

CCASE:
SOL (MSHA) (HARRY THOMAS) V. ARCH OF KENTUCKY
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FMSHRC-FCV
MAY 18, 1988

SECRETARY OF LABOR, MSHA
on behalf of
HARRY THOMAS,
Petitioner

DISCRIMINATION PROCEEDING

Docket No. KENT 88-37-D
BARB CD 87-51

v.

No. 37 Mine

ARCH OF KENTUCKY, INC.,
Respondent

DECISION APPROVING SETTLEMENT

Before: Judge Fauver

This case is before me upon a complaint alleging discrimination against a miner under section 105(c) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. 801, et seq. The parties have filed a motion to approve a settlement agreement and to dismiss the case. I have considered the representations and documentation submitted and I conclude that the proffered settlement is consistent with the purposes of the statute.

ORDER

WHEREFORE IT IS ORDERED that the motion for approval of settlement is GRANTED and Respondent shall pay the approved compensation to Harvey Thomas in the amount of \$6,151.02 within 30 days of this Decision. Upon such payment this proceeding is DISMISSED.

William Fauver
Administrative Law Judge

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