

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES
601 New Jersey Avenue, N.W., Suite 9500
Washington, DC 20001

April 26, 2004

SECRETARY OF LABOR, MSHA, on	:	TEMPORARY REINSTATEMENT
behalf of CHRISTOPHER WRIGHT,	:	PROCEEDING
Complainant	:	
	:	Docket No. CENT 2004-110-DM
	:	RM MD 2004-07
v.	:	
	:	
AMERICOLD LOGISTICS LLC.,	:	Mine 14-00159
Respondent	:	Inland Quarries

DISMISSAL ORDER

Before: Judge Feldman

The Secretary filed her Application for Temporary Reinstatement on March 29, 2004. The Respondent filed its request for a hearing in this matter on April 7, 2004. During the course of an April 6, 2004, telephone conference, the parties requested that the hearing be continued without date in anticipation of settling this matter. Consequently, this matter was continued without date on April 15, 2004, with the stipulation that the parties inform me, on or before April 20, 2004, whether an agreement had been reached.

On April 20, 2004, the Secretary filed a Motion to Dismiss. In support of her motion the Secretary avers that she is withdrawing her temporary reinstatement application on behalf of Christopher Wright because the parties have settled the underlying discrimination complaint. The respondent, Americold Logistics, LLC, authorized the Secretary to move for dismissal. In view of the parties' agreement, upon performance of the settlement terms, the temporary reinstatement proceeding in Docket No. CENT 2004-110-DM **IS DISMISSED** with prejudice.

Jerold Feldman
Administrative Law Judge

Distribution: (Certified Mail)

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/hs