

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 06 May 2005**

Case No. 2005-ERA-11

In the Matter of:

MICHAEL K. SHAW  
Complainant

v.

FIRSTENERGY NUCLEAR OPERATING CO.  
Respondent

**ORDER CANCELLING HEARING AND DISMISSING CLAIM**

The matter before me is a complaint filed under the Energy Reorganization Act of 1974, as amended, 42 U.S.C. 5851, and its implementing federal regulations. A hearing is currently scheduled to commence July 19, 2005 in Pittsburgh, Pennsylvania. Complainant submitted a letter dated April 28, 2005, in which he expresses his desire to withdraw this complaint.

Complainant, in his letter, explains that he consulted an attorney regarding this claim and determined that he has nothing to gain from it. Further, Complainant writes that he intends to pursue a complaint against Respondent that he filed with the Equal Employment Opportunity Commission.

As Complainant's letter bears no indication that it was served on Respondent, I attach it to this Order. This complaint is hereby DISMISSED; the hearing is CANCELLED.

It is so ordered.

**A**  
MICHAEL P. LESNIAK  
Administrative Law Judge