



Issue Date: 30 October 2013

CASE NO: 2013-AIR-00015

In the Matter of:

JOSEPH LEMPA,
Complainant,

v.

GOJET AIRLINES,
Respondent.

**DECISION AND ORDER APPROVING SETTLEMENT
AND ORDER OF DISMISSAL**

This case arises under section 519 of the Wendell H. Ford Aviation Investment Reform Act for the 21st Century, 49 U.S.C. § 42121 (AIR 21), and the implementing regulations set forth at 29 C.F.R. Part 1979, Subpart B. On October 17, 2013, I received a Motion for Voluntary Dismissal dated September 30, 2013, from Complainant. (Due to the recent government shutdown, this document was stamped “received” by the Office of Administrative Law Judges on October 17, 2013.) Complainant’s motion seeks dismissal of this matter “with prejudice and without fees and costs.”

On October 24, 2013, I received a copy of the settlement agreement in this matter. I have read and reviewed the settlement agreement and find the terms and conditions to be reasonable and appropriate, and that it was entered into voluntarily and not under duress. The terms and conditions of the settlement agreement are hereby adopted, approved, and incorporated by reference into this decision and order.

On October 29, 2013, I held a brief conference call with Complainant and counsel for Respondent. During that call, I confirmed that Complainant wished to proceed with the dismissal of this matter and that Respondent did not object to Complainant’s motion.

GOOD CAUSE APPEARING, Complainant’s Motion for Voluntary Dismissal is GRANTED. Case No. 2013-AIR-00015 is hereby DISMISSED WITH PREJUDICE. All pending dates are vacated. Each party shall bear his/its own attorney’s fees and costs.

SO ORDERED.

PAUL R. ALMANZA
Administrative Law Judge

Washington, D.C.