

CCASE:  
GARY RATCLIFF V. CROCKETT COAL  
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TTEXT:

Federal Mine Safety and Health Review Commission  
Office of Administrative Law Judges

GARY K. RATCLIFF,  
COMPLAINANT

DISCRIMINATION PROCEEDING

Docket No. KENT 86-159-D

v.

PIKE CD 86-18

CROCKETT COAL COMPANY, INC.,  
RESPONDENT

DECISION

Before: Judge Melick

By order dated February 27, 1987, Respondent was held in default as to the issue of liability in this case. In accordance with that order the Complainant, Gary K. Ratcliff, thereafter filed a statement of costs and damages and served a copy of that statement upon Respondent by certified mail on March 9, 1987. Respondent has not contested the costs and damages asserted therein.

Accordingly, it is hereby ordered that Respondent, Crockett Coal Company, pay within 30 days of the date of this decision those amounts for which payment may be authorized under section 105(c)(3) of the Federal Mine Safety and Health Act of 1977, namely, \$10,043.00 plus interest computed in accordance with the formula set forth in this Commission's decision in Secretary ex rel. Bailey v. Arkansas Carbona Company, 5 FMSHRC 2042 (1983) (copy attached). This order constitutes the final disposition of this proceeding before this Judge.

Gary Melick  
Administrative Law Judge