



**Issue Date: 31 October 2011**

**CASE NO.: 2011-SOX-32**

**IN THE MATTER OF**

**MIKE TYLER,**  
**Pro Se Complainant**

**vs.**

**SLAY TRANSPORTATION COMPANY,**  
**Respondent**

**ORDER OF DISMISSAL**

This proceeding arises under the Sarbanes-Oxley Act of 2002, technically known as the Corporate and Criminal Fraud Accountability Act (herein SOX or the Act)<sup>1</sup> and the regulations promulgated thereunder at 29 C.F.R. Part 1980, which are employee protective provisions. The Secretary of Labor is empowered to investigate and determine “whistleblower” complaints filed by employees of publicly traded companies who are allegedly discharged or otherwise discriminated against with regard to their terms and conditions of employment for providing information about fraud against company shareholders to supervisors, federal agencies or members of Congress.

On 30 Sep 11, Complainant Michael Tyler informed the parties he no longer wishes to proceed with this matter and affirms that it is his desire to dismiss his complaint and put a final end to these proceedings in exchange for Respondent’s waiver of any related legal actions against Mr. Tyler including the pursuit of attorney’s fees, costs and/or damages incurred in this matter.

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<sup>1</sup> P.L. 107-204 at 18. U.S.C. §1514A *et seq.*

Under section 1980.111(c) of title 29 C.F.R.:

(c) At any time before the findings or order become final, a party may withdraw his or her objections to the findings or order by filing a written withdrawal with the administrative law judge or, if the case is on review, with the [Administrative Review] Board. The judge or the Board, as the case may be, will determine whether the withdrawal will be approved, if the objections are withdrawn because of settlement, the settlement will be approved in accordance with paragraph (d) of this section.

**IT IS HEREBY ORDERED** that Michael Tyler's objections to the Secretary of Labor's findings in the above case are **WITHDRAWN** and that the findings of the Secretary of Labor are hereby reinstated and are now to be considered final.

**IT IS FURTHER ORDERED** that Michael Tyler's claims against Slay Transportation Services, Occidental Petroleum Corporation and Occidental Chemical Corporation be, and are hereby **DISMISSED** with prejudice and in their entirety.

In view of the foregoing, the hearing scheduled on **9 Jan 12 in Houston, Texas** is hereby **CANCELLED**.

**ORDERED** this 31<sup>st</sup> day of October, 2011 at Covington, Louisiana.

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**PATRICK M. ROSENOW**  
**Administrative Law Judge**