

U.S. Department of Labor

Office of Administrative Law Judges
800 K Street, NW, Suite 400-N
Washington, DC 20001-8002

(202) 693-7300
(202) 693-7365 (FAX)



Issue Date: 19 February 2014

CASE NO: 2013 TSC 2
STEVEN R. LYNN
Complainant

v.

CUSTOM STACK ANALYSIS, LLC
Respondent

Appearances: Mr. Steven R. Lynn, *pro se* (representing himself)
For the Complainant

Mr. Michael Bogdan, Attorney
For the Respondent

Before: Richard T. Stansell-Gamm
Administrative Law Judge

**DECISION AND ORDER –
APPROVING SETTLEMENT &
AND DISMISSING COMPLAINT**

This case arises under Section 2622(B)(2)(A) of the Toxic Substance Control Act (“TSC”), 15 U.S.C. § 2622, as implemented by 29 C.F.R. Part 24. Pursuant to a Revised Notice of Hearing, dated September 17, 2013, I set a hearing date of October 22, 2013 for this case in Canton, Ohio. On October 19, 2013, in the absence of an objection, I approved a continuance request from Employer’s counsel who needed additional time for discovery, and cancelled the scheduled hearing. On December 10, 2013, the parties advised that they had reached a settlement. And, on February 11, 2014, I received the parties’ settlement agreement.

Upon my review of the terms of the agreement under 29 C.F.R. § 24.11(d)(2) , I first note that the Employer was ably represented by counsel and Mr. Lynn acknowledged his understanding of the agreement's provisions and voluntary acceptance. Further, I find the terms of the parties' settlement agreement are fair, reasonable, and not contrary to public interests. Accordingly, I approve the settlement agreement, binding the parties to their respective obligations under the agreement. And, in partial satisfaction, the TSC complaint of Mr. Steven R. Lynn is **DISMISSED** with prejudice.

SO ORDERED:

Richard T. Stansell-Gamm
Administrative Law Judge

Date Signed: February 18, 2013
Washington, D.C.