



Issue Date: 27 April 2010

CASE NO: 2010-SOX-00023

In the Matter of:

VIRGINIA GERAGHTY,
Complainant,

v.

GMR MARKETING, LLC,
GARY M. REYNOLDS, and
OMNICOM GROUP, INC.,
Respondents.

ORDER DISMISSING COMPLAINT

This matter arises out of a complaint filed by Virginia Geraghty (“Complainant”) against GMR Marketing LLC, Gary M. Reynolds, and Omnicom Group, Inc. (“Respondents”) under Section 806 of the Corporate and Criminal Fraud Accountability Act of 2002, Title VIII of the Sarbanes-Oxley Act of 2002, 18 U.S.C.A. § 1514A (“SOX” or the “Act”). On March 9, 2010, Complainant notified all parties under 29 CFR § 1980.114(a) that she intended to file a complaint in the United States District Court for the Eastern District of Wisconsin. By Order dated March 19, 2010, I directed Complainant to submit a file-stamped copy of the complaint filed in U.S. District Court, and Complainant did so on April 15, 2010. More than 180 days have elapsed since Complainant filed her complaint with the Department, and there is no indication of bad faith on the part of Complainant. As Complainant has filed a civil complaint in the U.S. District Court for the Eastern District of Wisconsin, the Department of Labor no longer has jurisdiction over this matter. 18 U.S.C. § 1514A(b)(1). Accordingly, IT IS HEREBY ORDERED that this matter is DISMISSED WITHOUT PREJUDICE.

SO ORDERED.

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PAUL C. JOHNSON, JR.
Administrative Law Judge