

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 27 April 2006

CASE NO.: 2006 SOX 54

In the Matter of

NATONIA CROWE-HAGANS

Complainant

v.

HONEYWELL, INC.

Respondent

Appearances: Mr. Randall V. Shanafelt, Attorney
For the Complainant

Ms. Sarah Bouchard, Attorney
For the Respondent

Before: Richard T. Stansell-Gamm
Administrative Law Judge

DISMISSAL ORDER

Pursuant to a Notice of Hearing, dated February 23, 2006, I set a hearing date of May 8, 2006 for this case in Tampa, Florida. On April 4, 2006, after receiving notice of the Complainant's intention to file a complaint in federal court, I continued the scheduled hearing. On April 26, 2006, I received notice that the Complainant filed his federal complaint on April 25, 2006 in the United States District Court, Middle District of Florida, Tampa Division. Since the Complainant has removed his SOX case to federal court, his complaint before the Office of Administrative Law Judges is **DISMISSED**.

SO ORDERED:

A

RICHARD T. STANSELL-GAMM
Administrative Law Judge

Date Signed: April 27, 2006
Washington, D.C.

NOTICE OF APPEAL RIGHTS: This decision shall become the final order of the Secretary of Labor pursuant to 29 C.F.R. § 1980.110, unless a petition for review is timely filed with the Administrative Review Board ("Board"), US Department of Labor, Room S-4309, 200

Constitution Avenue, NW, Washington DC 20210, and within 30 days of the filing of the petition, the ARB issues an order notifying the parties that the case has been accepted for review. The petition for review must specifically identify the findings, conclusions or orders to which exception is taken. Any exception not specifically urged ordinarily shall be deemed to have been waived by the parties. To be effective, a petition must be filed within ten business days of the date of the decision of the administrative law judge. The date of the postmark, facsimile transmittal, or e-mail communication will be considered to be the date of filing; if the petition is filed in person, by hand-delivery or other means, the petition is considered filed upon receipt. The petition must be served on all parties and on the Chief Administrative Law Judge at the time it is filed with the Board. Copies of the petition for review and all briefs must be served on the Assistant Secretary, Occupational Safety and Health Administration, and on the Associate Solicitor, Division of Fair Labor Standards, U.S. Department of Labor, Washington, DC 20210. See 29 C.F.R. §§ 1980.109(c) and 1980.110(a) and (b), as found OSHA, Procedures for the Handling of Discrimination Complaints Under Section 806 of the Corporate and Criminal Fraud Accountability Act of 2002, Title VIII of the Sarbanes-Oxley Act of 2002; Interim Rule, 68 Fed. Reg. 31860 (May 29, 2003).