



Issue Date: 27 June 2017

OALJ Case No.: 2014-FRS-00162
OSHA Case No. 7-2260-14-017

In the Matter of:

LARRY WIDGER,
Complainant,

v.

BROWNS CREW CAR OF WYOMING
d/b/a RAILCREW XPRESS,
Respondent.

DECISION AND ORDER APPROVING SETTLEMENT
AND ORDER OF DISMISSAL

This proceeding arises under the Federal Railroad Safety Act (“FRSA”), 49 U.S.C. § 20109, as amended by the Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-053, and the applicable regulations issued thereunder at 29 C.F.R. Part 1982. On May 30, 2017, I received the parties’ Settlement Application and their Settlement Agreement and Final Release (the “Settlement”) in this matter. The Settlement Application and the Settlement are incorporated by reference in this Decision and Order.

In the Settlement, the parties agree that this matter shall be dismissed with prejudice and that each party shall bear his or its attorney’s fees and costs. I have reviewed the Settlement and find its terms and conditions to be reasonable and appropriate, and that it was entered into voluntarily and not under duress. I also am aware that Complainant is represented by counsel in this matter. The terms and conditions of the Settlement are thus approved.

Accordingly, I find good cause to approve the Settlement in this matter. Case No. 2014-FRS-00162 is hereby **DISMISSED WITH PREJUDICE**. All pending dates are vacated, and each party shall bear his or its own attorney’s fees and costs.

SO ORDERED.

PAUL R. ALMANZA
Associate Chief Administrative Law Judge