

CCASE:

MABEN ENERGY v. SOL (MSHA)

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

MABEN ENERGY CORPORATION,
CONTESTANT

v.

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

Contest of Citations

Docket No. WEVA 79-447-R

Citation No. 637734
September 7, 1979

Docket No. WEVA 79-448-R

Citation No. 637735
September 7, 1979

Docket No. WEVA 79-449-R

Citation No. 637736
September 7, 1979

Docket No. WEVA 79-450-R

Citation No. 637737
September 7, 1979

Docket No. WEVA 79-451-R

Citation No. 637738
September 7, 1979

Docket No. WEVA 79-452-R

Citation No. 637880
September 7, 1980

Maben No. 4 Mine

DECISION AND ORDER

On October 16, 1981, the Federal Mine Safety and Health Review Commission in Secretary v. Maben Energy Corporation, Docket No. WEVA 79-123-R, reinstated the citation therein, thereby affirming a violation of the standard at 30 C.F.R. 77.216-3(a). The parties in the captioned cases have agreed and stipulated that the disposition of the citations in these cases shall be governed by final Commission decision in the proceedings in Docket No. WEVA 79-123-R.

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Accordingly, Citation Nos. 637734, 637735, 637736, 637737, 637738, and 637880 are AFFIRMED and the captioned contests of those citations are DISMISSED.

Gary Melick
Administrative Law Judge