

**U.S. Department of Labor**

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**Issue Date: 23 July 2015**

*In the Matter of:*

**LAM NGUYEN,**  
*Claimant,*

**Case No.: 2014-FDA-00007**

**v.**

**GUSTO PACKING COMPANY,**  
*Employer.*

**ORDER DISMISSING CLAIM**

This matter arises under Section 402 of the FDA Food Safety Modernization Act (FSMA), P.L. 111-353. Pursuant to my October 7, 2014, Notice of Hearing and Prehearing Order, this matter was scheduled for formal hearing on June 23-25, 2015, in Chicago, IL. On December 16, 2014, the hearing was rescheduled for September 15-17, 2015, in light of scheduling conflicts.

On July 22, 2015, I received notification that Claimant wishes to withdraw his claim under the FSMA. Accordingly, the hearing scheduled for September 15-17, 2015 is **CANCELLED** and the claim is **DISMISSED**.

**IT IS SO ORDERED.**

CHRISTINE L. KIRBY  
Administrative Law Judge