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CONSOLIDATION COAL v. SOL (MSHA)
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Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges

CONSOLIDATION COAL COMPANY,
CONTESTANT

v.

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

CONTEST PROCEEDING

Docket No. WEVA 84-316-R
Order No. 2261772; 6/18/84

Humphrey No. 7 Mine

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

v.

CONSOLIDATION COAL COMPANY,
RESPONDENT

CIVIL PENALTY PROCEEDING

Docket No. WEVA 85-129
A.C. No. 46-01453-03624

Humphrey No. 7 Mine

DECISION APPROVING SETTLEMENT

Before: Judge Kennedy

This matter is before me on the parties' motions to approve settlement and withdrawal of the captioned review-penalty proceedings.

Based on an independent evaluation and de novo review of the circumstances, I find the settlement proposed is in accord with the purposes and policy of the Act.

Accordingly, it is ORDERED that the motions be, and hereby are, GRANTED. It is FURTHER ORDERED that the operator pay the amount of the penalty agreed upon, \$450, on or before Friday, May 31, 1985, and that subject to payment the captioned matters be DISMISSED.

Joseph B. Kennedy
Administrative Law Judge