

Case No.: 2007-20
Decision No.: CAO-07-039

Canada Labour Code
Part II
Occupational Health and Safety

Kevin McNeil
Legal Services, Indian and Northern Affairs
Canada
appellant

and

Denise Blais
respondent

October 24, 2007

This case was decided by Appeals Officer Jean-Pierre Aubre.

For the appellant

David Cowie, Counsel, Civil Litigation Section, Justice Canada

For the respondent

Lise Leduc, Counsel

- [1] The present appeal was filed on July 4, 2007 pursuant to subsection 129 (7) of the *Canada Labour Code* (the *Code*) by Kevin McNeil, Acting General Counsel, Legal Services, Indian and Northern Affairs Canada, Justice Canada.
- [2] The present appeal was filed against a direction issued to the appellant by Health and Safety Officer (HSO) Bruce McKeigan pursuant to paragraph 145(1)(a) of the *Code*, directing the appellant to cease contravening section 127.1 of the *Code*.
- [3] During the preliminary stages of preparation for the hearing of the present appeal, counsel for the appellant sent to the Canada Appeals Office on Occupational Health and Safety a letter dated October 9, 2007. This letter was forwarded to the undersigned Appeals Officer.

- [4] The letter indicated that the appellant was terminating his appeal.
- [5] In light of the foregoing, and after reviewing the file, the Appeals Officer finds that the appeal has been withdrawn and declares that the case is now closed.

Jean-Pierre Aubre
Appeals Officer

Summary of Decision by Appeals Officer

Decision No.: CAO-07-039

Appellant: Kevin McNeil, Legal Services, Indian and Northern Affairs Canada

Respondent: Denise Blais

Provisions: *Canada Labour Code*, 127.1, 129(7), 145(1)(a)

Key words: Direction, Withdrawal

Summary:

On July 4, 2007, Kevin McNeil filed an appeal pursuant to subsection 129 (7) of the *Canada Labour Code*.

On October 9, 2007, David Cowie, counsel for Mr. McNeil, sent to the Canada Appeals Office on Occupational Health and Safety a letter indicating that the appellant was terminating his appeal. Accordingly, the case is closed.