

CCASE:
SOL (MSHA) V. COALTRAIN
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Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges

SECRETARY OF LABOR,
MINE SAFETY AND HEALTH
ADMINISTRATION (MSHA),
PETITIONER

Civil Penalty Proceeding

Docket No. MORG 79-26-P
A.O. No. 46-05452-03001

v.

No. 1 Strip Mine

COALTRAIN CORPORATION,
RESPONDENT

DECISION AND ORDER

The parties have failed to show cause why the findings and conclusions contained in the attached Order of January 28, 1980, should not be entered as the decision and order of the Presiding Judge in this matter with respect to the seven citations in question.

Accordingly, it is ORDERED that said findings as to liability and the penalties warranted be, and hereby are, CONFIRMED and incorporated herein. It is FURTHER ORDERED that the operator pay the penalty finally assessed, \$280.00, on or before Friday, March 14, 1980, and that subject to payment the captioned matter be DISMISSED.

Joseph B. Kennedy
Administrative Law Judge