

CCASE:
SOL (MSHA) V. EL PASO SAND
DDATE:
19890213
TTEXT:

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. CENT 88-53-M
A.C. No. 41-00046-05520

v.

El Paso Quarry & Plant

EL PASO SAND PRODUCTS, INC.,
RESPONDENT

DECISION APPROVING SETTLEMENT
AND
ORDER TO PAY

Before: Judge Koutras

The parties have filed a motion to approve a settlement of this case. The originally assessed civil penalty assessment for the violation in question was \$345, and the parties proposed to settle the matter for a civil penalty payment of \$258.75. In support of their settlement proposal, the parties have submitted arguments and information for my consideration, and after due consideration of same, I conclude and find that the proposed settlement is reasonable and in the public interest. The motion IS GRANTED and the settlement IS APPROVED.

ORDER

The respondent IS ORDERED to pay \$258.75 to MSHA within thirty (30) days of the date of this decision and order, and upon receipt of payment by MSHA, this matter is dismissed.

George A. Koutras
Administrative Law Judge