

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 20 December 2011

CASE NO.: 2012-STA-00003

In the Matter of:

ROBERT L. GOSS,
Complainant,

vs.

HEARTLAND EXPRESS, INC.,
Respondent.

ORDER ADMINISTRATIVELY CLOSING CASE

Complainant filed with the Office of Administrative Law Judges (“OALJ”) his objections to the OSHA determination letter dated October 4, 2011 and requested a hearing. His letter included two (2) OSHA case numbers (09-3290-08-014/09-0370-08-014) when in fact there was only one OSHA case number for his complaint against the Respondent. The correct OSHA case number is 09-3290-08-014 as shown on the OSHA determination letter dated October 4, 2011.

The correct OSHA case number (09-3290-08-014) was docketed as OALJ Case No. 2012-STA-00005 and has been assigned to Judge Russell Pulver. The incorrect OSHA case number (09-0370-08-014) was docketed as OALJ Case No. 2012-STA-00003 and assigned to Judge Steven Berlin.

Consequently, I find that good cause exists to close OALJ Case No. 2012-STA-00003 and cancel the hearing set for February 7, 2012 in Las Vegas.

IT IS ORDERED that the case known as *ROBERT L. GOSS vs. HEARTLAND EXPRESS, INC.*, OALJ Case No. 2012-STA-00003 is administratively **DISMISSED** and **CLOSED** *without prejudice* and the matter shall proceed before Judge Russell Pulver as OALJ Case No. 2012-STA-00005.

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STEVEN B. BERLIN
Administrative Law Judge