



**IN THE MATTER OF:**

**Disputes concerning the payment  
of prevailing wage rates:**

**ARB CASE NO. 13-078**

**ALJ CASE NO. 2012-DBA-005**

**ADMINISTRATOR, WAGE AND  
HOUR DIVISION, UNITED STATES  
DEPARTMENT OF LABOR,**

**DATE: August 15, 2013**

**PETITIONER,**

**v.**

**ROGERS GROUP, INC.,  
ROSE TRANSPORT, INC.,**

**and**

**JOHN C. HAYDON,**

**RESPONDENTS.**

**With respect to laborers and mechanics  
employed on Contract Nos. 07-9022 and  
07-1131 with the U.S. Department of  
Transportation and Contract No. W91248-08-D-0001  
with the U.S. Department of the Army, in Kentucky.**

**BEFORE: THE ADMINISTRATIVE REVIEW BOARD**

**NOTICE OF CASE CLOSING**

On July 8, 2013, the Principal Deputy Administrator petitioned the Administrative Review Board for review of a Department of Labor Administrative Law Judge's Order Granting Respondents' Motion for Summary Judgment and Order Cancelling the Hearing in this case.<sup>1</sup> The Board accepted the case for review and issued a briefing schedule.

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<sup>1</sup> This cases arises under Reorganization Plan No. 14 of 1950, 64 Stat. 1267, (1950 U.S. Code Cong. Serv. 1435-1436); the Davis Bacon Act (40 U.S.C. § 3141, *et. seq.*); the

On August 8, 2013, the Principal Deputy Administrator filed a Motion to Withdraw her Petition for Review. Accordingly, we **GRANT** the Motion to Withdraw and **CLOSE** 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:**

**Telephone: (202) 693-6200**

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American Recovery and Reinvestment Act, Pub. L. 111-5, 123 Stat. 115 (Feb. 17, 2009) (a Davis Bacon Related Act); the Contract Work Hours and Safety Standards Act (40 U.S.C. § 3701, *et. seq.*) (a Davis Bacon Related Act); the applicable regulations at 29 C.F.R. Part 5, § 5.11; and, pertinent delegations of authority. *See* 29 C.F.R. 5.1(a).