

UNITED STATES DEPARTMENT OF LABOR  
OFFICE OF ADMINISTRATIVE LAW JUDGES  
BOSTON, MASSACHUSETTS

Issue Date: 04 December 2018

CASE NO.: 2018-STA-00069

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MICHAEL SPICER,  
*Complainant,*

v.

PEPSI BEVERAGES COMPANY,  
*Respondent.*

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**ORDER APPROVING SETTLEMENT AND DISMISSING COMPLAINT**

This proceeding arises from a complaint of discrimination filed under the employee protection provisions of Section 405 of the Surface Transportation Assistance Act ("STAA"), as amended, 49 U.S.C. § 31105 and the procedural regulations found at 29 C.F.R. Part 1978.

On November 29, 2018, the parties in the above captioned matter submitted a Settlement Agreement and Release, in accordance with 29 C.F.R. §1978.111(d)(2), resolving this matter and seeking approval of the Settlement Agreement. I have reviewed the terms of the parties' settlement agreement and determined it constitutes a fair, adequate, and reasonable settlement of the complaint.

Accordingly it is hereby **ORDERED** that:

1. The Settlement Agreement and Release are **APPROVED**; and
2. The Complaint is **DISMISSED** with prejudice.

**SO ORDERED.**

**TIMOTHY J. McGRATH**  
Administrative Law Judge

Boston, Massachusetts