



Issue Date: 31 January 2011

CASE NO. 2011-STA-00003

In the Matter of:

JACK ELIAS,
Complainant,

v.

WERNER ENTERPRISES, INC.,
Respondent.

**ORDER APPROVING SETTLEMENT AGREEMENT AND DISMISSING
COMPLAINT**

A hearing in this case, brought under the employee protection provisions of the Surface Transportation Assistance Act, 49 U.S.C. §31105 (“STAA”), and the applicable regulations at 29 C.F.R. Part 1978, is scheduled to be held in San Diego, California on February 24, 2011. Under cover letter dated December 29, 2010, received on January 3, 2011, the parties filed a fully-executed settlement agreement, and requested that it be approved. On January 7, 2011, I issued an order declining to approve the settlement agreement, identifying a deficiency to be corrected if the parties so agreed, and directing a response no later than January 28, 2011. By letter dated January 19, 2011, the parties forwarded a revised settlement agreement for review and approval.

Upon review of the revised settlement agreement, it appears that it is a fair, adequate, and reasonable settlement, and that it comports with the requirements of law. Accordingly, IT IS ORDERED:

1. The Revised Settlement Agreement submitted under cover letter dated January 19, 2011 is APPROVED;
2. The hearing scheduled for February 22, 2011 is CANCELED; and
3. This matter is DISMISSED WITH PREJUDICE.

SO ORDERED.

A

Paul C. Johnson, Jr.
Administrative Law Judge