

CCASE:
RUSHTON MINING v. SOL (MSHA)
DDATE:
19850507
TTEXT:

~660

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

RUSHTON MINING COMPANY,
CONTESTANT

COMPLAINT FOR DECLARATORY
RELIEF OR FOR ENFORCEMENT OF
A COMMISSION FINAL ORDER

v.

Docket No: PENN 85-44-R
Order No: 2255375; 11/1/84

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

Rushton Mine

ORDER OF DISMISSAL

Before: Judge Moore

Rushton has moved to dismiss its Complaint in the above case. It appears that the parties have worked out an agreement that will be satisfactory for the time being. While I have views as to the meaning of my former decision, I see no point in expressing them. They would not be binding on whatever judge is assigned a similar case in the future.

The Motion is GRANTED and the case is DISMISSED without prejudice.

Charles C. Moore, Jr.
Administrative Law Judge