

CCASE:
RONALD TOLBERT v. CHANEY CREEK COAL
DDATE:
19910831
TTEXT:

~1331

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

RONALD TOLBERT,
COMPLAINANT

DISCRIMINATION PROCEEDING

v.

Docket No. KENT 86-123-D

CHANEY CREEK COAL CORPORATION,
RESPONDENT

ODELL MAGGARD,
COMPLAINANT

DISCRIMINATION PROCEEDING

v.

Docket No. KENT 86-1-D
MSHA Case No. BARB CD 85-48

CHANEY CREEK COAL CORPORATION,
RESPONDENT

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

DISCRIMINATION PROCEEDING

v.

Docket No. KENT 86-51-D
MSHA Case No. BARB CD 85-48
Dollar Branch Mine

DOLLAR BRANCH COAL CORPORATION,
RESPONDENTS

AND

CHANEY CREEK COAL CORPORATION,
RESPONDENTS

ORDER OF DISMISSAL

Before: Judge Melick

The Complainants, in essence, request approval to withdraw their Complaints in the captioned cases on the basis of a mutually agreeable settlement agreement. In addition, the proposed civil penalty of \$1000 has been paid in full. Under the circumstances herein, permission to withdraw is granted. 29 C.F.R. 2700.11. These cases are therefore dismissed and the hearings scheduled for September 10, 1991, are accordingly cancelled.

Gary Melick
Administrative Law Judge