

U.S. Department of Labor

Office of Administrative Law Judges
36 E. 7th St., Suite 2525
Cincinnati, Ohio 45202

(513) 684-3252
(513) 684-6108 (FAX)



Issue Date: 18 March 2016

CASE NO.: 2014-FRS-37

In the Matter of:
KEVIN LANIER,
Complainant,

v.

BNSF RAILWAY COMPANY,
Respondent.

ORDER DISMISSING COMPLAINT

This complaint arises under the Federal Rail Safety Act (the "Act" or "FRSA"), 49 U.S.C. § 20109, as amended by Section 1521 of the Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-53 (Aug. 3, 2007).

On March 1, 2016, the undersigned received a letter from Complainant's counsel stating Mr. Lanier is dismissing his claim with prejudice. Counsel states that no money is being received by Mr. Lanier as payment for or settlement of this FRSA claim, and requested the hearing be cancelled.

Accordingly, **IT IS HEREBY ORDERED** that the complaint in the above-captioned matter be, and the same hereby is, **DISMISSED** with prejudice before the undersigned. **IT IS FURTHER ORDERED** that the hearing scheduled for April 5, 2016 in Memphis, TN is CANCELLED.

PETER B. SILVAIN, JR.
Administrative Law Judge