

CCASE:
SOL (MSHA) v. GLOBE ENTERPRISES
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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),
ON BEHALF OF
WILLIAM C. BEVERIDGE,
COMPLAINANT

DISCRIMINATION PROCEEDING

Docket No. WEVA 85-68-D

MSHC Case No. MORG CD 84-3

Blacksville No. 1 Mine

v.

GLOBE ENTERPRISES,
RESPONDENT

DECISION

Appearances: Howard K. Agran, Esq., Office of the Solicitor,
U.S. Department of Labor, Philadelphia,
Pennsylvania, for Complainant;
Ralph K. Johnson, Office Manager and Chief
Accountant for Globe Enterprises, for
Respondent.

Before: Judge Kennedy

This matter was heard in Morgantown, West Virginia on Tuesday, May 21, 1985. At the close of the case, the parties conferred for the purpose of settlement and thereafter moved for approval of a settlement of this matter. The settlement proposed was to pay complainant the amount of \$500 in two installments of \$250 each within 30 and 60 days respectively and to withdraw the proposal for penalty.

Based on the evidence adduced, I found the settlement proposed was in accord with the purposes and policy of the Act. Accordingly, it was ORDERED that the motion be APPROVED and that the operator pay the amount of the settlement agreed upon on or before Saturday, July 20, 1985.

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The premises considered, it is ORDERED that the disposition approved be, and hereby is, CONFIRMED and ADOPTED as the final order in this matter and that subject to payment of the amount agreed upon the captioned matter be and hereby is, DISMISSED.

Joseph B. Kennedy
Administrative Law Judge