



**Issue Date: 18 November 2014**

Case No.: 2014-STA-72

In the Matter of:

Russell L. Gross,  
Complainant

v.

Smedema Trucking, Inc.,  
Respondent

**ORDER DISMISSING CLAIM AND  
CANCELLING HEARING**

The hearing in this claim is scheduled for December 11, 2014, in Madison, Wisconsin. On November 5, 2014, I issued an Order granting the Respondent's motion to compel the Complainant to attend a deposition, and to produce documents requested in discovery. I noted that the Complainant provided absolutely no basis for his claim that his safety would be threatened by conducting the deposition in Respondent's counsel's office, or for the necessity of "sworn peace officers" to be available. The Respondent had offered to use a "neutral" facility with "sworn peace officers," but only if the Complainant bore the additional cost.

The Complainant has now advised the Court that "my personal safety takes precedent [sic] over my complaint. As I have also previously stated, the days of coercion, intimidation and bullying are over." The Complainant requested that his complaint be dismissed, stating that he would consider filing a complaint in a district court if he experienced any further retaliatory or adverse action by the Respondent. No objection has been lodged to the Complainant's request.

Accordingly, IT IS HEREBY ORDERED that this claim is dismissed, and the hearing scheduled for December 11, 2014 in Madison, Wisconsin, is cancelled.

SO ORDERED.

LINDA S. CHAPMAN  
Administrative Law Judge