



Issue Date: 25 March 2020

Case No.: 2020-STA-00019

In the Matter of:

HILARIO TORRES

Complainant

v.

ROADLINE CORPORATION

Respondent

ORDER APPROVING SETTLEMENT AND DISMISSING COMPLAINT

This matter arises from the complaint of unlawful retaliation filed by Hilario Torres (“Complainant”) against Roadline Corporation (“Respondent”) under the employee protection provisions of Section 405 of the Surface Transportation Assistance Act of 1982 (the “Act”), as amended, 49 U.S.C. § 31105 (formerly 49 U.S.C. § 2305), and its implementing regulations, 29 C.F.R. part 1978. A hearing is scheduled for June 1, 2020 in New York, New York.

On March 12, 2020, Complainant filed an Unopposed Motion to Approve Settlement and Dismiss Proceeding With Prejudice. In the motion, Complainant indicates the parties have settled this matter, and the settlement is fair, adequate, and reasonable. Complainant also submitted a copy of the settlement agreement¹ for approval in accordance with 29 C.F.R. § 1978.111(d)(2). The agreement is signed by Complainant and by Respondent’s President.

I have reviewed the settlement agreement, and I find it is fair and reasonable. It is not contrary to the public interest, and it was not procured under duress. Accordingly, pursuant to 29 C.F.R. § 1978.111(d)(2), I **APPROVE** the settlement agreement.

¹ The parties designated the settlement agreement as confidential. In the event that a request is made for access to the settlement agreement under the Freedom of Information Act (“FOIA”), the Department of Labor will provide the parties with pre-disclosure notification and an opportunity to respond before any disclosure is made. *See* 29 C.F.R. § 70.26. The parties are reminded that the pre-disclosure notice procedure does not constitute a finding that the settlement agreement, or any portion thereof, will be exempt from disclosure under FOIA. *See* 29 C.F.R. § 70.26(f).

In light of my approval of the parties' settlement agreement, I **GRANT** Complainant's motion, I **CANCEL** the hearing scheduled for June 1, 2020, and I **DISMISS** the complaint with prejudice.²

SO ORDERED.

LAUREN C. BOUCHER
Administrative Law Judge

Cherry Hill, New Jersey

² Because of the ongoing COVID-19 pandemic, the Office of Administrative Law Judges is not currently receiving or sending mail. Therefore, this order will be served on the parties via email.