

CCASE:
GRAY STONE MINING v. SOL (MSHA)
DDATE:
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Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges
2 Skyline, 10th Floor
5203 Leesburg Pike
Falls Church, Virginia 22041

GRAY STONE MINING, INC.,
CONTESTANT

v.

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

CONTEST PROCEEDING

Docket No. WEVA 91-1305-R
Citation No. 9862026; 4/4/91

Pokey No. 1 Mine
46-05054

ORDER OF DISMISSAL

Before: Judge Broderick

On January 17, 1992, the Secretary filed a motion to dismiss the above proceeding on the ground that the Contestant has not contested the penalty proposed for the contested citations, but has voluntarily submitted full payment of the proposed penalty. Thus the citation and the penalty are a final order of the Commission pursuant to section 105(a) of the Act.

Premises considered, the motion is GRANTED and this proceeding is DISMISSED.

James A. Broderick
Administrative Law Judge