



Issue Date: 10 March 2014

Case No.: 2014-STA-00001

In the Matter of

STEVEN J. DEBO, III
Complainant

v.

BBX, INC.
Respondent

**FINAL ORDER APPROVING SETTLEMENT
AND DISMISSING CASE**

This proceeding arises under the Surface Transportation Assistance Act of 1982 (“STAA”), 49 U.S.C. § 31105, and the regulations promulgated thereunder at 29 C.F.R. Part 1978.

The parties in the above-captioned matter have submitted an executed “Settlement Agreement And Waiver And Release Of Claims” (“Settlement Agreement”).

I have reviewed the terms of the parties’ Settlement Agreement and I have determined that it constitutes a fair, adequate, and reasonable settlement of the complaint. To the extent the Settlement Agreement seeks to resolve any matters under laws other than the STAA, I note that my authority over it is limited to such statutes as are within the forum’s subject-matter jurisdiction and defined by the applicable statute. Therefore, I may consider approval only of the terms of the agreement pertaining to Complainant’s STAA claim. *See Fish v. H and R Transfer*, ARB No. 01-071, ALJ No. 00- STA-56 (ARB Apr. 30, 2003).

Formerly, pursuant to 29 C.F.R. § 1978.109(c), the Administrative Review Board was required to issue the final order of dismissal of a STAA complaint resolved by settlement. *See Howick v. Experience Hendrix, LLC*, ARB No. 02-049, ALJ No. 2000-STA-32 (ARB Sept. 26, 2002). However, the August 31, 2010 amendments to the STAA now provide that “[a]ny settlement approved by the Assistant Secretary, the ALJ, or the ARB will constitute the final order of the Secretary and may be enforced pursuant to § 1978.113.” 29 C.F.R. § 1978.111(e).

Accordingly, it is hereby ORDERED that the Settlement Agreement be APPROVED and the Complaint be DISMISSED with prejudice.

LYSTRA A. HARRIS
Administrative Law Judge

Cherry Hill, New Jersey