

Upon consideration of the pleadings filed by Davidson and the Secretary, we have determined that the judge's denial of Davidson's request for a show cause order does not involve a controlling question of law and that immediate review of that ruling would not materially advance the final disposition of this proceeding. *See* 29 C.F.R. § 2700.76(a)(2). Accordingly, we conclude that Davidson has failed to establish a basis for granting interlocutory review and, therefore, we deny the petition.

Theodore F. Verheggen, Chairman

Mary Lu Jordan, Commissioner

James C. Riley, Commissioner

Robert H. Beatty, Jr., Commissioner

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