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MSHA V. REPUBLIC STEEL
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FEDERAL MINE SAFETY & HEALTH REVIEW COMMISSION
WASHINGTON, D.C.
November 27, 1978

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

v.

REPUBLIC STEEL CORPORATION,

Civil Penalty Proceedings

Docket Nos. PITT 78-156-P
PITT 78-396-P
PITT 78-397-P
PITT 78-406-P
PITT 78-407-P
PITT 78-408-P
PITT 78-409-P
PITT 78-410-P

Banning Mine
Russelton Mine
Clyde Mine
Newfield Mine

DIRECTION FOR REVIEW AND ORDER

The decisions of the Administrative Law Judge, approving a proposed settlement, is directed for review. It is found that the Judge's decisions may be contrary to law or Commission policy, and that a novel question of policy has been presented. The issue is:

What reasons and facts support the Judge's determination that the proposed settlements should be approved?

The Commission cannot answer this question until the record reveals the Judge's reasons for, and the facts supporting his approval of the settlement. Accordingly, the case is remanded to the Judge for him to make a statement of reasons for approving the settlement and a statement of the facts of record that supported his determination. The Judge shall also offer the settlement agreement into the record.

