



Issue Date: 04 February 2010

Case No.: 2009-STA-00075

In the matter of:

JEFFREY MOORE,
Complainant,
v.
INNOVATIVE DRIVER SERVICES,
Respondent.

**RECOMMENDED ORDER APPROVING SETTLEMENT AND
DISMISSING COMPLAINT**

This case arises under the employee protection provisions of Section 405 of the Surface Transportation Act (STAA) 49 U.S.C.A §31105, as amended by the Implementing Recommendations of the 9/11 Commission Act of 2007, Pub. L. No. 110-53.

On January 25, 2010, the parties submitted an executed settlement agreement and release of claims in final disposition of the case. The Settlement Agreement and Release of Claims is made a part of the formal file.

I have reviewed the settlement agreement and find it to be fair, adequate and reasonable pursuant to 29 C.F.R. §1978.111(d) (2). See Davis v. Kimstock, Inc., Case No. 90—STA-8, Secretary Approval and Dismissal of Complaint, November 30, 1990.

Therefore, it is **ORDERED** that the Settlement Agreement is approved and this case is hereby **DISMISSED** with Prejudice.

SO ORDERED.

A
DANIEL A. SARNO, JR.
Administrative Law Judge

DAS/CCB/ccb
Newport News, Virginia

NOTICE OF REVIEW: The administrative law judge's Recommended Order Approving Withdrawal of Objections and Dismissing Claim, along with the Administrative File, will be automatically forwarded for review to the Administrative Review Board, U.S. Department of Labor, Suite S-5220, 200 Constitution Avenue, NW, Washington, DC 20210. *See* 29 C.F.R. § 1978.109(a); Secretary's Order 1-2002, ¶4.c.(35), 67 Fed. Reg. 64272 (2002).

Within thirty (30) days of the date of issuance of the administrative law judge's Recommended Order Approving Withdrawal of Objections and Dismissing Claim, the parties may file briefs with the Administrative Review Board ("Board") in support of, or in opposition to, the administrative law judge's order unless the Board, upon notice to the parties, establishes a different briefing schedule. *See* 29 C.F.R. § 1978.109(c)(2). All further inquiries and correspondence in this matter should be directed to the Board.