

## U.S. Department of Labor

Occupational Safety & Health Administration  
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DATE: August 1, 2018

MEMORANDUM FOR: Region 3 Whistleblower Protection Program

FROM: Richard Mendelson  
Regional Administrator

SUBJECT: Regional Whistleblower Protection Program Expedited Case Processing Pilot  
Directive Number: CPL 02-03-01

Effective August 13, 2018, Region III's Whistleblower Protection Program will formally adopt the following pilot:

- **Regional Whistleblower Protection Program Expedited Case Processing Pilot (ECP)**

The ECP Pilot establishes a new option for dismissing complaints that are adjudicated by a Department of Labor Administrative Law Judge (ALJ). The Pilot allows Complainants the option of requesting that OSHA terminate its investigation and issue Secretary's Findings so that they can pursue their claims more expeditiously before an ALJ. Specifically, the Pilot will allow Complainants in cases filed under ALJ statutes the option of requesting that Region III end its investigation after 30-60 days (CAA, CERCLA, FWPCA, SDWA, TSCA, and ERA require OSHA to complete its investigation within 30 days; all other ALJ statutes require OSHA to complete its investigation within 60 days) from the date of filing and issue Secretary's Findings, provided that Region III has met all the basic procedural requirements in the ALJ statutes and regulations.

A copy of the pilot and pertinent templates are attached. Whistleblower Management will conduct training on August 22, 2018. The training will include instruction and the use of the notification letter and Secretary Findings in lieu of the Secretary findings currently in use by the Region III Whistleblower Protection Program.

Please contact Stewart A. Celmouth, Assistant Regional Administrator of Region III Whistleblower Protection Program, if you have any questions

Attachments

cc: DWPP

