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SOL (MSHA) V. ALPINE CONSRUCTION
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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),
ON BEHALF OF
BARRY L. WEAVER,
COMPLAINANT

DISCRIMINATION PROCEEDING

Docket No. CENT 85-99-D

Alpine No. 4/7 Mine

Jerrett Canyon Project

v.

ALPINE CONSTRUCTION COMPANY,
RESPONDENT

DECISION AND ORDER APPROVING
SETTLEMENT AND DISMISSING PROCEEDING

Before: Judge Lasher

The parties have reached an agreement in the above proceeding, the intent of which is to settle all of Complainant's claims. Pursuant thereto, Respondent, without admitting a violation, agrees to pay Barry L. Weaver the sum of \$3,746.68 as back wages and interest, Mr. Weaver waives any right to reinstatement and to reapply for employment with Respondent, and the Secretary waives assessment of a civil penalty.

The settlement appearing reasonable and just in the premises, the same is approved.

ORDER

(1) On or before 30 days from the date hereof, Respondent shall pay Barry L. Weaver the sum of \$3,746.68.

(2) This proceeding is dismissed.

Michael A. Lasher, Jr.
Administrative Law Judge