

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION**

601 NEW JERSEY AVENUE, NW  
SUITE 9500  
WASHINGTON, DC 20001

March 12, 2007

TIME AND DATE: 10:00 a.m., Thursday, March 22, 2007

PLACE: The Richard V. Backley Hearing Room, 9th Floor, 601 New Jersey Avenue, N.W., Washington, D.C.

STATUS: Open

MATTERS TO BE  
CONSIDERED:

The Commission will hear oral argument in the matter *United Mine Workers of America on behalf of Local 1248, District 2 v. Maple Creek Mining, Inc.*, Docket No. PENN 2002-23-C. (Issues include whether the Administrative Law Judge erred in denying the operator's motion for summary decision on the ground that a withdrawal order issued to the operator pursuant to section 104(b) of the Mine Act could not be contested pursuant to section 105(a), and thus became final for purposes of the compensation provisions of section 111 when it was not contested under section 105(d) within 30 days of its issuance.)

Any person attending this oral argument who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs. Subject to 29 C.F.R. § 2706.150(a)(3) and § 2706.160(d).

CONTACT PERSON  
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