

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 29 December 2010

CASE NO.: 2011-AIR-2

In the Matter of:

DAVID BARNHOLTZ,
Complainant

v.

GAMA CHARTERS, INC.,

Respondent

**ORDER GRANTING MOTION TO WITHDRAW OBJECTIONS AND
CANCELLING HEARING**

A hearing was to be conducted under Section 519 of the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century (the "Act"), Public Law 106-181, Subsection 42121 (b) (2) (A) ("AIR 21"), 49 U.S.C.A. § 42121, in West Palm Beach, Florida, on March 15, 2011.

On December 23, 2010, the Complainant's counsel submitted a Notice of Withdrawal seeking to withdraw his objections to the Secretary of Labor's Findings and Preliminary Order, dated October 1, 2010, finding no reasonable cause to believe Respondent violated the Act and which had denied his whistleblower complaint. Upon granting the motion, the Secretary's Findings will stand and be the final action in this matter.

On December 27, 2010, the Respondent answered that it does not object to the motion and seeks dismissal with prejudice.

IT IS ORDERED THAT:

1. The scheduled hearing is CANCELLED; and,
2. The Complainant's Motion to Withdraw his objections is GRANTED.

A

RICHARD A. MORGAN
Administrative Law Judge

