



CHRISTIAN NIELSEN,

ARB CASE NO. 12-073

COMPLAINANT,

ALJ CASE NO. 2012-SOX-013

v.

DATE: July 6, 2012

AECOM TECHNOLOGY CORP.,

RESPONDENT.

BEFORE: THE ADMINISTRATIVE REVIEW BOARD

Appearance:

For the Complainant:

Daniel J. Kaiser, *Kaiser Saurborn & Mair, P.C.*, New York, New York

NOTICE OF CASE CLOSING

This case arose under the whistleblower protection provisions of the Sarbanes-Oxley Act of 2002 (SOX).¹ On June 1, 2012, the Complainant, Christian Nielsen, filed a petition requesting the Administrative Review Board to review a Department of Labor Administrative Law Judge's Order Granting Respondent's Motion to Dismiss.² On July 2, 2012, Nielsen informed the Board that he had commenced a legal action in the United States District Court, Southern District of New York. With the notice, he enclosed a copy of the pleadings he filed in the district court. The SOX provides:

if the Secretary has not issued a final decision within 180 days of the filing of the complaint and there is no showing that such delay is due to the bad faith of the claimant, bringing an action at law or equity for de novo review in

¹ 18 U.S.C.A. § 1514A (Thomson/West Supp. 2011).

² See 29 C.F.R. § 1980.110.

the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy.^[3]

The SOX's implementing regulations further provide, "Within seven days after filing a complaint in Federal court, a complainant must file with the Assistant Secretary, the ALJ, or the ARB, depending on where the proceeding is pending, a copy of the file-stamped complaint."⁴

Accordingly, as Nielsen has filed an action in district court seeking de novo review of the complaint that he had previously filed with the Department of Labor, and has served the Board with a copy of that complaint, pursuant to SOX § 1514A(b)(1)(B), we give notice that Nielsen's case before the Board is **CLOSED**.

FOR THE ADMINISTRATIVE REVIEW BOARD:

Janet R. Dunlop
General Counsel

NOTE: Questions regarding any case pending before the Board should be directed to the Board's Paralegal Specialists:
Telephone: (202) 693-6200
Facsimile: (202) 693-6220

³ 18 U.S.C.A. § 1514A(b)(1)(B).

⁴ 29 C.F.R. § 1980.114(b).