

CCASE:

SOL (MSHA) & L.M. SMITH & J. ALTIZER & G. RITCHIE  
V. CONSOLIDATION COAL CO.

DDATE:

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FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES  
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5203 LEESBURG PIKE  
FALLS CHURCH, VIRGINIA 22041

SECRETARY OF LABOR, : DISCRIMINATION PROCEEDING  
MINE SAFETY AND HEALTH :  
ADMINISTRATION (MSHA) : Docket No. WEVA 93-343-D  
ON BEHALF OF LINK M. SMITH, : MSHA Case No. HOPE CD 92-08  
JIM ALTIZER AND GARY RITCHIE, :  
Complainants :  
v. : Amonate No. 31 Mine and Prep  
: :  
CONSOLIDATION COAL COMPANY, :  
Respondent :

ORDER OF DISMISSAL

Before: Judge Melick

The Secretary requests approval to withdraw his Complaint in the captioned case in reliance upon the Commission's decision in Swift et al v. Consolidation Coal Co., 16 FMSHRC 201 (1994). 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

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