

U.S. Department of Labor

Administrative Review Board
200 Constitution Ave. NW
Washington, DC 20210-0001



IN THE MATTER OF:

KRISTINA SCHWEYER,

ARB CASE NO. 2024-0065

COMPLAINANT,

ALJ CASE NO. 2024-SOX-00018

CHIEF ALJ STEPHEN R. HENLEY

v.

DATE: October 22, 2024

**BANK OF AMERICA CORP.,
AFLAC INC., AND META
PLATFORMS, INC.,**

RESPONDENTS.

**Before HARTHILL, Chief Administrative Appeals Judge, and ROLFE,
Administrative Appeals Judge**

ORDER OF ADMINISTRATIVE CLOSURE

PER CURIAM:

This proceeding arises under the Sarbanes-Oxley Act, as amended, the Consumer Financial Protection Act, the Anti-Money Laundering Act, and the Criminal Antitrust Anti-Retaliation Act, and their implementing regulations.¹ On September 9, 2024, a United States Department of Labor Administrative Law Judge issued a Decision and Order Dismissing Complaint (D. & O.).

On September 15, 2024, Complainant filed a copy of the D. & O. through the Board's Electronic Filing and Service (EFS) system, and uploaded an email notification that the Office of Administrative Law Judges (OALJ) had received Complainant's Motion for Reconsideration. However, OALJ did not docket a motion for reconsideration in this case. On September 29, 2024, Complainant filed with the Board a document titled "Motion Foran [sic] Ex Parte," which appears to be a copy

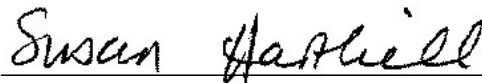
¹ 18 U.S.C. § 1514A (Sarbanes-Oxley Act), as implemented by 29 C.F.R. Part 1980; 12 U.S.C. § 5567 (Consumer Financial Protection Act), as implemented by 29 C.F.R. Part 1985; 31 U.S.C. 5323(g) (the Anti-Money Laundering Act); 15 U.S.C. § 7a-3 (the Criminal Antitrust and Anti-Retaliation Act), as implemented by 29 C.F.R. Part 1991.

of a document filed in a different proceeding in the Harris County 334th Civil District Court in Harris County, Texas.

On September 30, 2024, the Board issued an order (Order) directing Complainant to file a petition for review in accordance with applicable regulations on or before October 14, 2024.² The Board assigned the matter ARB Case Number 2024-0065 for administrative purposes. The Order advised Complainant that failure to file a petition for review would result in the Board issuing an order administratively closing this matter.

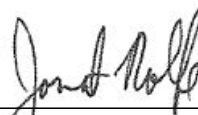
Complainant has not filed a petition for review as ordered. On October 2, 2024, Complainant submitted a filing through the EFS system that consists of forty pages of documents which appear to relate to Complainant's separate proceeding in Harris County, Texas, and other documents that do not constitute a petition for review under the applicable regulations. On October 9, 2024, Schweyer emailed to the Board what appears to be a forwarded confirmation of receipt email from the U.S. Securities and Exchange Commission with an attachment consisting of a complaint directed to the Office of Special Counsel. Upon review of these submissions, the Board concludes that Complainant has failed to file a petition for review of the ALJ's D. & O. Given Complainant's failure to comply with the Board's Order, we hereby order that this matter be administratively closed.³

SO ORDERED.



SUSAN HARTHILL

Chief Administrative Appeals Judge



JONATHAN ROLFE

Administrative Appeals Judge

² Order at 2 (ordering that a petition for review be filed within 14 days of the Board's September 30, 2024 Order).

³ See *Adm'r, Wage & Hour Div., U.S. Dep't of Lab. v. L'uomo Creative Servs., LLC*, ARB No 2024-0062, ALJ No. 2021-SCA-00005, slip op. at 2 (ARB Sept. 27, 2024) (Notice of Administrative Closure) (administratively closing case because the complainant's filing did not constitute a petition for review and complainant failed to respond to the Board's order directing complainant to file a compliant petition).

CERTIFICATE OF SERVICE

ARB-2024-0065 Kristina Schweyer v. Aflac Incorporated and Bank of American Corporation and Meta Platforms (Case No: 2024-SOX-00018)

I certify that the parties below were served this day.

10/22/2024

(DATE)



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