



Issue Date: 30 March 2007

CASE NO.: 2006-SOX-00114

In the Matter of:

MIKE MCCLENDON,
Complainant,

v.

HEWLETT-PACKARD COMPANY,
Respondent.

**ORDER APPROVING SETTLEMENT AGREEMENT AND DISMISSING
CONSOLIDATED COMPLAINT WITH PREJUDICE**

This case, otherwise known as consolidated SOX III and SOX IV, was assigned to me on August 15, 2006. It follows two earlier complaints also filed under the Corporate and Criminal Fraud and Accountability Act, Title VIII of the Sarbanes-Oxley Act of 2002, 18 U.S.C. § 1514A, *et seq.* and the implementing regulations at 29 C.F.R. Part 1980 (SOX), by Complainant against Respondent.

On March 29, 2007, the parties filed a copy of a fully executed Settlement Agreement and Release ("Agreement") which fully resolves OALJ Case No. 2006-SOX-00114 and asks for dismissal of this case. The Agreement is fully executed in counterparts by both parties and their counsel effective on March 28, 2007. On March 30, 2007, the original signature pages from the Agreement, in counterparts, were submitted by the parties.

I find that the Agreement is fair and reasonable on its face and to effectuate the purposes and policies of SOX. The parties are both represented by counsel and have been advised concerning the Agreement by the same. I further find that Complainant is deemed to have waived any further proceedings before the U.S. Department of Labor regarding the matters which are the subject of the Agreement. Finally, I further find that this Order shall have the same force and effect as one made after a full hearing on the merits.

Accordingly, **IT IS HEREBY ORDERED** that the Settlement Agreement and Release is **APPROVED** and the consolidated SOX complaint which composes OALJ Case No. 2006-SOX-00114, be **DISMISSED** with prejudice with each party to bear its own costs, expenses, and attorney fees.

A

GERALD M. ETCHINGHAM
Administrative Law Judge

San Francisco, California

