

In the Matter of:

KEITH PRIOLEAU, ARB CASE NO. 13-002

COMPLAINANT, ALJ CASE NO. 2010-SOX-003

v. DATE: May 29, 2013

SIKORSKY AIRCRAFT CORP.,

RESPONDENT.

**BEFORE: THE ADMINISTRATIVE REVIEW BOARD** 

**Appearances:** 

For the Complainant:

Keith Prioleau, pro se, Stratford, Connecticut

For the Respondent:

Jeffrey A. Fritz, Esq., Day Pitney LLP, Hartford, Connecticut

Before: Paul M. Igasaki, Chief Administrative Appeals Judge; Joanne Royce, Administrative Appeals Judge; and Luis A. Corchado, Administrative Appeals Judge

## ORDER DENYING MOTION FOR RECONSIDERATION

The Administrative Review Board issued a Final Decision and Order in this case arising under the whistleblower protection provisions of the Sarbanes-Oxley Act of 2002, 1 on April 30,

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<sup>18</sup> U.S.C.A. § 1514A (Thomson/West Supp. 2012) (SOX).

2013. The Board affirmed the ALJ's dismissal of Prioleau's appeal. The Board determined that it was within the ALJ's discretion to dismiss Prioleau's claim as he had repeatedly failed to respond to ALJ orders, despite the ALJ's warnings of sanctions including the possibility of dismissal.

In response, Prioleau has filed a Motion for Reconsideration. The ARB is authorized to reconsider a decision upon the filing of a motion for reconsideration within a reasonable time of the date on which the Board issued the decision.<sup>2</sup> While we sympathize with Prioleau's situation, upon review of his motion, we have determined that he has failed to demonstrate any grounds for reconsideration.<sup>3</sup> Accordingly, we **DENY** the Complainant's motion for reconsideration.

## SO ORDERED.

**LUIS A. CORCHADO Administrative Appeals Judge** 

PAUL M. IGASAKI Chief Administrative Appeals Judge

JOANNE ROYCE Administrative Appeals Judge

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<sup>&</sup>lt;sup>2</sup> Henrich v. Ecolab, Inc., ARB No. 05-030, ALJ No. 2004-SOX-051, slip op. at 11 (ARB May 30, 2007).

<sup>&</sup>lt;sup>3</sup> *See Abdur-Rahman v. DeKalb County*, ARB Nos. 08-003, 10-074; ALJ Nos. 2006-WPC-002, -003; slip op. at 4 (ARB Feb. 16, 2011).