## FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

## 1730 K STREET NW, 6TH FLOOR WASHINGTON, D.C. 20006

October 16, 1991

J. MIKE PLEVICH, Complainant	DISCRIMINATION PROCEEDING
-	Docket No. WEVA 91-1993-D MORG CD 91-03
V.	• Humphrey No. 7 Mine
CONSOLIDATION COAL COMPANY, Respondent	

## ORDER OF DISMISSAL

Before: Judge Merlin

On August 14, 1991, the Complainant filed with the Commission a discrimination complaint pursuant to section 105(c) of the Mine Act. 30 U.S.C. § 815(c). On August 19, 1991, the Commission sent a letter to the Complainant requesting him to send additional information in order to process his complaint. On October 2, 1991, the Complaint filed a letter stating that he was withdrawing his complaint because he had received favorable results through a grievance procedure.

In light of the foregoing, the Complainant's request to withdraw his complaint is GRANTED.

It is ORDERED that this case be and is hereby DISMISSED.

Paul Merlin Chief Administrative Law Judge

## Distribution:

Mr. J. Mike Plevich, Chairman Safety Committee, Local 1058, District 31, UMWA, 444 Western Avenue, Morgantown, WV 26505 (Certified Mail)

Mr. John Higgins, Consolidation Coal Company, P. 0. Box 100, Osage, WV 26505 (Certified Mail)

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