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WINSTON MADDEN V. RONALD SUMMERS AND SUMCO
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Federal Mine Safety and Health Review Commission (F.M.S.H.R.C.)
Office of Administrative Law Judges

WINSTON MADDEN,
COMPLAINANT

DISCRIMINATION PROCEEDING

Docket No. KENT 89-62-D

v.

BARB CD 88-46

RONALD SUMMERS AND SUMCO,
RESPONDENTS

SUPPLEMENTAL DECISION AND ORDER

Before: Judge Maurer

On October 18, 1989, I issued a default decision in this case. 11 FMSHRC 2027 (1989) (ALJ). Therein, I ordered the complainant to file a statement within twenty days requesting specific relief. The complainant did so on November 9, 1989, and no objection has been heard from the respondent.

Accordingly, respondents are ORDERED:

1. To pay to Complainant Madden within 30 days of the date of this order the sum of \$9590.40, representing back wages from June 14, 1988, to December 10, 1988, plus \$624.71 for reimbursible expenses for a total of \$10,215.11, with interest thereon computed in accordance with the Commission decision in UMWA v. Clinchfield Coal Co., 10 FMSHRC 1493 (1988).

2. To pay to Complainant Madden within 30 days of the date of this order, \$4212.50 as reimbursement for attorney fees.

3. To pay to Complainant Madden within 30 days of the date of this order \$75.24 as reimbursement for costs.

This order supplements the default decision issued by myself on October 18, 1989, and with that decision represents my final decision and order in this proceeding.

Roy J. Maurer
Administrative Law Judge