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SOL (MSHA) V. SATURN MATERIALS
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Federal Mine Safety and Health Review Commission (F.M.S.H.R.C.)
Office of Administrative Law Judges

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

CIVIL PENALTY PROCEEDING

Docket No. KENT 90-161-M
A.C. No. 15-16075-05510

v.

Saturn Materials, Inc.

SATURN MATERIALS, INC.,
RESPONDENT

DECISION

Appearances: Mary Sue Taylor, Esq., Office of the Solicitor,
U.S. Department of Labor, Nashville, Tennessee,
for the Secretary of Labor (Secretary);
Talbert Ball, President, Saturn Materials, Inc.,
Belfry, Kentucky, for Respondent (Saturn).

Before: Judge Broderick

This proceeding involves seven alleged violations of 30
C.F.R. 56.14107 charged in section 104(a) citations issued
February 21, 1990, because of inadequate guarding on moving
machinery parts. Saturn filed an answer by its agent Ike Khosla.
Pursuant to notice, the case was called for hearing in
Prestonsburg, Kentucky, on October 31, 1990. Before testimony was
taken, Saturn's President, Talbert Ball stated that he did not
contest the violations and agreed to pay the amount originally
assessed, \$1393. The Secretary described the violations, and
moved that the proposed settlement be accepted. I have considered
the motion in the light of the criteria in section 110(i) of the
Act and conclude that it should be approved.

Accordingly, the settlement is APPROVED and Respondent is
ORDERED TO PAY the sum of \$1393 within 30 days of the date of
this order.

James A. Broderick
Administrative Law Judge