

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 28 December 2015

In the Matter of:

Case No.: 2015-FRS-00027

NATHAN HORTON,
Complainant,

v.

DELRAY CONNECTING RAILROAD CO.,
Employer.

ORDER DISMISSING CLAIM

This claim arises pursuant to the Federal Railroad Safety Act, 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). Pursuant to my April 6, 2015, *Notice of Hearing and Prehearing Order*, this case was scheduled for formal hearing on December 8-9, 2015, in Detroit, MI. On December 3, 2015, I received notice that the parties had reached a full and final settlement of their claims, the majority of which were brought in federal district court under the Federal Employers Liability Act (“FELA”). The parties noted that the settlement agreement would be submitted to the district court upon completion. On December 7, 2015, I issued an order canceling the formal hearing.

On December 18, 2015, I received notice that the United States District Court for the Eastern District of Michigan has dismissed the parties’ FELA claim. Accordingly, the parties’ claim before the Office of Administrative Law Judges is hereby **DISMISSED**.

IT IS SO ORDERED.

CHRISTINE L. KIRBY
Administrative Law Judge

Washington, D.C.