



In the Matter of:

**PAUL A. BLACKBURN,**

**CASE NO. 86-ERA-4**

**COMPLAINANT,**

**DATE: September 6, 1996**

**v.**

**METRIC CONSTRUCTORS, INC.,**

**RESPONDENT.**

BEFORE: THE ADMINISTRATIVE REVIEW BOARD

**FINAL ORDER APPROVING SETTLEMENT  
AND DISMISSING COMPLAINT**

This case arises under the employee protection provision of the Energy Reorganization Act of 1974, 42 U.S.C. § 5851 (1988). On July 2, 1996, the Board received notice that the parties had reached an accommodation with respect to the only remaining issue in the case, attorney fees and costs. The Board issued an Order to Submit Settlement Agreement, dated July 22, 1996, and in response the parties now have filed a Petition for Approval of Settlement setting forth the terms of their agreement. *See* 42 U.S.C. § 5851(b)(2)(A); *Macktal v. Secretary of Labor*, 923 F.2d 1150, 1154 (5th Cir. 1991); *Fuchko v. Georgia Power Co.*, Case No. 89-ERA-9, Sec. Orders., Mar. 23, 1989 and June 13, 1994. Upon review we find that the terms of the agreement are fair, adequate, and reasonable, and therefore approve the settlement.

Accordingly, this case IS DISMISSED.

**SO ORDERED.**

**DAVID A. O'BRIEN**

Chair

**KARL J. SANDSTROM**

Member

**JOYCE D. MILLER**

Alternate Member