

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 14 January 2016**

*In the Matter of:*

**ROY NICHOLAS,**  
*Claimant,*

**Case No.: 2015-FRS-00056**

**v.**

**BNSF RAILWAY CO.,**  
*Employer/Carrier.*

**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 October 7, 2015, *Notice of Hearing and Prehearing Order*, this case was scheduled for formal hearing on May 10-12, 2016, in Chicago, IL. On January 5, 2016, I received a letter from Complainant indicating that he wishes to withdraw his claim in its entirety.

Accordingly, the claim before the Office of Administrative Law Judges is hereby **DISMISSED.**

**IT IS SO ORDERED.**

CHRISTINE L. KIRBY  
Administrative Law Judge

Washington, D.C.