

**UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES
COVINGTON DISTRICT OFFICE**

Issue Date: 02 November 2022

In the Matter of:

Mack Hollingsworth,
Complainant

v.

Marten Transport, LTD,
Respondent.

CASE NO: 2022-STA-00025

ANGELA F. DONALDSON
Administrative Law Judge

ORDER GRANTING WITHDRAWAL, ORDER OF DISMISSAL

This proceeding arises under the Surface Transportation Assistance Act of 1982, 49 U.S.C. § 31105 (“STAA”) and regulations at 29 C.F.R. Part 1978 and 20 C.F.R. Part 24. Complainant Mack Hollingsworth requested a hearing based upon the Secretary’s findings dated May 24, 2021, concluding that the Occupational Safety and Health Administration (“OSHA”) did not have reasonable cause to believe that a violation of the STAA occurred. On October 27, 2022, Complainant Mr. Hollingsworth notified the undersigned via email correspondence that he wished to withdraw his complaint. Mr. Hollingsworth is self-represented. He was advised in writing that the regulation at 29 C.F.R. § 1978.111(c) provides that a party may withdraw his request for review of OSHA’s findings, and as a result, the findings become the final order of the Secretary of Labor. Counsel for Respondent was copied on the correspondence to Complainant.

For good cause shown, Complainant’s request is **GRANTED**, and the findings of OSHA dated May 24, 2021, are the final order of the Secretary of Labor. This matter is **DISMISSED** with prejudice, with each party to bear its own fees and costs.

SO ORDERED.

**ANGELA F. DONALDSON
ADMINISTRATIVE LAW JUDGE**

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