



Issue Date: 05 July 2017

CASE NO.: 2017-STA-00003

IN THE MATTER OF

GERALD MCCLENDON,
Complainant

vs.

S&H TANK SERVICE,
Respondent

**ORDER APPROVING SETTLEMENT AGREEMENT
AND DISMISSING WITH PREJUDICE**

This proceeding arises under the Surface Transportation Assistance Act, 49 U.S.C. § 31105 (“STAA” or “Act”), as amended by the Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-53, and the regulations promulgated thereunder at 29 C.F.R. Part 1978. The STAA prohibits covered employers from discharging or otherwise discriminating against employees who have engaged in certain protected activities with regard to their terms and conditions of employment.

On June 26, 2017, the Parties filed a Settlement Agreement - Release of All Claims.

I have read the Settlement and Release signed by the parties and find that the settlement is fair, adequate and reasonable. I approve the Settlement Agreement as set forth and find that dismissal, with prejudice, is appropriate. After review, it is determined that the Settlement Agreement is fair and reasonable on its face and effectuates the purposes and policies of the Act.

ACCORDINGLY, it is hereby **ORDERED** that:

1. The “Settlement Agreement - Release of All Claims” is **APPROVED**;
2. The complaint is **DISMISSED WITH PREJUDICE**.

So ORDERED.

LARRY W. PRICE
Administrative Law Judge