

FEDERAL MINE SAFETY AND HEALTH **REVIEW** COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES

2 SKYLINE, 10th FLOOR

5203 LEESBURG PIKE

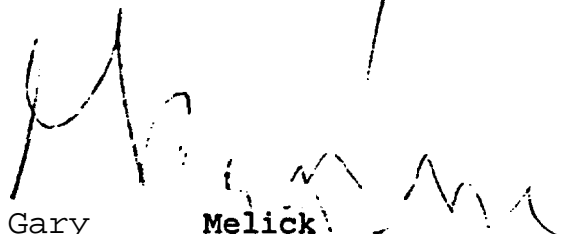
FALLS CHURCH, VIRGINIA, 22041

MAY 1 81992

ELMER SPEELMAN, : DISCRIMINATION PROCEEDING
Complainant :
 :
 :
 v. : Docket No. **PENN** 92-262-D
 : MSHA Case No. PITT CD 92-01
TUNNELTON MINING COMPANY, :
Respondent :

ORDER OF DISMISSAL

Complainant requests approval to withdraw **his complaint** in the captioned case. Under the circumstances **herein**, permission to withdraw is granted. 29 C.F.R. § 2700.11. **This case is** therefore dismissed.


Gary Melick
Administrative Law Judge
703-756-6261

Distribution:

Mr. Elmer Speelman, **RD #1**, Box 1715, Clarksburg, PA 15725
(Certified Mail)

Joseph A. Yuhas, Esq., **Tunnelton** Mining Company, **P.O. Box 367**,
Ebensburg, PA 15931 (Certified Mail)

/lh