



**Issue Date: 14 July 2016**

**Case Number: 2016-STA-00055**

*In the Matter of:*

**CHARLES STEINER,  
Complainant**

v.

**HANCOCK RACING STABLES,  
Respondent.**

**ORDER APPROVING WITHDRAWAL OF OBJECTIONS  
AND DISMISSING CLAIM**

This matter arises under the employee protection provisions of 49 U.S.C. § 31105 of the Surface Transportation Assistance Act of 1982 (“STAA”) and the regulations of the Secretary of Labor published at 29 C.F.R. Part 1978. The Rules of Practice and Procedure for Administrative Hearings before the Office of Administrative Law Judges (“OALJ” or “Office”) found at 29 C.F.R. Part 18 also apply to this hearing. The matter is not currently set for formal hearing.

On March 23, 2016, Complainant timely filed a complaint with the U.S. Department of Labor’s Occupational Safety and Health Administration (OSHA) alleging his former employer, Hancock Racing Stables, violated the STAA’s employee protection provisions when it terminated his employment on January 21, 2016. After conducting an investigation, the OSHA’s Regional Administrator issued a determination letter on May 19, 2016, dismissing the complaint. On June 16, 2016, Complainant timely filed objections to the *Secretary’s Findings* and the matter was docketed by this Office. However, on July 5, 2016, Complainant filed a *Notice to Withdraw Appeal* requesting to withdraw his appeal of the *Secretary’s Findings*.

The rules governing withdrawal of STAA complaints provide that “[a]t any time before the . . . findings and/or preliminary order become final, a party may withdraw its objections to the . . . findings and/or preliminary order by filing a written withdrawal” with the administrative law judge, who shall then determine whether to affirm any portion of the findings or preliminary order or approve the withdrawal. 29 C.F.R. § 1978.111(c).

As no final decision has been issued in this matter, Complainant's request for withdrawal of objections is hereby accepted. Consistent with the regulations, the above-captioned matter is hereby DISMISSED with prejudice.

SO ORDERED:

**STEPHEN R. HENLEY**  
Chief Administrative Law Judge