

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 01 August 2017

CASE NO.: 2017-FRS-00055

In the Matter of:

RICARDO MONTES,
Complainant,

vs.

UNION PACIFIC RAILROAD,

Respondent.

ORDER OF DISMISSAL

This is a claim under the employee-protection provisions of 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). It is currently set for hearing on November 14, 2017, in Kennewick, Washington.

Complainant has filed a complaint in the United States District Court for the District of Oregon, vesting jurisdiction in this matter in the District Court. On June 27, 2017, this court issued an Order directing the parties to show cause why this court should not vacate the November 14, 2017, hearing date, and dismiss this action. No responses having been received to the Order to Show Cause, the court now vacates the November 14, 2017, hearing, and dismisses this claim.

SO ORDERED.

CHRISTOPHER LARSEN
Administrative Law Judge