



In the Matter of:

**M.G. MIDWEST CORPORATION,**  
**Prime Contractor**  
**and**  
**MARK GIZYNSKI, individually**  
**and as president**

**ARB CASE NO. 97-074**  
**(ALJ Case No. 94-DBA-63)**  
**DATE: April 24, 1997**

**ORDER OF DISMISSAL**

On March 19, 1997, pursuant to 29 C.F.R. Part 7 (1996), the Acting Administrator, Wage and Hour Division filed a Petition for Review in the captioned matter. Subsequently, the Administrative Law Judge (ALJ) issued a Supplemental Decision and Order Upon Reconsideration. The Acting Administrator filed a Motion to Withdraw Petition for Review on March 27, 1997, stating as the reason for the request that upon issuance of the ALJ's Supplemental Decision and Order Upon Reconsideration, the Wage and Hour Division was no longer aggrieved by the ALJ's original Decision and Order dated February 7, 1997. It is, accordingly, hereby Ordered, that this matter is dismissed.

**SO ORDERED.**

**DAVID A. O BRIEN**

Chair

**KARL J. SANDSTROM**

Member

**JOYCE D. MILLER**

Alternate Member