

CCASE:  
SOL (MSHA) V. GILBERT  
DDATE:  
19811006  
TTEXT:

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

SECRETARY OF LABOR, MINE SAFETY AND  
HEALTH ADMINISTRATION (MSHA), ON  
BEHALF OF ROGER T. MAHONEY,

COMPLAINT OF DISCHARGE,  
DISCRIMINATION OR INTERFERENCE

DOCKET NO. WEST 81-170-DM

COMPLAINANT

v.

MINE: C-b Oil Shale Tract

GILBERT CORPORATION OF DELAWARE,  
INC.,

RESPONDENT

DECISION AND ORDER APPROVING SETTLEMENT AND DIRECTING PAYMENT

On October 1, 1981, a motion to approve settlement was filed with the Commission. All parties to the above-captioned proceeding agree to the settlement. By stipulation and motion, the parties propose to settle this proceeding without a formal hearing.

Upon due consideration, I conclude that the agreement is consistent with the purposes of the Act and should be approved.

Accordingly, it is ORDERED that within 40 days of the date of this Decision that Respondent shall tender to Roger T. Mahoney the sum of \$500.00 for loss of back wages and expunge from his employment record any adverse references relating to his discharge.

Jon D. Boltz  
Administrative Law Judge