

U.S. Department of Labor

Office of Administrative Law Judges
St. Tammany Courthouse Annex
428 E. Boston Street, 1st Floor
Covington, LA 70433-2846

(985) 809-5173
(985) 893-7351 (Fax)



Issue Date: 21 December 2007

CASE NO.: 2008-SOX-8

IN THE MATTER OF

KEITH BULLS

Complainant

v.

CHEVRON CORPORATION, ET AL.

Respondent

DECISION AND ORDER OF DISMISSAL

This case arises under the Sarbanes-Oxley Act of 2002, technically known as the Corporate and Criminal Fraud Accountability Act, P.L. 107-204 at 28 U.S.C. §1514A et seq., (herein the Act), which provides protection for whistleblowers who are employees of publicly traded companies by permitting them to file a complaint with the Secretary of Labor.

On May 30, 2007, Complainant Keith B. Bulls ("Bulls") filed a Sarbanes Oxley complaint ("SOX Complaint") with the Department of Labor ("DOL") that reasserted claims made in a prior SOX complaint and re-alleged the same post-termination allegations made in a prior federal lawsuit filed by Bulls. Because Bulls' prior SOX complaint and federal lawsuit have been dismissed, Respondent, Chevron filed a Request for Injunction Pursuant to All Writs Act and Relitigation Exception to the Anti-Injunction Act ("Request for Injunction") in the United States District Court for the Southern District of Texas. On December 5, 2007, United States District Judge David Hittner issued an order granting Chevron's Request for Injunction and **ordering Bulls to dismiss, in writing, his SOX Complaint** in this action by December 14, 2007.

On December 17, 2007, Complainant formally filed a Request for Dismissal of the instant SOX complaint pursuant to the order of the U.S. Federal District Court.

Accordingly, having considered the Order entered by the U.S. District Court for the Southern District of Texas on December 5, 2007, and Complainant's Request for Dismissal, the pending proceeding before this office is hereby, **DISMISSED** with prejudice.

The formal hearing scheduled for **February 27, 2008**, is hereby **CANCELLED**.

ORDERED this 21st day of December, 2007, at Covington, Louisiana.

A

LEE J. ROMERO, JR.
Administrative Law Judge

NOTICE OF APPEAL RIGHTS: To appeal, you must file a Petition for Review ("Petition") with the Administrative Review Board ("Board") within ten (10) business days of the date of the administrative law judge's decision. See 29 C.F.R. § 1980.110(a). The Board's address is: Administrative Review Board, U.S. Department of Labor, Room S-4309, 200 Constitution Avenue, NW, Washington, DC 20210. Your Petition is considered filed on the date of its postmark, facsimile transmittal, or e-mail communication; but if you file it in person, by hand-delivery or other means, it is filed when the Board receives it. See 29 C.F.R. § 1980.110(c). Your Petition must specifically identify the findings, conclusions or orders to which you object. Generally, you waive any objections you do not raise specifically. See 29 C.F.R. § 1980.110(a).

At the time you file the Petition with the Board, you must serve it on all parties as well as the Chief Administrative Law Judge, U.S. Department of Labor, Office of Administrative Law Judges, 800 K Street, NW, Suite 400-North, Washington, DC 20001-8002. The Petition must also be served on the Assistant Secretary, Occupational Safety and Health Administration and the Associate Solicitor, Division of Fair Labor Standards, U.S. Department of Labor, Washington, DC 20210.

If no Petition is timely filed, the administrative law judge's decision becomes the final order of the Secretary of Labor pursuant to 29 C.F.R. § 1980.109(c). Even if you do file a Petition, the administrative law judge's decision becomes the final order of the Secretary of Labor unless the Board issues an order within thirty (30) days after the Petition is filed notifying the parties that it has accepted the case for review. See 29 C.F.R. §§ 1980.109(c) and 1980.110(a) and (b).