

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 23 June 2006

CASE NO.: 2006-STA-11

IN THE MATTER OF

**LARRY FERGUSON,
Complainant**

v.

**SCHLUMBERGER TECHNICAL CORPORATION
Respondent**

**RECOMMENDED ORDER APPROVING
WITHDRAWAL OF OBJECTIONS AND DISMISSING CLAIM**

This case was brought under the Surface Transportation Assistance Act, 49 U.S.C. § 31105. The matter is set for formal hearing on June 29, 2006, but Complainant, through Counsel, has now advised he does not wish to pursue his complaint in this forum. Consequently, it is hereby **ORDERED** that Complainant's appeal of OSHA's determination of December 23, 2005, is **DISMISSED** and the hearing scheduled for June 29, 2006 is **CANCELLED**.

So ORDERED this 23rd day of June, 2006, at Covington, Louisiana.

A

**C. RICHARD AVERY
Administrative Law Judge**

NOTICE OF REVIEW: The administrative law judge's Recommended Order Approving Withdrawal of Objections and Dismissing Claim, along with the Administrative File, will be automatically forwarded for review to the Administrative Review Board, U.S. Department of

Labor, 200 Constitution Avenue, NW, Washington, DC 20210. *See* 29 C.F.R. § 1978.109(a); Secretary's Order 1-2002, ¶4.c.(35), 67 Fed. Reg. 64272 (2002).

Within thirty (30) days of the date of issuance of the administrative law judge's Recommended Order Approving Withdrawal of Objections and Dismissing Claim, the parties may file briefs with the Administrative Review Board ("Board") in support of, or in opposition to, the administrative law judge's order unless the Board, upon notice to the parties, establishes a different briefing schedule. *See* 29 C.F.R. § 1978.109(c)(2). All further inquiries and correspondence in this matter should be directed to the Board.