



IN THE MATTER OF:

THOMAS RIMINI,

ARB CASE NO. 17-026

COMPLAINANT,

ALJ CASE NO. 2015-SOX-034

v.

DATE: Feb. 23, 2017

J.P. MORGAN CHASE & CO.,

RESPONDENTS.

BEFORE: THE ADMINISTRATIVE REVIEW BOARD

**ORDER REMANDING CASE TO ADMINISTRATIVE LAW JUDGE TO
RESOLVE PENDING MOTION FOR RECONSIDERATION**

On January 18, 2017, a Department of Labor Administrative Law Judge (ALJ) filed a Decision and Order Granting Respondent's Motion for Summary Decision in this case arising under the whistleblower protection provisions of Section 806 of the Corporate and Criminal Fraud Accountability Act of 2002, Title VIII of the Sarbanes-Oxley Act of 2002, 18 U.S.C.A. § 1514A (Thomson/West Supp. 2016)(SOX), as amended. On January 24, 2017, Complainant Thomas Rimini filed Complainant's Motion for Reconsideration with the ALJ.¹ On February 1, 2017, Rimini filed a petition requesting the Administrative Review Board to review the ALJ's D. & O.²

Pursuant to 29 C.F.R. § 18.94, the Board remands this case to the ALJ, so that he may rule on Rimini's Motion for Reconsideration. Once the ALJ has done so, Rimini may reactivate his appeal by notifying the Board of his intention to do so within 14 days of the date on which the ALJ issues his decision disposing of the Motion for Reconsideration. If the Board does not

¹ See 29 C.F.R. § 18.93 (2016).

² See Secretary's Order No. 2-2012 (Delegation of Authority and Assignment of Responsibility to the Administrative Review Board), 77 Fed. Reg. 69,378 (Nov. 16, 2012); 29 C.F.R. § 24.110(a)(2014); 29 C.F.R. § 1980.110(a)(2016).

timely receive such notification, the Board will dismiss Rimini's appeal. If Rimini files such notification, the Board will determine whether to accept the appeal for disposition, and if it does so, will establish a briefing schedule.

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**