



Issue Date: 13 October 2020

*In the Matter of:*

**DONALD TWIGG,**  
*Complainant,*

*v.*

**CSX TRANSPORTATION,**  
*Respondent.*

**Case No. 2020-FRS-00026**

**ORDER APPROVING CONFIDENTIAL SETTLEMENT AGREEMENT  
AND DISMISSING COMPLAINT WITH PREJUDICE**

This case arises under the employee protection provisions of the Federal Rail Safety Act ("FRSA"), 49 U.S.C. § 20109, and the implementing regulations at 29 C.F.R. Part 1982.

On October 7, 2020, the parties filed a *Joint Motion to Approve Settlement, Dismiss Claims, and File Document Under Seal* ("Settlement Motion") and a *Settlement and Final Release of All Claims* ("Settlement Agreement"). The Settlement Motion requests an order approving and entering the Settlement Agreement, placing the Settlement Agreement under seal, and dismissing the Complaint in its entirety with prejudice. See 29 C.F.R. § 1982.111(d)(2).

Having reviewed the Settlement Agreement, I find the terms and conditions to be fair, adequate and reasonable, and in the public interest. Accordingly, it is hereby **ORDERED** that:

1. The Settlement Motion is **GRANTED**, the Settlement Agreement is **APPROVED**, and the parties shall implement the terms of the Settlement Agreement.

2. The Settlement Agreement is **CONFIDENTIAL**, is subject to the pre-disclosure notice requirements under 29 C.F.R. § 70.26, and shall be maintained in a separate sealed envelope marked "CONFIDENTIAL - Predisclosure Notification Materials".

3. The Complaint in this case is hereby **DISMISSED WITH PREJUDICE**.

**THEODORE W. ANNOS**  
Administrative Law Judge

Washington, DC