

**U.S. Department of Labor**

Office of Administrative Law Judges  
St. Tammany Courthouse Annex  
428 E. Boston Street, 1<sup>st</sup> Floor  
Covington, Louisiana 70433

(985) 809-5173  
(985) 893-7351 (FAX)



**Issue Date: 13 June 2008**

**CASE NO.: 2007-AIR-6**

**IN THE MATTER OF**

**KELLY BOND**

**Complainant**

**v.**

**PACE AIRLINES, INC.**

**Respondent**

**DECISION AND ORDER APPROVING SETTLEMENT**

A hearing in this case arising under the Wendell H. Ford Aviation Investment and Reform Act for the 21<sup>st</sup> Century ("AIR 21") was scheduled to be held in Dallas, Texas on January 23, 2008. On January 14, 2008, the parties informed me that they had settled the case and would be filing a settlement agreement and formal Stipulation of Dismissal. On June 6, 2008, the parties filed a Stipulation of Dismissal and "Release and Waiver." Under AIR 21 the Secretary of Labor must agree to the terms of the settlement agreement. See 49 U.S.C. §42121(b)(3)(A); 29 C.F.R. §1979.111(d)(2). Because of this, settlement agreements under AIR 21 must be submitted to the administrative law judge in their entirety for approval.

The document entitled Release and Waiver is a fully executed settlement agreement. I have reviewed the agreement, and it appears to be fair, reasonable and consistent with public policy. To the extent the Release and Waiver contains provisions that may relate to actions by Complainant or Respondent under any other statute, this Decision and Order makes no determination regarding the propriety of such provisions.

**IT IS ORDERED** that the settlement agreement is approved, and this case is dismissed with prejudice.

Finally, the parties have designated the settlement agreement to be confidential commercial information in accordance with 29 C.F.R. §70.26 and shall be afforded the protections thereunder.

**ORDERED** this 13th day of June, 2008, at Covington, Louisiana.

**A**

LEE J. ROMERO, JR.  
Administrative Law Judge