## FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

1331 PENNSYLVANIA AVENUE, NW, SUITE 520N WASHINGTON, D.C. 20004-1710

## February 25, 2019

M-CLASS MINING, LLC

V.

Docket No. LAKE 2018-0188-R

SECRETARY OF LABOR,

MINE SAFETY AND HEALTH ADMINISTRATION (MSHA)

## **DIRECTION FOR REVIEW**

The petition for discretionary review filed by M-Class Mining, LLC is granted.

Michael G. Young, Acting Chairman

Mary Lu/Jordan, Commissioner

## Distribution:

Travis W. Gosselin, U.S. Department of Labor, Office of the Solicitor, 230 South Dearborn Street, Room 844, Chicago, IL 60604

Christopher D. Pence, Wm. Scott Wickline, and James P. McHugh, Hardy Pence PLLC, 500 Lee Street, East, Suite 701, P.O. Box 2548, Charleston, WV 25329

Administrative Law Judge David Simonton, Federal Mine Safety Health Review Commission, 721 19th Street, Suite 443, Denver, CO 80202-2500

Ali A. Beydoun, Esq., Office of the Solicitor, US Department of Labor, 201 12th St. South-Suite 401, Arlington, VA 22202-5450

Melanie Garris, Office of Civil Penalty Compliance, MSHA, U.S. Department of Labor , 201 12th Street South, Suite 401, Arlington, VA 22202-5450