

CCASE:
SOL (MSHA) V. CONSOLIDATION COAL
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SECRETARY OF LABOR,	:	CIVIL PENALTY PROCEEDING
MINE AND SAFETY AND HEALTH	:	
ADMINISTRATION (MSHA)	:	Docket No. PENN 92-765
Petitioner	:	A. C. No. 36-04281-03785
	:	
v.	:	
	:	
CONSOLIDATION COAL COMPANY,	:	Dilworth
Respondent	:	

DECISION APPROVING SETTLEMENT
ORDER TO PAY

Before: Judge Merlin

The above-captioned case was the subject of an extensive conference call between the undersigned and counsel for both parties on January 28, 1993.

In accordance with the conference call discussion on February 8, 1993, the Solicitor filed a motion to approve settlement of the two violations. The originally assessed penalties were \$684 and the proposed settlements are for \$684. I have considered the representations and documentation submitted in this case along with the discussions on January 28, and I conclude that the proffered settlement is appropriate under the criteria set forth in section 110(i) of the Act.

In light of the foregoing, the motion for approval of settlements is GRANTED, and it is ORDERED that the operator pay a penalty of \$684 within 30 days of the date of this decision.

Paul Merlin
Chief Administrative Law Judge

Distribution: (Certified Mail)

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