

CCASE:  
SOL (MSHA) v. MOREA SERVICES  
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TTEXT:

Federal Mine Safety and Health Review Commission  
Office of Administrative Law Judges  
2 Skyline, 10th Floor  
5230 Leesburg Pike  
Falls Church, Virginia 22041

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

v.

MOREA SERVICES, INCORPORATED,  
RESPONDENT

CIVIL PENALTY PROCEEDING

Docket No. PENN 90-248  
A.C. No. 36-08036-03507

Signal Frackville Energy

DECISION APPROVING SETTLEMENT

Appearances: Susan M. Jordan, Esq., Office of the Solicitor,  
U.S. Department of Labor, Philadelphia,  
Pennsylvania, for the Petitioner;  
Carl J. Steinbrenner, Esq., Rosenn, Jenkins &  
Greenwald, Wilkes-Barre, Pennsylvania, for the  
Respondent.

Before: Judge Melick

This case is before me upon a petition for assessment of civil penalty under Section 105(d) of the Federal Mine Safety and Health Act of 1977 (the Act). Petitioner has filed a motion to approve a settlement agreement and to dismiss the case. A reduction in penalty from \$15,000 to \$12,000 is proposed. I have considered the representations and documentation submitted in this case, as well as testimony at hearings, and I conclude that the proffered settlement is appropriate under the criteria set forth in Section 110(i) of the Act.

WHEREFORE, the motion for approval of settlement is GRANTED, and it is ORDERED that Respondent pay a penalty of \$12,000 within 30 days of this order.

Gary Melick  
Administrative Law Judge