

UNITED STATES DEPARTMENT OF LABOR  
OFFICE OF ADMINISTRATIVE LAW JUDGES  
BOSTON, MASSACHUSETTS

Issue Date: 20 November 2018

CASE NO.: 2018-FRS-00085

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*In the Matter of:*

KALAMAZAD YACOOB,  
*Complainant,*

v.

METRO NORTH COMMUTER RAILROAD,  
*Respondent.*

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**ORDER DISMISSING COMPLAINT BASED ON LACK OF JURISDICTION  
BECAUSE COMPLAINANT HAS FILED ACTION IN DISTRICT COURT**

This proceeding arises from a complaint of discrimination filed under the Federal Rail Safety Act (the “FRSA”), 49 U.S.C. § 20109, as amended by Section 1521 of the Implementing Recommendations of the 9/11 Commission Act of 2007 (the “9/11 Act”), Pub. L. 110-53, 121 Stat 266 (Aug. 3, 2007).

On November 19, 2018, the Complainant notified the Court he had filed a complaint in this matter in United States District Court, November 7, 2018, pursuant to 49 U.S.C. § 20109(d)(3). A copy of the District Court complaint was provided to this office.

Accordingly, as this court no longer has jurisdiction, the matter is **DISMISSED**.

**SO ORDERED.**

**JERRY R. DeMAIO**  
Administrative Law Judge

Boston, Massachusetts