

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 20 July 2010**

CASE NO. 2010-STA-14

In the Matter of:

BLAGOJ JOSIFOV,  
Complainant

v.

CIMARRON EXPRESS, INC.,  
Respondent

**RECOMMENDED DECISION AND ORDER APPROVING SETTLEMENT  
AGREEMENT**

This case arises under Section 405, the employee protection provision of the Surface Transportation Assistance Act of 1982, 49 U.S.C.A. § 31105 (West 2003), and the implementing regulations at 29 C.F.R. Part 1978 (2006). The hearing scheduled for May 18, 2010 was cancelled on May 4, 2010 due to the submission of a Notice of Settlement and Unopposed Motion to Vacate hearing by the parties. On July 19, 2010, Complainant submitted his Unopposed Motion to Approve Settlement and Dismiss Complaint with Prejudice.

I have read the Settlement Agreement and General Release signed by the parties and find that the settlement is fair, adequate and reasonable. I approve the settlement agreement as set forth and recommend dismissal, with prejudice.

SO ORDERED.

**A**

MICHAEL P. LESNIAK  
Administrative Law Judge

**NOTICE OF REVIEW:** The administrative law judge's Recommended Order Approving Settlement, along with the Administrative File, will be automatically forwarded for review to the Administrative Review Board, U.S. Department of Labor, Suite S-5220, 200 Constitution Avenue, NW, Washington, DC 20210. See 29 C.F.R. § 1978.109(a); Secretary's Order 1-2002, ¶4.c.(35), 67 Fed. Reg. 64272 (2002).

Within thirty (30) days of the date of issuance of the administrative law judge's Recommended Order Approving Settlement, the parties may file briefs with the Administrative Review Board ("Board") in support of, or in opposition to, the administrative law judge's order unless the Board, upon notice to the parties, establishes a different briefing schedule. *See* 29 C.F.R. § 1978.109(c)(2). All further inquiries and correspondence in this matter should be directed to the Board.