

CCASE:  
SOL (MSHA) v. KEYSTONE COAL MINING  
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TTEXT:

Federal Mine Safety and Health Review Commission  
Office of Administrative Law Judges  
2 Skyline, 10th Floor  
5203 Leesburg Pike  
Falls Church, virginia 22041

SECRETARY OF LABOR,  
MINE SAFETY AND HEALTH  
ADMINISTRATION (MSHA),  
PETITIONER  
v.

CIVIL PENALTY PROCEEDING  
Docket No. PENN 90-258  
A.C. No. 36-05658-03681  
Urling No. 3 Mine

KEYSTONE COAL MINING CORPORATION,  
RESPONDENT

DECISION APPROVING SETTLEMENT

Before: Judge Fauver

This case is before me upon a petition for assessment of a civil penalty under 105(d) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. 801 et seq. Petitioner has filed a motion to approve a settlement agreement and to dismiss the case. I have considered the representations and documentation submitted and I conclude that the proffered settlement is consistent with the criteria in 110(i) of the Act.

WHEREFORE, IT IS ORDERED that the motion for approval of settlement is GRANTED, and Respondent shall pay the approved penalty of \$135 within 30 days of this decision. Upon such payment this case is DISMISSED.

William Fauver  
Administrative Law Judge