



In the Matter of

**ASSISTANT SECRETARY OF LABOR
FOR OCCUPATIONAL SAFETY AND
HEALTH,**

PROSECUTING PARTY,

and

KENNETH BURKE,

COMPLAINANT,

v.

C.A. EXPRESS, INC.,

RESPONDENT.

BEFORE: THE ADMINISTRATIVE REVIEW BOARD

ARB CASE NO. 98-069

(formerly ARB CASE NO. 97-103)

(ALJ CASE NO. 96-STA-5)

DATE: February 25, 1998

NOTICE OF CASE CLOSING

On January 28, 1998, the Administrative Law Judge (ALJ) issued a Decision and Order Approving Settlement in this case which arises under the Surface Transportation Assistance Act of 1982 (STAA), 49 U.S.C. §31105 (West 1997). Pursuant to 29 C.F.R. §1978.111(d)(2), the ALJ has the authority to approve a settlement under the STAA at this stage in the proceeding. Accordingly, the ALJ's order is the final departmental action and this case is **CLOSED**.

SO ORDERED.

DAVID A. O'BRIEN

Chair

KARL J. SANDSTROM

Member