

CCASE:

J. KING, K. MUSIC & J.D. MUSIC JR. v.  
E & T TRUCKING & ELMO MAYES

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Federal Mine Safety and Health Review Commission  
Office of Administrative Law Judges

JAMES KING,  
KENNETH MUSIC, AND,  
JOHN D. MUSIC, JR.,  
COMPLAINANTS

v.

E & T TRUCKING AND,  
ELMO MAYES,  
RESPONDENTS

DISCRIMINATION PROCEEDINGS

Docket No. KENT 85-41-D  
MSHA Case No. PIKE CD 84-13

Docket No. KENT 85-42-D  
MSHA Case No. PIKE CD 84-13

Docket No. KENT 85-43-D  
MSHA Case No. PIKE CD 84-13

ORDER OF DISMISSAL

Appearances: Stephen A. Sanders, Esq., Applachian Research  
and Defense Fund of Kentucky, Inc.,  
Prestonsburg, Kentucky and Tony Oppegard, Esq.,  
Appalachian Research and Defense Fund of  
Kentucky, Inc., Hazard, Kentucky for  
Complainants;  
Edward M. Dooley, Esq., Middlesboro, Kentucky;  
for Respondents.

Before: Judge Melick

At hearings, the parties agreed upon a settlement and the  
Complainants accordingly, request to withdraw their Complaints  
herein. Under the circumstances permission to withdraw is  
granted. 29 C.F.R. 2700.11. The cases are therefore dismissed.

Gary Melick  
Administrative Law Judge