



Issue Date: 22 March 2017

Case No.: 2017-SOX-00007

*In the Matter of:*

KATHRYN SMITH,

Complainant,

v.

RAYTHEON COMPANY,

Respondent.

**ORDER APPROVING COMPLAINANT'S WITHDRAWAL OF OBJECTIONS  
AND ORDER CANCELLING HEARING  
AND ORDER OF DISMISSAL**

This case arises under the employee protection provisions of Section 806 of the Corporate and Criminal Fraud Accountability Act of 2002, Title VIII of the Sarbanes-Oxley Act of 2002, as amended (SOX), 18 U.S.C.A. § 1514A, and its implementing regulations found at 29 CFR Part 1980. It is scheduled for formal hearing to commence at 9:00 a.m. on August 14, 2017, and to continue August 14-16, 2017, in Atlanta, Georgia.

On March 21, 2017, Complainant's counsel filed a letter stating Complainant Kathryn Smith withdraws her objections to the Secretary's Findings in this action brought under SOX against Respondent Raytheon Company.

The regulation at 29 C.F.R. § 1980.111(c) provides, in pertinent part:

At any time before the Assistant Secretary's findings and/or order become final, a party may withdraw objections to the Assistant Secretary's findings and/or order by filing a written withdrawal with the ALJ.... The ALJ or the ARB, as the case may be, will determine whether to approve the withdrawal of the objections .... **If the ALJ approves a request to withdraw objections to the Assistant Secretary's findings and/or order, and there are no other pending objections, the Assistant Secretary's findings and/or order will become the final order of the Secretary.**

(Emphasis added).

Upon review of the record before me, I **APPROVE** Complainant Kathryn Smith's withdrawal of her objections to the Secretary's findings.

In light of the withdrawal of the objections, the hearing scheduled for August 14-16, 2017, in Atlanta, Georgia, is hereby **CANCELLED**.

In view of the foregoing, this case is **DISMISSED** without costs awarded to either party.

**SO ORDERED.**

MONICA MARKLEY  
Administrative Law Judge

Newport News, VA