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JOE G. PINA V. FEATHERLITE BUILDING PRODUCTS  
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Federal Mine Safety and Health Review Commission (F.M.S.H.R.C.)  
Office of Administrative Law Judges

JOE G. PINA,

COMPLAINANT

v.

FEATHERLITE BUILDING PRODUCTS,  
RESPONDENT

DISCRIMINATION PROCEEDING

Docket No. CENT 90-106-DM  
SC-MD-90-06

Armadillo Quarry

ECISION

Appearances: Ed Watson and Robert Copeland, pro se, appearing  
on behalf of Respondent.

Before: Judge Morris

This case is before me upon the complaint of Joe G. Pina under Section 105(c)(3) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. 801, et seq. (the "Act"). Complainant alleges he was discharged by respondent in violation of Section 105(c)(1) of the Act.

A hearing in the case was scheduled in Austin, Texas, for November 6, 1990. Complainant Pina was served by certified mail with a copy of the notice of hearing.

Mr. Pina did not appear at the hearing nor has the Judge been advised of any reason why he did not appear.

Accordingly, the case is DISMISSED for failure to prosecute.

John J. Morris  
Administrative Law Judge