

CCASE:  
GARY SMITH V. SOUTHERN HILLS MINING  
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FEDERAL MINE SAFETY & HEALTH REVIEW COMMISSION  
WASHINGTON, D.C.  
March 10, 1989

GARY SMITH, Complainant v.	DISCRIMINATION PROCEEDING  Docket No. KENT 89-4-D BARB CD 88-55
SOUTHERN HILLS MINING, Respondent	Mine No. 2

ORDER OF DISMISSAL

Before: Judge Merlin

On October 11, 1988, you filed with this Commission a complaint of discrimination under section 105(c) of the Federal Mine Safety and Health Act of 1977. On December 23, 1988, a show cause order was issued directing you to provide information regarding your complaint or show good reason for your failure to do so. The show cause was mailed to you certified mail, return receipt requested and the file contains the receipt card indicating you received the show cause order. You have however, not responded and complied with the show cause order.

Accordingly, this case is DISMISSED.

Paul Merlin  
Chief Administrative Law Judge

Distribution:

Mr. Gary Wayne Smith, P. O. Box 171, Hazard, KY 41701 (Certified Mail)

Southern Hills Mining Company, Inc., P. O. Box 730, Hindman, KY 41822  
(Certified Mail)