

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 25 November 2015**

CASE NO.: 2014-FRS-166

*In the Matter of:*

**WILLIAM REDFERN,**  
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 November 10, 2015, the undersigned received Complainant's Motion to Dismiss with Prejudice. In order to effectuate the desire of the Complainant to dismiss the FRS case and pursue his claims through the RLA labor dispute mechanism only, the Complainant requested the undersigned to enter an Order approving the Motion to Dismiss.

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.

PETER B. SILVAIN, JR.  
Administrative Law Judge