

U.S. Department of Labor

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Issue Date: 13 November 2014

OALJ Case No.: 2014-STA-00040
OSHA Case No. 5-2230-13-081

In the Matter of:

PETER BACHERA,
Complainant,

v.

**WINDY CITY CARRIERS, INC.,
JOHN DOE BOGI, AND JOHN DOE
MILO,**
Respondents.

**ORDER OF DISMISSAL
AND ORDER CANCELLING HEARING**

This proceeding arises under the Surface Transportation Assistance Act ("STAA"), 49 U.S.C. § 31105, as amended by the Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-053, and the applicable regulations issued thereunder at 29 C.F.R. Part 1978. On October 21, 2014, I received Complainant's Notice of Withdrawal of Objections and Motion to Dismiss Proceeding and Complaint, which I find consistent with 29 C.F.R. § 1978.111(c).

As of November 12, 2014, I have received no response to Complainant's filing from Respondents.

Accordingly, good cause appearing, Complainant's Motion to Dismiss Proceeding and Complaint is GRANTED. Case No. 2014-STA-00040 is hereby DISMISSED WITH PREJUDICE. All pending dates are vacated, and the hearing currently set for December 12, 2014, in Chicago, Illinois, is CANCELLED. Each party shall bear his or its own attorney's fees and costs.

SO ORDERED.

PAUL R. ALMANZA
Administrative Law Judge

Washington, D.C.