

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION**

1331 PENNSYLVANIA AVE., N.W., SUITE 520N  
WASHINGTON, DC 20004-1710

**JUN 27 2016**

SECRETARY OF LABOR,  
MINE SAFETY AND HEALTH  
ADMINISTRATION (MSHA),

v.

GATEWAY EAGLE COAL  
COMPANY, LLC

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Docket No. WEVA 2016-1  
A.C. No. 46-08637-380428

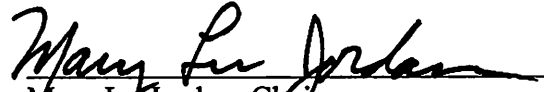
BEFORE: Jordan, Chairman; Young, Cohen, Nakamura, and Althen, Commissioners

**ORDER**

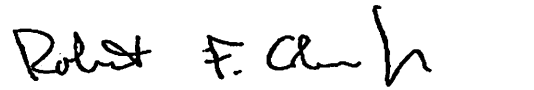
BY THE COMMISSION:

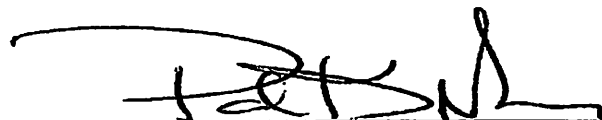
This matter arises under the Federal Mine Safety and Health Act of 1977, 30 U.S.C. § 801 et seq. (2012) (“Mine Act”). On October 1, 2015, the Commission received from Gateway Eagle Coal Company, LLC (“Gateway Eagle”), a motion to reopen Docket No. WEVA 2016-1. Gateway Eagle thereafter requested to withdraw its motion to reopen in Docket No. WEVA 2016-1.

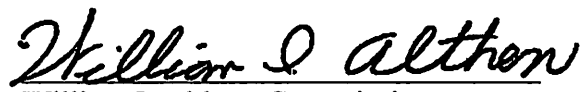
We hereby grant Gateway Eagle's motion to withdraw in Docket No. WEVA 2016-1. Accordingly, this case is dismissed.

  
Mary L. Jordan, Chairman

  
Michael G. Young, Commissioner

  
Robert F. Cohen Jr., Commissioner

  
Patrick K. Nakamura, Commissioner

  
William I. Althen, Commissioner

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