

CCASE:
BETHENERGY MINES V. SOL (MSHA)
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Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges

BETHENERGY MINES, INC.,
CONTESTANT

CONTEST PROCEEDING

v.

Docket No. PENN 86-287-R
Citation No. 2695988; 8/20/86

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

Livingston Portal 84

ORDER OF DISMISSAL

Appearances: R. Henry Moore, Esq., Rose, Schmidt, Chapman &
Hasley, Pittsburgh, Pennsylvania, for Contestant;
Robert M. Cohen, Esq., Office of the Solicitor,
Department of Labor, Arlington, Virginia,
for Respondent.

Before: Judge Melick

Contestant requests approval to withdraw its Contest in the
captioned case. Under the circumstances herein, permission to
withdraw is granted. 29 C.F.R. 2700.11. The case is therefore
dismissed.

Gary Melick
Administrative Law Judge