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SOL (MSHA) V. COAL CARRIERS
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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: KENT 83-62
A/O No: 15-10062-03501

v.

Coal Carriers Mine

COAL CARRIERS, INC.,
RESPONDENT

DECISION

Before: Judge Moore

By letter of September 29, 1983 the Solicitor has advised that respondent has filed for bankruptcy and is no longer interested in contesting the citations and penalties. A copy of a letter from respondent's attorney confirms this.

This is not a settlement. It is more like a default in that respondent has announced, in effect, that it would not show up at a hearing. I am therefore treating the case as I would an actual default, but without the issuance of a useless show cause order.

The citations are affirmed and respondent is ordered to pay to MSHA, within 30 days, a civil penalty of \$336.

Charles C. Moore, Jr.
Administrative Law Judge