FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

February 14, 2012

TIME AND DATE: 10:00 a.m., Thursday, February 23, 2012

> PLACE: The Richard V. Backley Hearing Room, 9th Floor, 601 New

> > Jersey Avenue, N.W., Washington, D.C.

STATUS: Open

MATTERS TO BE CONSIDERED:

> The Commission will hear oral argument in the matter Secretary of Labor v. Black Beauty Coal Co., Docket No. LAKE 2008-477. (Issues include whether the judge erred in concluding that adequate berms had not been provided and that the violations were "significant and substantial" and due

to unwarrantable failures to comply.)

Any person attending this oral argument who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs. Subject to 29 C.F.R. §

2706.150(a)(3) and § 2706.160(d).

CONTACT PERSON

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