

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION
1730 K STREET, N.W., 6TH FLOOR
WASHINGTON, D. C. 20006-3868**

May 23, 1997

SECRETARY OF LABOR,	:	CIVIL PENALTY PROCEEDING
MINE SAFETY AND HEALTH	:	
ADMINISTRATION (MSHA),	:	Docket No. YORK 96-61-M
Petitioner	:	A. C. No. 19-01034-05502 XEX
	:	
v.	:	
DREW DRILLING & BLASTING,	:	
INCORPORATED,	:	Labrie Stone Products
Respondent	:	Incorporated

DECISION APPROVING SETTLEMENT

Before: Judge Merlin

This case is before me upon a petition for assessment of the civil penalties under section 105(d) of the Federal Mine Safety and Health Act of 1977. The Solicitor has filed a motion to approve settlements. A reduction in penalties from \$2,500 to \$2,000 is proposed. I have considered the representations and documentation submitted in this case, and I conclude that the proffered settlements are appropriate under the criteria set forth in section 110(i) of the Act.

WHEREFORE, the motion for approval of settlements is **GRANTED**, and it is **ORDERED** that the operator pay a penalty of \$2,000 within 30 days of this order.

Paul Merlin
Chief Administrative Law Judge

Distribution:

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