

CCASE:
UMWA V. WESTMORELAND COAL & SOL (MSHA)
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Federal Mine Safety and Health Review Commission (F.M.S.H.R.C.)
Office of Administrative Law Judges

LOCAL UNION 1889, DISTRICT 17
UNITED MINE WORKERS OF
AMERICA (UMWA),
COMPLAINANT

v.

WESTMORELAND COAL COMPANY,
RESPONDENT
AND

COMPENSATION PROCEEDING
Docket No. WEVA 81-256-C
Ferrell No. 17 Mine

SECRETARY OF LABOR,
MINE SAFETY AND HEALTH
ADMINISTRATION (MSHA),
INTERVENOR

ORDER LIFTING STAY AND DISMISSING PROCEEDINGS

Before: Judge Melick

Complainant requests approval to withdraw its complaint in the captioned case based on the settlement agreement reached between the parties and the payment under that agreement of the claimed amount to all eligible miners due compensation. Under the circumstances herein, the request is granted. 29 C.F.R. 2700.11. The Stay Order previously issued is accordingly now lifted and this case is therefore dismissed.

Gary Melick
Administrative Law Judge
(703) 756-6261