



Issue Date: 15 November 2012

CASE NO: 2012-STA-00042

IN THE MATTER OF

**DAVID NORSTROM,
Complainant**

v.

**UNITED PARCEL SERVICE, INC.,
Respondent**

ORDER OF DISMISSAL

This action arises under the employee-protection provisions of the Surface Transportation Assistance Act (STAA), 49 USC § 31105, and regulations found at 29 C.F.R. Part 1978.

Withdrawals of STAA complaints are governed by 29 C.F.R. § 1978.111(c), which states that “at any time before the findings and order becomes final, a party may withdraw his objections to the findings or order by filing a written withdrawal with the administrative law judge” who shall determine whether to approve the withdrawal.

On November 13, 2012, the Court received a copy of Complainant’s “Motion to Withdraw Objections to the Secretary’s Findings.” Complainant wrote “[r]einstatement and compensation to himself was not . . . his primary motivation,” and he will “file the appropriate complaint, in which he will have no personal stake or outcome, to have the actions and policies complained of . . . investigated by the appropriate division of [OSHA].” Moreover, he requested this Court withdraw his objections and dismiss the administrative review.

Accordingly, Complainant's request for withdrawal is hereby accepted and, consistent with the regulation, the Secretary's findings are **AFFIRMED** in their entirety, and the above-captioned matter is hereby **DISMISSED** with prejudice.

SO ORDERED.

LARRY W. PRICE
ADMINISTRATIVE LAW JUDGE