

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

OFFICE OF ADMINISTRATIVE LAW JUDGES
601 New Jersey Avenue, N.W. Suite 9500
Washington, DC 20001-2021

January 17, 2007

HIGHLAND MINING COMPANY, LLC,	:	CONTEST PROCEEDINGS
Contestant	:	
	:	Docket No. KENT 2006-189-R
	:	Citation No. 7661095;02/01/2006
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	:	Docket No. KENT 2006-190-R
	:	Citation No. 7661098;02/01/2006
	:	
	:	Docket No. KENT 2006-194-R
	:	Citation No. 7663983;02/01/2006
SECRETARY OF LABOR,	:	
MINE SAFETY AND HEALTH	:	Docket No. KENT 2006-194-R
ADMINISTRATION, (MSHA),	:	Citation No. 7663983;02/01/2006
Respondent	:	
	:	Docket No. KENT 2006-195-R
	:	Citation No. 7663985;02/01/2006
	:	
	:	Docket No. KENT 2006-196-R
	:	Citation No. 7638723;02/02/2006
	:	
	:	Docket No. KENT 2006-201-R
	:	Citation No. 7663855;02/14/2006
	:	
	:	Docket No. KENT 2006-202-R
	:	Citation No. 7663859;02/16/2006
	:	
	:	Docket No. KENT 2006-227-R
	:	Citation No. 7638501; 02/21/2006
	:	
	:	Docket No. KENT 2006-228-R
	:	Citation No. 7638505; 02/21/2006
	:	
	:	Docket No. KENT 2006-229-R
	:	Citation No. 7663860; 02/21/2006
	:	
	:	Highland 9 Mine
	:	Mine ID 15-02709

ORDER LIFTING STAYS
DISMISSAL ORDER

These cases are before me on Notices of Contest under section 105(d) of the Federal Mine Safety and Health Act of 1977, as amended, 30 U.S.C. § 815(d). Docket Nos. KENT 2006-189-R through KENT 2006-202-R were stayed on April 13, 2006, and Docket Nos. KENT 2006-227-R through KENT 2006-229-R were stayed on May 4, 2006, pending the filing of the corresponding civil penalty proceedings. With the filing of Docket Nos. KENT 2006-340 and KENT 2006-406, that has occurred.

Accordingly, the stays are **LIFTED**. Further, with the filing of the civil penalty cases, the contest proceedings are moot. Therefore, the captioned contest cases are **DISMISSED**.

T. Todd Hodgdon
Administrative Law Judge
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