



In the Matter of:

RORY BLAKE,

COMPLAINANT,

v.

MAST DRUG COMPANY, INC.,

RESPONDENT.

ARB CASE NO. 13-020

ALJ CASE NO. 2012-ACA-002

DATE: December 17, 2012

BEFORE: THE ADMINISTRATIVE REVIEW BOARD

ORDER OF CASE CLOSING

On October 5, 2012, a Department of Labor Administrative Law Judge (ALJ) issued a Decision and Order Dismissing Complaint (D. & O) in this case arising under the employee protection provisions of the Affordable Care Act (ACA).¹ Because the Department of Labor has not yet enacted regulations governing the procedures to be followed to obtain Administrative Review Board review of recommended ACA decision and orders, the ALJ referred the case to the Board for possible review.

To determine whether either of the parties wanted the Board to review the ALJ's D. & O., we issued an order informing the parties that if either party wished the Board to review the D. & O., the party shall file a petition for review with the Board no later than **ten** (10) business days from the date of the order. The Board also informed the parties that if the Board did not receive any petitions for review within the ten (10) business-day period, the Board would issue an order closing the case, and the ALJ's D. & O. would become the Secretary of Labor's final order.

¹ 29 U.S.C.A. § 218c (Thomson/Reuters Supp. 2012).

Neither party filed a petition for review with the Board. Accordingly, we **CLOSE** this case, and the ALJ's D. & O. is the final order for the Department of Labor in this case.

FOR THE ADMINISTRATIVE REVIEW BOARD:

Janet R. Dunlop
General Counsel

Note: Questions regarding any case pending before the Board should be directed to the Board's Paralegal Specialists:
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