

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 22 September 2020**

CASE NO.: 2020-NTS-00005

*In the Matter of:*

MICHAEL BLANK,  
Complainant,

vs.

COMMUNITY TRANSIT,  
Respondent.

**ORDER OF DISMISSAL**

This matter is set for a December 4, 2020 hearing.

On September 21, 2020, I received a Stipulated Motion to Dismiss from the Complainant, countersigned by the Respondent's counsel. Complainant "respectfully requests that the Court dismiss his appeal in the above captioned matter and strike all subsequent filing deadlines and hearings," and makes no reference to any settlement. *See* 29 C.F.R. § 1982.111(c-d).

I construe his statement as a motion for voluntary dismissal under 29 C.F.R. § 18.70(c) and Federal Rule of Civil Procedure 41(a)(2), and a withdrawal under 29 C.F.R. § 1982.111(c).

The Complainant's motion is GRANTED, and the hearing set for December 4, 2020 is VACATED. The Respondent's own Motion to Dismiss filed September 22, 2020, is DENIED as moot. This case shall be CLOSED.

SO ORDERED.

EVAN H. NORDBY  
Administrative Law Judge