

CCASE:
KEYSTONE COAL MINING V. SOL (MSHA)
SOL (MSHA) V. KEYSTONE COAL MINING & UMWA
DDATE:
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IN RE: CONTESTS OF RESPIRABLE : MASTER DOCKET No. 91-1
DUST SAMPLE ALTERATION :
CITATIONS :
:
KEYSTONE COAL MINING CORPORATION :
:
v. : Docket Nos. PENN 91-451-R
: through PENN 91-503-R
SECRETARY OF LABOR, :
MINE SAFETY AND HEALTH : Docket Nos. PENN 91-1176-R
ADMINISTRATION (MSHA) : through PENN 91-1197-R
:
:
SECRETARY OF LABOR : Docket No. PENN 91-1264
MINE SAFETY AND HEALTH :
ADMINISTRATION (MSHA) : Docket No. PENN 91-1265
:
v. : Docket No. PENN 91-1266
:
KEYSTONE COAL MINING CORPORATION : Docket No. PENN 92-182
:
and : Docket No. PENN 92-183
:
UNITED MINE WORKERS :
OF AMERICA (UMWA) :

ORDER

On June 15, 27 and 30, 1994, the Commission received motions to intervene in this proceeding filed by Jim Walter Resources, Inc. and five groups of mine operators headed by Amax Coal Co., Glamorgan Coal Corporation, Cyprus Coal Company, Doverspike Brothers Coal Company, and Canterbury Coal Company ("Intervenors"). The Secretary of Labor does not oppose these motions.

The Commissioners have been polled. Upon consideration of the motions, they are granted. Intervenors may address issues posed by Administrative Law Judge James A. Broderick's common issues decision of July 20, 1993, 15 FMSHRC 1456 (ALJ), and by his other rulings involving all operators in Master Docket No. 91-1.

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By separate order issued this date, the Commission has established a briefing schedule reflecting the Intervenors' participation. Intervenors are encouraged to avoid duplication of arguments in their briefs.

For the Commission: *

Arlene Holen
Commissioner

* Chairman Jordan has recused herself in this matter.