

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 10 April 2013

Case No.: 2013-STA-00015

In the Matter of:

JAMES BATES, (*pro-se*)

Complainant,

v.

DW & E TRUCKING,

Respondent.

ORDER OF DISMISSAL

This proceeding involves a complaint under the “whistleblower” employee protection provisions of Section 405 of the Surface Transportation Assistance Act of 1982 (the Act), as amended, 49 U. S. C. Section 31105 (formerly 49 U. S. C. § 2305), and its implementing regulations found at 29 C. F. R. Part 1978.

By Order dated March 5, 2013 Claimant was to provide the court with an update of the status of this matter. On March 12, 2013 the claimant stated that he no longer wishes to pursue the case in this matter and for a proper purpose withdraw his claim.

Accordingly, the Claimant’s Motion for Dismissal is hereby GRANTED. Claimant’s case is hereby DISMISSED without prejudice.

RICHARD K. MALAMPHY
Administrative Law Judge

RKM/mrc
Newport News, Virginia