CCASE:

BOBBY L. JOHNSON V. BOHICA, INC. OR SHILOH MINING

DDATE: 19930924 TTEXT:

## FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

## OFFICE OF ADMINISTRATIVE LAW JUDGES 2 SKYLINE, 10th FLOOR 5203 LEESBURG PIKE FALLS CHURCH, VIRGINIA 22041

BOBBY L. JOHNSON, : DISCRIMINATION PROCEEDING

Complainant :

Docket No. WEVA 93-105-D

v.

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BOHICA, INCORPORATED, : MORG CD 92-09

and/or

SHILOH MINING, : Cove Run Deep Mine No. 1

Respondent :

ORDER OF DISMISSAL

Before: Judge Weisberger

On August 31, 1993 an Order was issued wherein Complainant was ORDERED as follows, "...within 10 days of this Order, Complainant Johnson shall file either a statement withdrawing this complaint or a statement setting forth good cause why such a statement was not filed. It is further ordered, that if Complainant fails to comply with this order, this case will be DISMISSED."

To date, Complainant has not compiled with the Order. Accordingly, it is ORDERED that this case be  ${\tt DISMISSED}.$ 

Avram Weisberger Administrative Law Judge

Distribution:

Bobby L. Johnson, Route 1, Box 157-A, Tunnelton, WV 26444 (Certified Mail)

Mr. Robert J. Bailey, President, Bohica, Inc., Rt. 3, Box 39, Philippi, WV 24614 (Certified Mail)

Mr. Wayne Stanley, Shiloh Ming, Route 3, Box 40, Bridegeport, WV 26370 (Certified Mail) nb