



Issue Date: 19 May 2014

CASE NO: 2014-FRS-00013

In the Matter of:

ROYCE W. MCGEE II,
Complainant,

v.

THE KANSAS CITY SOUTHERN RAILWAY COMPANY,
Respondent.

ORDER GRANTING WITHDRAWAL OF OBJECTIONS AND REQUEST FOR HEARING

In response to my Order of April 29, 2014, Complainant has filed a document styled "Notice of Dismissal." In his cover letter, Complainant indicated that the notice was submitted pursuant to 29 C.F.R. § 1982.111(c). That regulation provides: "At any time before the Assistant Secretary's findings and/or order become final, a party may withdraw its objections to the Assistant Secretary's findings and/or order by filing a written withdrawal with the ALJ The ALJ ... will determine whether to approve the withdrawal of the objections If the ALJ approves a request to withdraw objections to the Assistant Secretary's findings and/or order, and there are no other pending objections, the Assistant Secretary's findings and/or order will become the final order of the Secretary." Upon review, I find it appropriate to permit withdrawal of the objections and request for hearing. Accordingly, IT IS ORDERED:

1. Complainant's request to withdraw his objections and request for hearing is GRANTED;
2. The complaint is DISMISSED; and
3. The Secretary's Findings of September 17, 2013 constitute the Final Order of the Secretary.

SO ORDERED.

PAUL C. JOHNSON, JR.
District Chief Administrative Law Judge