

**BEFORE THE MONTGOMERY COUNTY
COMMISSION ON HUMAN RIGHTS
Case Review Board**

**OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS
Stella B. Werner Council Office Building
100 Maryland Avenue, Room 200
Rockville, Maryland 20850
(240) 777-6660 / Fax (240) 777-6665**

NANCY PYKE

Complainant

James Edward Rubin
The Rubin Employment Law Firm
600 Jefferson Plaza, Suite 204
Rockville, Maryland 20852
(301) 760-7914

v.

SGF SERVICES, LLC

Respondent

Jeffrey W. Larroca, Esq.
ECKERT SEAMANS CHERIN
& MELLOTT, LLC
1717 Pennsylvania Avenue, NW
Suite 1200
Washington, DC 20006
(202) 659-6646

Human Rights Commission
HRC No. E-06840
OZAH Case No. HR 21-01

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Before: Derek J. Baumgardner, Hearing Examiner

HEARING EXAMINER'S REPORT AND RECOMMENDATION OF DISMISSAL

On March 8, 2021, this matter was referred to the Commission on Human Rights under Chapter 27, Article 1, Section 27-2(b) of the Montgomery County Code, following a determination by the Montgomery County Office of Human Rights finding a violation of the Montgomery County Earned Sick and Safe Leave policy (ESSL) contained in Chapter 27,

Article XIII, of the Montgomery County Code. Exhibit 1. The matter was referred to the Office of Administrative Hearings (OZAH) for a hearing.

On April 26, 2021, the parties appeared before this Hearing Examiner for a Scheduling Conference. A Scheduling Order was issued setting this matter in for a hearing on September 10, 2021. Exhibit 4.

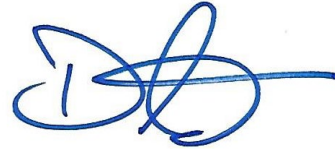
On June 21, 2021, OZAH received correspondence from the Complainant requesting dismissal of the pending action as the parties “voluntarily settled the above-referenced matter and have entered into a settlement agreement and general release.” Exhibit 5. Respondent confirmed through correspondence that both parties were in agreement with voluntary dismissal of the pending action. Exhibit 6. The Hearing Examiner considers these correspondence, taken together, as a Joint Stipulation of Voluntary Dismissal. The Hearing Examiner hereby accepts the Joint Stipulation of Voluntary Dismissal and all previously filed documents into the administrative record and closes this record.

Based on this record, the Hearing Examiner **recommends that the Case Review Board dismiss this case**, as the parties have reached informal disposition by stipulation and agreed settlement in conformance with Sec. 2A-10(g) of the Montgomery County Administrative Procedures Act, which provides:

(g) Informal disposition. Where appropriate to the nature of the proceedings and the governing laws, informal disposition may be made of any contested case by stipulation, agreed settlement, consent order or default.

Dated: June 30, 2021

Respectfully submitted,



Derek J. Baumgardner
Hearing Examiner

CC:

James Rubin, Esq. on behalf of
Nancy Pyke

Jeffrey Larroca, Esq. on behalf of
SGF Services, LLC

James L. Stowe, Director
Loretta Garcia, Esq.
Office of Human Rights
21 Maryland Avenue
Suite 330
Rockville, MD 20850