



Issue Date: 31 July 2018

Case No.: 2016-FRS-00063  
OSHA Case No.: 5-1260-15-065

*In the Matter of:*

**TONY NEWMAN,**  
*Complainant,*

v.

**CANADIAN NATIONAL RAILWAY COMPANY  
AND WISCONSIN CENTRAL LTD.,**  
*Respondents.*

**DECISION AND ORDER GRANTING COMPLAINANT'S MOTION TO  
WITHDRAW COMPLAINT, OF DISMISSAL, AND CANCELLING HEARING**

On July 24, 2018, I received Complainant's Motion to Withdraw Complaint ("Motion"). This Motion states that, with the advice of his counsel, Complainant seeks to withdraw his complaint pursuant to 29 C.F.R. § 1982.111(c). Motion at 2. On July 30, 2018, during a conference call with the parties, counsel for Claimant confirmed that this Motion is not subject to a settlement agreement.

Based on my review of the Motion, I find good cause to grant this request. By granting Complainant's Motion, "the Assistant Secretary's findings and/or order will become the final order of the Secretary." *See* 29 C.F.R. § 1982.111(c).

Accordingly, Complainant's Motion to Withdraw Complaint is **GRANTED** and this matter is **DISMISSED**. All remaining deadlines or hearings scheduled in this matter are hereby **CANCELLED**.

**SO ORDERED.**

**PAUL R. ALMANZA**  
Associate Chief Administrative Law Judge