

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 03 October 2019

Case No.: 2018-AIR-00032

In the Matter of

BRIAN DOLAN

Complainant

v.

AERO MICRONESIA, INC. d/b/a

ASIA PACIFIC AIRLINES,

Respondent

ORDER MODIFYING THE ORIGINAL DECISION AND ORDER

On September 26, 2019, this Tribunal issued a Decision and Order in this matter awarding benefits. As part of that Order, the Tribunal required Respondent to transmit via email a copy of the Decision and Order to all of its employees, officers and directors. D&O at 39. However, on September 30, 2019, the Administrative Review Board issued its decision in *Yates v. Superior Air Charter LLC d/b/a JetSuite Air*, ARB Case No. 2017-0061, ALJ Case No. 2015-AIR-0028. In that decision, the ARB found that such a requirement is not authorized by statute or regulation. *Id.* at 10.

Accordingly this Tribunal hereby modifies the award damages portion only of its original Decision and Order, dated September 26, 2019, and hereby modifies the portion of the original Decision and Order that requires Respondent to transmit via email a copy of that decision to all of its employee, officers and directors. Because the Tribunal is not authorized to impose such a remedy, Respondent is not required to do so.

SO ORDERED.

SCOTT R. MORRIS

Administrative Law Judge

Cherry Hill, New Jersey