondent agrees to this disposition of the case. Therefore,

IT IS ORDERED that the request for hearing is withdrawn with prejudice, and the order of the Regional Administrator shall become the final order of the Secretary in this matter.

A

JEFFREY TURECK
Administrative Law Judge