

# FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

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

April 24, 2006

TIME AND DATE: 10:00 a.m., Thursday, May 4, 2006

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 consider and act upon the following in open session: *Secretary of Labor v. Plateau Mining Corporation*, Docket Nos. WEST 2002-207 and WEST 2002-278. (Issues include whether the judge correctly determined that Plateau's bleeder system was not functioning in accordance with the requirements of 30 C.F.R. § 75.334(b)(1); whether the judge correctly determined that Plateau's alleged violation of section 75.334(b)(1) was of a significant and substantial nature; whether the judge correctly determined that Plateau violated 30 C.F.R. § 75.370(a) because its ventilation plan did not include a breached undercast; and whether the judge correctly determined that an operator may be held to have violated section 75.334(b)(1) even if it has complied with the terms of its ventilation plan).

The Commission will hear oral argument in this matter on April 27, 2006.

Any person attending this meeting 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 FOR MORE INFO:

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