

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

Issue Date: 14 December 2020

CASE NO.: 2020-STA-00047

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*In the Matter of:*

KEVIN HOSEA,  
*Complainant,*

v.

WTI TRUCKING, INC. D/B/A WARM TRUCKING,  
*Respondent.*

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**ORDER OF DISMISSAL**

This proceeding arises from a complaint of discrimination filed under employee protection provisions of Section 405 of the Surface Transportation Assistance Act (“STAA”), as amended, 49 U.S.C.A. § 31105 (2008) and the procedural regulations found at 29 C.F.R. Part 1978 (2013). This case is set for hearing on January 7, 2021.

On November 24, 2020, Complainant submitted a Withdrawal of Objections to Secretary’s Findings and Order and Motion to Dismiss Complaint with Prejudice. Respondent does not oppose Complainant’s motion. Both parties are represented by counsel. Accordingly, as neither party wishes to pursue a claim under the STAA, Complainant’s motion to withdraw the claim is **GRANTED**. The present claim before the Office of Administrative Law Judges is hereby **DISMISSED WITH PREJUDICE**, and the hearing scheduled for January 7, 2021, is hereby **CANCELLED**.

**SO ORDERED.**

**JERRY R. DeMAIO**  
Administrative Law Judge

Boston, Massachusetts