

BEFORE THE MONTANA DEPARTMENT
OF LABOR AND INDUSTRY

IN THE MATTER OF HUMAN RIGHTS BUREAU CASE NO. 0071012302:

ALAN MOTT,) Case No. 537-2008

Charging Party,)

vs.)

ORDER DISMISSING
COMPLAINT

BURLINGTON NORTHERN SANTA FE)
RAILWAY COMPANY,)

Respondent.)

* * * * *

On December 28, 2010, the Hearing Officer issued a notice of intent to dismiss this case unless by close of business on January 15, 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: January 30, 2010.



Terry Spear, Hearing Officer
Hearings Bureau, Montana Department of Labor and Industry

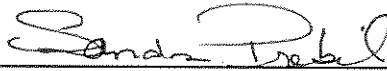
CERTIFICATE OF MAILING

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:

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DATED this 30th day of January, 2010.



cc: Marieke Beck, Kathe Kountz