CCASE:

MSHA (COY CRABTREE) V. LEECO INC.

DDATE: 19921105 TTEXT:

MINE SAFETY AND HEALTH : SECRETARY OF LABOR,

ADMINISTRATION on behalf : Docket No. KENT 92-718-D

of COY CRABTREE BARB-CD-91-32

Complainant

Mine: No. 60 v.

LEECO INC.,

Respondent

## ORDER OF DISMISSAL

Before: Judge Feldman

The Secretary has filed a dismissal motion requesting approval to withdraw her complaint in the captioned case for the reasons stated therein. In addition, the Secretary states that the complaining miner, Coy Crabtree, also intends to withdraw his complaint with the Mine Safety and Health Administration. Under the circumstances herein, permission to withdraw is granted. 29 C.F.R. 2700.11. This case is therefore DISMISSED.

> Jerold Feldman Administrative Law Judge (703) 756-5233

## Distribution:

Joseph B. Luckett, Esq., Office of the Solicitor, U.S. Department of Labor, 2002 Richard Jones Road, Suite B-201, Nashville, TN 37215 (Certified Mail)

Timothy J. Walker, Esq., Martin J. Cunningham, III, Esq., Reece, Lang and Breeding, P.S.C., P.O. Drawer 5087, London, KY 40745-5087 (Certified Mail)

Mr. Coy Crabtree, P.O. Box 243, Viper, Kentucky 41774

/vmy