

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

OFFICE OF THE CHIEF ADMINISTRATIVE LAW JUDGE
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December 22, 2023

SECRETARY OF LABOR
MINE SAFETY AND HEALTH
ADMINISTRATION (MSHA),
on behalf of SAMUEL COLEMAN,
Complainant

v.

WARRIOR MET COAL MINING, LLC,
Respondent

TEMPORARY REINSTATEMENT

Docket No. SE 2024-0060
MSHA Case No. SE-MD-24-03

Mine: No. 7 Mine
Mine ID: 01-01401

**ORDER GRANTING JOINT MOTION FOR ECONOMIC TEMPORARY
REINSTATEMENT**

Before: Judge Sullivan

On December 12, 2023, I granted the Secretary of Labor's unopposed Application for Temporary Reinstatement of Complainant Samuel Coleman. Pursuant to section 105(c)(2) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. § 801, et seq., and 29 C.F.R. § 2700.45, I ordered Complainant's immediate temporary reinstatement to positions at the No. 7 Mine of Warrior Met Coal Mining, LLC.

On December 21, 2023, the parties jointly moved for an order approving their agreement to economically temporarily reinstate the Complainant in lieu of the actual temporary reinstatement ordered on December 12. Their motion details the terms of the economic reinstatement agreement reached by the parties, retroactive to the date of my original order.

Because nothing in the motion's description of the terms of the agreement appears to reduce Complainant's rights under section 105(c)(2), the motion is granted, and my December 12 order is converted to an order of temporary economic reinstatement retroactive to that date. All other provisions of that order remain in effect.



John T. Sullivan
Administrative Law Judge

Distribution:

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