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JOSEPH DELISIO V. MATHIES COAL
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Federal Mine Safety and Health Review Commission (F.M.S.H.R.C.)
Office of Administrative Law Judges

JOSEPH G. DELISIO,
COMPLAINANT

DISCRIMINATION PROCEEDING

v.

Docket No. PENN 89-8-D
MSHA Case No. PITT CD 88-25

MATHIES COAL COMPANY,
RESPONDENT

Mathies Mine

DECISION AND FINAL ORDER

Appearances: Michael J. Healy, Esq., for the Complainant
Richard R. Riese, Esq., for the Respondent

Before: Judge Fauver

Following a decision on liability, November 24, 1989, the parties have filed a Stipulation of the amount of Complainant's back pay with interest and his litigation expenses including a reasonable attorney's fee.

WHEREFORE it is ORDERED that:

1. Respondent shall pay Complainant, within 30 days of this order, the following amounts:

1. Backpay with accrued interest:	\$ 99
2. Litigation expenses, including a reasonable attorney's fee:	\$2,000
TOTAL	\$2,099

2. The decision on liability entered on November 24, 1989, is now a final decision effective this date.

William Fauver
Administrative Law Judge