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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),
ON BEHALF OF CHARLES
ARLES HERREN,
COMPLAINANT

DISCRIMINATION PROCEEDING

Docket No. CENT 89-25-D
DENC CD 88-14

Jewett Mine

v.

DON GRIFFITH CONSTRUCTION,
RESPONDENT

DECISION APPROVING SETTLEMENT ORDER OF DISMISSAL

Before: Judge Broderick

On June 18, 1989, the Secretary filed a new motion to approve settlement and an amended settlement agreement. By the settlement agreement, Respondent will pay to Charles Herren the sum of \$2000 "in full payment of all backwages and damages alleged dur in this case." The \$2000 represents three weeks back wages. Respondent completed its job and laid off all its crew at the worksite, three weeks after Herren left its employ.

I have considered the motion in the light of the purposes of section 105(c) of the Act and conclude that it should be approved.

Accordingly, the settlement agreement is APPROVED, and, subject to the payment by Respondent of \$2000 to complainant Herren, this proceeding is DISMISSED.

James A. Broderick
Administrative Law Judge