

CCASE:
JOHNNY HOWARD V. MARTIN MARIETA
DDATE:
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FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION
WASHINGTON, DC
July 29, 1980

JOHNNY HOWARD

v. DOCKET NO. SE 80-24-DM

MARTIN MARIETTA CORPORATION

DIRECTION FOR REVIEW AND ORDER

The petition for discretionary review filed by Martin Marietta Corporation is granted. The case is remanded to the administrative law judge to determine whether Martin Marietta Corporation was in fact properly served a copy of the complaint of discrimination prior to issuance of the order of default. Should he determine that service was not properly made, the administrative law judge is directed to conduct further proceedings as necessary.

~1703

Distribution:

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