

UNITED STATES DEPARTMENT OF LABOR  
OFFICE OF ADMINISTRATIVE LAW JUDGES  
BOSTON, MASSACHUSETTS

**Issue Date: 02 September 2016**

ALJ NO.: 2016-STA-00027

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*In the Matter of:*

**TERRY SMITH,**  
*Complainant,*

v.

**JAKE RIEGER FARMS, LLC,**  
*Respondent.*

*and*

**JAKE RIEGER,**  
*An Individual.*

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**ORDER GRANTING UNOPPOSED MOTION TO APPROVE  
SETTLEMENT AND CANCELING HEARING**

These proceeding arise from a complaint of discrimination filed under employee protection provisions of Section 405 of the Surface Transportation Assistance Act (“STAA”), as amended, 49 U.S.C.A. § 31105 (the “Act”) and the procedural regulations found at 29 C.F.R. Part 1978. The formal hearing is scheduled to commence on November 2, 2016 in Omaha, Nebraska. On August 29, 2016, the parties filed a Joint Motion to Approve Settlement Agreement along with a copy of the Settlement Agreement. The parties, Jake Rieger Farms, LLC, and Jake Rieger, individually, Respondents, Terry Smith Complainant, and the United States Secretary of Labor, have stated that they have reached a settlement in this case and have submitted an executed Settlement Agreement, which they agree shall constitute the final order in this proceeding. Pursuant to 29 C.F.R. §18.71, the parties have moved for an order approving the Settlement Agreement.

Upon reviewing the record as a whole and the Settlement Agreement, I find that the terms of the Settlement Agreement are fair, adequate, and reasonable, and it is hereby APPROVED pursuant to 29 C.F.R. § 1978.111(d)(2). Accordingly, it is **ORDERED** that:

- (1) The Joint Motion is **GRANTED**;
- (2) The Settlement Agreement is **APPROVED**; and
- (3) The hearing set for November 2, 2016 is **CANCELED**.

**SO ORDERED.**

**JONATHAN C. CALIANOS**  
Administrative Law Judge

Boston, Massachusetts