

CCASE:
MSHA V. BROWN BRO. SAND
DDATE:
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TTEXT:
FEDERAL MINE SAFETY & HEALTH REVIEW COMMISSION
WASHINGTON, D.C.
April 29, 1981
SECRETARY OF LABOR
MINE SAFETY AND HEALTH
ADMINISTRATION (MSHA)

v. Docket No. SE 80-124-M

BROWN BROTHERS SAND COMPANY
ORDER

A document seeking review of a bench decision was filed with the Commission by the operator on April 21, 1981. As of this date, however, the judge has not reduced his bench decision to writing. Accordingly, the petition is dismissed as premature, subject to refiling after the issuance of a written opinion by the judge. (29 USC 823(d)(1), Commission Rule 65(a), Council of Southern Mountains, Inc. v. Martin County Coal Corp., 2 FMSHRC 3216 (November 12, 1980)).