

U.S. Department of Labor

Office of Administrative Law Judges
36 E. 7th St., Suite 2525
Cincinnati, Ohio 45202

(513) 684-3252
(513) 684-6108 (FAX)



Issue Date: 13 September 2006

Case No.: 2006 SOX 00112

In the Matter of

ALAN SBI

Complainant

v.

HOSPIRA, INC.,

Respondent

ORDER OF DISMISSAL

This proceeding arises from the complaint filed by Alan Sbi against Hospira, Inc. under Section 806 of the Corporate and Criminal Fraud Accountability Act of 2002, Title VIII of the Sarbanes-Oxley Act of 2002, 18 U.S.C. § 1514A. The Regional Administrator, Occupational Safety & Health Administration, Chicago, Illinois, issued the findings of the Secretary of Labor on June 15, 2006, in which it was concluded the complaint should be dismissed.

By letter dated and sent by facsimile on September 12, 2006, complainant's counsel, Charles Joseph, advises that his client is withdrawing his objections pursuant to 29 C.F.R. § 1980.111(c). That section of the regulations provides for a withdrawal of objections to the determination of the Occupational Safety & Health Administration at any time prior to the time the determination becomes final. Respondent's counsel, David B. Ritter, has advised that his client has no objection to a withdrawal of the complaint.

ORDER

IT IS HEREBY ORDERED that the Secretary's findings of June 15, 2006 are sustained because of the complainant's withdrawal of his objections to those findings. IT IS FURTHER ORDERED that this case is dismissed with prejudice and the hearing scheduled to commence on September 19, 2006 at Chicago, Illinois is cancelled.

A

DONALD W. MOSSER
Administrative Law Judge