

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 26 December 2012**

CASE NO.: 2013-AIR-00004

*In the Matter of:*

NANCY SCHMELTZ,  
Complainant,

vs.

DELTA AIR LINES, INC.,  
Respondent.

**ORDER DISMISSING CASE**

This case arises out of a retaliation complaint filed by Kenneth Hulon (“Complainant”), who alleges that his former employer, Delta Air Lines, Inc., violated the employee protection provisions of Section 519 of the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century (“AIR 21”), 49 U.S.C. § 42121, by retaliating against him for engaging in activity protected by AIR 21. It was initiated with the Office of Administrative Law Judges (“OALJ”) on November 2, 2012, when the Complainant submitted timely objections to the Occupational Safety and Health Administration’s (“OSHA”) dismissal of his complaint.

On December 12, 2012, I received a letter from attorney William N. Woodson, III, advising me that he had been retained by the Complainant to pursue civil litigation against the Respondent and asking that this case before the OALJ be dismissed. His request is GRANTED.

It is hereby ORDERED that this case be DISMISSED.

JENNIFER GEE  
Administrative Law Judge