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SOL (MSHA) V. KEN-MOR STONE
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Federal Mine Safety and Health Review Commission (F.M.S.H.R.C.)
Office of Administrative Law Judges

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

CIVIL PENALTY PROCEEDING

Docket No. KENT 88-83-M
A.C. No. 15-00104-05518

v.

V Quarry

KENÄMOR STONE, INC.,
RESPONDENT

DECISION

Appearances: Anne T. Knauff, Esq., Office of the Solicitor,
U.S. Department of Labor, Nashville, TN, for Petitioner;
H. Davis Sledd, Esq., Lexington, KY, for Respondent

Before: Judge Fauver

This civil penalty case went to hearing on July 12, 1988, at Lexington, Kentucky. After the hearing, the parties had a settlement conference and proposed a settlement reducing the proposed penalty from \$500 to \$450 and modifying Citation/Order No. 2861409 to delete the allegation of a "significant and substantial" violation.

This decision confirms the bench decision approving the settlement at the close of the hearing.

ORDER

WHEREFORE IT IS ORDERED that the motion for approval of settlement is GRANTED and Respondent shall pay the approved penalty of \$450 within 30 days of this decision.

William Fauver
Administrative Law Judge