



Issue Date: 04 February 2020

CASE NO.: 2019-STA-00024
OSHA NO: 4-2950-17-211

In the Matter of:

DAVID NELSON,
Complainant,

v.

DAVIS EXPRESS, INC.,
Respondent.

ORDER DISMISSING CLAIM

This matter arises under the employee protection provisions of the Surface Transportation Assistance Act of 1982, 49 U.S.C. § 31105, as amended, and the regulations published at 29 C.F.R. Part 1978. In addition, the rules of practice and procedure and the rules of evidence for administrative hearings before the Office of Administrative Law Judges, 29 C.F.R. Part 18, apply to this matter.

On September 23, 2019, the parties filed a Joint Notice of Resolution and Withdrawal of Claim (“Notice”). In the Notice the parties averred that they have reached an amicable resolution to the claims and “request withdrawal of this matter and that the case be dismissed or closed.”

Pursuant to 29 C.F.R. § 1978.111(c), a party may withdraw its objections to the OSHA findings by filing a written withdrawal with the ALJ. If I approve the withdrawal the petition for review, the OSHA findings will become the final order of the Secretary of Labor.

Upon consideration of the parties’ request, I find good cause to grant it. Complainant’s complaint is hereby **DISMISSED**.

CARRIE BLAND
Administrative Law Judge

Washington, D.C.