



IN THE MATTER OF:

MICHAEL FORD,

ARB CASE NO. 2021-0022

COMPLAINANT,

ALJ CASE NO. 2016-STA-00061

v.

DATE: November 15, 2021

**PLUS WAY TRANSPORTATION,
INC.**

RESPONDENT.

**Before: James D. McGinley, *Chief Administrative Appeals Judge* and
Thomas H. Burrell, *Administrative Appeals Judge***

ORDER OF DISMISSAL

PER CURIAM. On October 20, 2021, the Administrative Review Board (Board) issued an order directing Michael Ford (Complainant) to show cause, no later than November 5, 2021, as to why the Board should not dismiss his Petition for Review for failure to file an opening brief as required by the Board's briefing schedule. On November 5, 2021, the Board received a response to the Show Cause Order. The response, however, does not provide any explanation to why the Board should not dismiss the appeal for failure to file an opening brief.¹

¹ The response, which is titled "Show Cause Order," does not address Complainant's failure to file a timely opening brief, but rather discusses his allegations of unlawful discrimination by Plus Way Transportation, Inc.

Accordingly, we **DISMISS** the Petition for Review for failure to prosecute.²

SO ORDERED.

² In any appeal of this Decision and Order that may be filed with the Courts of Appeals, we note that the appropriately named party is the Secretary, Department of Labor (not the Administrative Review Board (ARB)).