

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

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

September 6, 2024

SECRETARY OF LABOR,	:	
MINE SAFETY AND HEALTH	:	
ADMINISTRATION (MSHA)	:	
	:	Docket No. CENT 2024-0018
v.	:	A.C. No. 41-05429-569144
	:	
FCI SAND OPERATIONS LLC	:	

BEFORE: Jordan, Chair; Baker, and Marvit, Commissioners

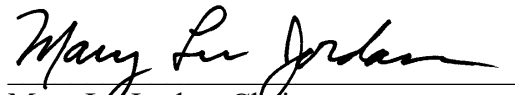
ORDER

BY THE COMMISSION:


This matter arises under the Federal Mine Safety and Health Act of 1977, 30 U.S.C. § 801 et seq. (2018) (“Mine Act”). On November 7, 2023, the Commission received from FCI Sand Operations LLC (“FCI Sand”) a motion to reopen the above-captioned case. The motion stated that the relevant citations were issued to the operator in error, as the mine was under the control of a different operator at the time.

FCI Sand thereafter requested to withdraw its motion, stating that the relevant citations had been transferred to a different operator. The Secretary of Labor subsequently confirmed that the citations at issue had been removed from FCI Sand’s records and would be reassessed to the appropriate party.

We hereby grant FCI Sand's motion to withdraw in Docket No. CENT 2024-0018.
Accordingly, this case is dismissed.



Mary Lu Jordan, Chair



Timothy J. Baker, Commissioner



Moshe Z. Marvit, Commissioner

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