

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 17 January 2012

Case No.: 2011-SOX-00043

In the Matter of

CHETHAN PRABHU

Complainant

v.

SIEMENS MEDICAL SOLUTIONS, USA

Respondents

FINAL ORDER

Upon consideration of the Confidential Complete Settlement Agreement executed by the parties and all other papers and proceedings herein, this Court hereby finds and it is **HEREBY ORDERED** that:

1. The settlement reached by the parties completely resolving the above-captioned case, as memorialized in the written Confidential Complete Settlement Agreement executed by the parties on December 5, 2011 and submitted to this Court under seal ("Settlement Agreement"), is fair, adequate, and reasonable. Accordingly, the Settlement Agreement is **APPROVED**.

2. This action is **DISMISSED WITH PREJUDICE** and without costs or attorneys' fees to any party.

3. The parties are directed to implement the Settlement Agreement.

4. The complete confidentiality of the settlement was an essential portion of the consideration received by Respondent Siemens Medical Solutions USA, Inc. ("Siemens Med") in exchange for its agreements in the settlement, without which Siemens Med would not have entered into the settlement, as memorialized in the Settlement Agreement. All copies of the Settlement Agreement or any other documents or materials in whatever form stating or describing any of the terms or conditions of the settlement reached in this case are subject to the Stipulated Protective Order entered in this case, which is incorporated herein by reference.

5. To the extent the Department of Labor retains any copies of the Settlement Agreement or any other documents or materials in whatever form stating or describing any of the terms or conditions of the settlement, such documents and materials will be placed in the restricted access portion of the record, will be kept strictly confidential, and will not be subject to

disclosure by the Department of Labor to the maximum extent permitted by law. The parties are to be promptly notified of any Freedom of Information Act request or other request seeking disclosure of the Settlement Agreement or any other documents or materials in whatever form stating or describing any of the terms or conditions of the settlement. The parties are to be provided with a reasonable opportunity to review, comment upon, and/or oppose any such request prior to disclosure by the Department of Labor.

6. This Final Order constitutes the final order of the Secretary of Labor.

SO ORDERED.

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THERESA C. TIMLIN
Administrative Law Judge

Cherry Hill, New Jersey