

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 26 January 2018

OALJ Case No.: 2017-WPC-00003
OSHA Case No.: 4-3750-15-053

In the Matter of:

JOSEPH A. STRASZHEIM,
Complainant,

v.

GERDAU AMERISTEEL U.S., INC.,
Respondent.

ORDER DISMISSING CLAIM WITH PREJUDICE

This proceeding arose from a complaint filed under the employee protection provisions of Section 507 of the Federal Water Pollution Control Act ("FWPCA"), 33 U.S.C. § 1367, and the procedural regulations found at 29 C.F.R. Part 24.

On January 18, 2018, the parties filed a *Joint Stipulation of Dismissal and Motion for Withdrawal of Complainant's Claims*, signed by all parties. The parties state that they met on January 15, 2018 and reached a settlement that resolved all of the matters that were in dispute. Complainant states that he wishes to withdraw his objections to the underlying OSHA determination pursuant to 29 C.F.R. § 24.111(c) and the parties jointly request that the claim be dismissed.

Based on the foregoing, the parties' Joint Motion is **GRANTED** and the claim is **DISMISSED** with prejudice. The Secretary's Findings shall be the Final Order of the Secretary. *See Fed. R. Civ. P. 41(a)(1)(A)(ii); see also 29 C.F.R. § 24.111(c).*

SO ORDERED.

MORRIS D. DAVIS
Administrative Law Judge