



Issue Date: 30 November 2015

CASE NO.: 2015-FRS-00064

In the Matter of:

CLARENCE BRUMFIELD,
Complainant

v.

THE KANSAS CITY SOUTHERN RAILWAY COMPANY,
Respondent

**DECISION AND ORDER APPROVING SETTLEMENT AGREEMENT AND
DISMISSING CASE**

The above-captioned matter arises under the employee protection provisions of the Federal Rail Safety Act of 2007 (“FRS”), Title 49 United States Code Section 20109. By letter dated November 16, 2015, the Parties notified the Court that the case had settled and provided a copy of the Settlement Agreement and General Release for approval.

I first note that the Parties were ably represented by counsel. Further, the Complainant’s signature on the agreement represents his understanding of the agreement’s provisions and the associated rights and obligations. Having reviewed the agreement, I find the provisions are fair, adequate, and not contrary to the public interest. The settlement also supports a finding that the complaint be dismissed. Consequently, approval of the agreement is appropriate.

Accordingly, it is hereby **ORDERED** that the Settlement Agreement and General Release is approved and the Complaint is **DISMISSED WITH PREJUDICE**.

In light of the foregoing, the hearing scheduled on January 4, 2016, is hereby canceled.

So ORDERED.

LARRY W. PRICE
Administrative Law Judge

Covington, Louisiana