

U.S. Department of Labor

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Issue Date: 31 July 2014

Case No.: 2010-STA-00024

ARB Case No.: 11-050

In the Matter of

RICHARD E. TABLAS

Complainant

v.

DUNKIN DONUTS MID-ATLANTIC

Respondent

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

This matter involves a complaint under the Surface Transportation Assistance Act, 42 U.S.C. § 31105, and its implementing regulations at 29 C.F.R. Part 1978. By Decision and Order dated February 28, 2014, the Administrative Review Board reversed my Decision and Order on Remand, and returned this matter to me to determine the issue of damages.

On May 28, 2014, I held a hearing, limited to the issue of damages, in Cherry Hill, New Jersey.

After the hearing, the parties settled this matter. Under cover of letter dated July 23, 2014, counsel for the Complainant forwarded the parties' settlement agreement and an unopposed motion to dismiss this matter with prejudice.

I have reviewed the parties' settlement agreement, which is incorporated by reference herein. I find that the settlement agreement is fair, adequate, and reasonable, and was not procured under duress. Accordingly, and as required under 29 C.F.R. § 1978.111(d)(2), I APPROVE the parties' settlement agreement. In accordance with 29 C.F.R. § 1978.111(e), my approval constitutes the final order of the Secretary.

Based on the Complainant's unopposed motion, and in light of my approval of the parties' settlement, I DISMISS the Complainant's complaint with prejudice.

SO ORDERED.

ADELE H. ODEGARD
Administrative Law Judge

Cherry Hill, New Jersey