

CCASE:
SOL (MSHA) V. MAIDEN MINING
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Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges

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

CIVIL PENALTY PROCEEDING

Docket No. WEVA 84-340
A.C. No. 46-05806-03512

No. 3 Mine

MAIDEN MINING COMPANY,
RESPONDENT

ORDER OF DEFAULT

Before: Judge Broderick

On October 17, 1984, I issued a Prehearing Order directing the parties, inter alia, to confer, and to exchange and send me by December 14, 1984, lists of witnesses and exhibits, and stipulations for a potential hearing. Respondent did not respond to the order.

On December 18, 1984, I issued an Order to Show Cause directing Respondent to show within 15 days why it should not be held in default. Respondent did not reply.

Therefore, Respondent is found to be IN DEFAULT. It is ORDERED that the penalties proposed in the Assessment order attached as Exhibit A to the Petition in the total amount of \$214 are imposed as the final order of the Commission. IT IS FURTHER ORDERED that Respondent shall pay such penalties in the amount of \$214 within 30 days of the date of this order.

James A. Broderick
Administrative Law Judge