

U.S. Department of Labor

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Issue Date: 19 May 2015

OALJ Case No.: 2015-STA-00040
OSHA Case No. 5-1260-14-154

In the Matter of:

WILLIAM A. MILLER,
Complainant,

v.

**PLANA TRANSPORTATION, INC.,
WILLIAM KLEIN, AND PETER METODIEV,**

Respondents.

ORDER OF DISMISSAL

On April 10, 2015, I issued an Order Granting Withdrawal, Order Cancelling Hearing, and Order to Show Cause Why Matter Should Not Be Dismissed (the "Order to Show Cause"). In the Order to Show Cause, I stated that counsel for Complainant informed us that he had no contact with Complainant since January 2015. I also stated that my law clerk called Complainant's last known phone number and spoke to a lady who stated Complainant had passed away in January 2015 and that he was either estranged from or divorced from his wife and had no dependent children. Moreover, I stated that while I had no reason to doubt the information my law clerk obtained from this lady, it was appropriate to give the parties an opportunity to provide additional information if they believed this matter should not be dismissed. Finally, I gave the parties until May 8, 2015 to show cause why this matter should not be dismissed.

As of May 15, 2015, neither party has responded to the Order to Show Cause. Accordingly, Complainant William A. Miller's complaint against Respondents Plana Transportation, Inc., William Klein, and Peter Metodiev is **DISMISSED WITH PREJUDICE**.

SO ORDERED.

PAUL R. ALMANZA
Administrative Law Judge

Washington, D.C.