

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 19 October 2005

CASE NO.: 2005-SOX-00109

In the Matter of

KATHERINE PALMER
Complainant

v.

TRIAD HOSPITALS, INC.
d/b/a DETAR HOSPITAL
Respondent

**ORDER DISMISSING COMPLAINT, VACATING
PRE-HEARING ORDER, AND CANCELING HEARING**

Complainant Katherine Palmer filed a complaint under the employee protection provisions of the Corporate and Criminal Fraud Accountability Act of 2002, 18 U.S.C. section 1514(A) (“the Act”). The Occupational Safety and Health Administration (“OSHA”) of the United States Department of Labor investigated and dismissed the complaint, and Complainant appealed to the Office of Administrative Law Judges for the United States Department of Labor (“OALJ”). The case was assigned to me, and by Notice issued September 26, 2005, I scheduled a hearing in Complainant’s appeal.

On October 14, 2005, Complainant filed notice that she wished to dismiss her complaint and appeal. I construe Complainant’s request to be tantamount to withdrawal of her appeal. Complainant is represented by counsel, and I find her request voluntary. Employer filed pleadings that noted Complainant’s request and did not object.

Accordingly, I approve Complainant’s withdrawal of her complaint in this matter, and DISMISS the complaint with prejudice.

In addition, my Pre-Hearing Order is VACATED and the scheduled hearing is CANCELED.

So ORDERED.

A

Janice K. Bullard
Administrative Law Judge

