



Issue Date: 30 May 2006 _____

In the Matter of:

JACK D. LOFTIS, JR.,
Complainant,

v.

KEY ENERGY SERVICES, INC.,
Respondent.

Case No.: 2006-SOX-15

ORDER OF DISMISSAL

Complainant, Jack D. Loftis, Jr., on October 26, 2005 filed with the Office of Administrative Law Judges a request for hearing and objections to the findings of the Secretary of Labor under the Sarbanes-Oxley Act of 2002, 18 U.S.C. § 1514A (SOX).

Complainant, on April 24, 2006 filed Notice pursuant to 29 C.F.R. § 1980.114(b) of his intent to file his Sarbanes-Oxley Claims in the United States District Court and to stay proceedings before the Office Of Administrative Law Judges.

By letter dated May 25, 2006, Complainant notified the undersigned Administrative Law Judge that on May 26, 2006 he filed an amended complaint asserting his SOX claims against the Respondent, Key Energy Services, Inc. in the United States District Court for the District of New Jersey.

18 U.S.C. § 151A(b)(2) provides that if the Secretary fails to issue a final decision within 180 days and there is no showing that the delay is due to any bad faith on the part of the Complainant, the Complainant may file a suit in federal district court.

As the Complainant has elected to proceed with his claims under SOX in U.S. District Court, this Office of Administrative Law Judges no longer has jurisdiction over the claims.

ORDER

Accordingly, it is hereby Ordered that this claim filed by Jack D. Loftis, Jr. under the Sarbanes-Oxley Act of 2002, 18 U.S.C. § 1514A is dismissed.

A

THOMAS M. BURKE
Associate Chief Judge