

U.S. Department of Labor

Office of Administrative Law Judges
William S. Moorhead Federal Office Building
1000 Liberty Avenue, Suite 1800
Pittsburgh, PA 15222

(412) 644-5754
(412) 644-5005 (FAX)



Issue Date: 21 January 2020

CASE NO.: 2019-STA-00052

In the Matter of:

STEVEN CHEVRE,
Complainant

v.

SEVILLE TRUCKING, LLC, and
SEAN McALLISTER,
Respondents

ORDER GRANTING MOTION TO DISMISS

A hearing in the above-captioned claim is scheduled for Wednesday, March 4, 2020, and continuing as necessary on Thursday, March 5, 2020, in St. Paul, Minnesota. This matter arises under the provisions of the Surface Transportation Assistance Act (STAA), 49 U.S.C. § 31105, as amended by the Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-53, and further governed by the implementing regulations at 29 C.F.R. Part 1978. On January 13, 2020, the undersigned received Complainant's Withdrawal of Objections to Secretary's Findings and Order and Motion to Dismiss Complaint with Prejudice. In the motion, Complainant withdraws his objections to the Secretary's June 4, 2019 Findings and Order, and moves to dismiss his complaint with prejudice. As a basis for this motion, Complainant's counsel advises this Court that Respondent, Seville Trucking, LLC, is no longer in business and Respondent, Sean McAllister, could not be located.

ORDER

Based on the foregoing, it is hereby **ORDERED**:

1. Complainant's Withdrawal of Objections to Secretary's Findings and Order, and Motion to Dismiss Complaint with Prejudice is **GRANTED**;

and

2. The hearing for scheduled to commence on Wednesday, March 4, 2020, in St. Paul Minnesota, is **CANCELLED**.

Accordingly, this complaint is **DISMISSED** with prejudice.

SEAN M. RAMALEY
Administrative Law Judge