

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES  
2 SKYLINE, 10th FLOOR  
5203 LEESBURG PIKE  
FALLS CHURCH, VIRGINIA 22041

AUG 1 1984

SECRETARY OF LABOR, : CIVIL PENALTY PROCEEDING  
MINE SAFETY AND HEALTH :  
ADMINISTRATION (MSHA), : Docket No. LAKE **84-68**  
Petitioner : A.C. No. 12-01818-03507  
v. :  
 : **Patmore** Mine  
EUREKA MINING CORPORATION, :  
Respondent :

DECISION

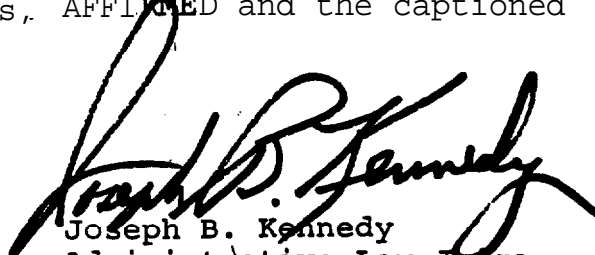
Appearances: Rafael Alvarez, Esq., Office of the Solicitor,  
U.S. Department of Labor, Chicago, Illinois,  
for Petitioner:  
Barbara Reeves, Eureka Mining Corporation,  
Morgantown, Kentucky, for Respondent.

Before: Judge Kennedy

This matter came on for an evidentiary hearing in Owensboro, Kentucky on Thursday, July **26**, 1984. At the conclusion of the hearing the parties conferred and moved for approval of a settlement of the two violations charged in the amount of '**\$50**.

Based on an independent evaluation and de novo review of the circumstances as set forth in the transcript of the hearing, I found the settlement proposed was in accord with the purposes and policy of the Act.

Accordingly, it is ORDERED that the decision approving settlement be, and hereby is, AFFIRMED and the captioned matter DISMISSED.

  
Joseph B. Kennedy  
Administrative Law Judge

Distribution:

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