

BEFORE THE MONTANA DEPARTMENT
OF LABOR AND INDUSTRY

IN THE MATTER OF HUMAN RIGHTS BUREAU CASE NO. 0099013803:

KEVIN ROCEK,)	Case No. 1226-2010
)	
Charging Party,)	
)	
vs.)	ORDER DISMISSING
)	COMPLAINT
DIGESARE SALES CONSULTING)	
SOLUTIONS, INC.,)	
)	
Respondent.)	

* * * * *

On July 27, 2010, the Hearings Officer issued a notice of intent to dismiss this case unless by close of business on August 27, 2010, a party to this proceeding filed and served an objection, with good cause shown, or the department's Human Rights Bureau filed and served a motion to intervene and/or to redesignate this case as a Commissioner complaint.

Neither event took place by the deadline set in the notice, and therefore this complaint is dismissed as fully settled on the merits.

Any documents sealed pursuant to a protective or sealing order remain sealed unless and until a tribunal exercising jurisdiction over the question orders otherwise.

DATED: October 8, 2010

/s/ GREGORY L. HANCHETT
Gregory L. Hanchett, Hearings Officer
Hearings Bureau, Montana Department of Labor and Industry

* * * * *

CERTIFICATE OF MAILING

The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by depositing them in the U.S. Mail, postage prepaid, and addressed as follows:

CYNTHIA K SMITH ESQ
BEKKE WELDON ESQ
JASPER SMITH OLSON PC
PO BOX 7785
MISSOULA MT 59807-7785

ANNE BLANCHE ADAMS
CEDERBERG LAW OFFICES PC
PO BOX 8234
MISSOULA MT 59807-8234

The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by means of the State of Montana's Interdepartmental mail service.

KATHE KOUNTZ, BUREAU CHIEF
HUMAN RIGHTS BUREAU
PO BOX 1728
HELENA MT 59601

MARIEKE BECK
LEGAL SERVICES BUREAU
PO BOX 1728
HELENA MT 59601

Signed this 8th day of October, 2010.

/s/ SANDRA PAGE
Legal Secretary
Hearings Bureau