

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 20 December 2010

CASE NO.: 2009-SOX-00058

In the Matter of:

JOHN A. FIORENZA,
Complainant,

v.

BRIGGS & STRATTON CORPORATION, and
POWER PRODUCTS GROUP, LLC,
Respondents.

**ORDER APPROVING SETTLEMENT AGREEMENT AND DISMISSING
COMPLAINT WITH PREJUDICE**

This proceeding arises from a complaint filed by John A. Fiorenza against Briggs & Stratton Corporation and Power Products Group, LLC under the employee protection provisions of the Sarbanes-Oxley Act, 18 U.S.C. § 1514A, 29 CFR Part 1980. On December 14, 2010, Employer filed a request for the dismissal of the complaint with prejudice because the parties have reached a settlement. Appended to the request is a Settlement Agreement and Release. I have carefully reviewed the terms of the Settlement Agreement pursuant to the requirements of the Act and the implementing regulations, and have determined that it constitutes a fair, adequate and reasonable settlement of the complaint. *Hoffman v. Fuel Economy Contracting, 1987-ERA-33 (Sec'y Aug. 4, 1989)*.

ACCORDINGLY, it is hereby ORDERED that:

1. The Settlement Agreement is APPROVED; and
2. Employer's request for dismissal with prejudice and without costs to either party is granted.

A
THOMAS M. BURKE
Administrative Law Judge

