

CCASE:
SOL (MSHA) V. UTAH POWER
DDATE:
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TTEXT:

Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges

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

CIVIL PENALTY PROCEEDINGS

Docket No. WEST 87-101
A.C. No. 42-00121-03634

v.

Docket No. WEST 87-207
A.C. No. 42-00121-03644

UTAH POWER AND LIGHT COMPANY,
RESPONDENT

Deer Creek Mine

UTAH POWER AND LIGHT COMPANY,
CONTESTANT

CONTEST PROCEEDINGS

Docket No. WEST 87-4-R
Citation No. 2504025; 9/3/86

v.

Docket No. WEST 87-5-R
Citation No. 2504224; 9/3/86

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

Docket No. WEST 87-6-R
Citation No. 2504226; 9/3/86

Docket No. WEST 87-7-R
Citation No. 2504227; 9/3/86

Deer Creek Mine

DECISION

Before: Judge Lasher

Based on the Secretary's motion, Utah Power and Light Company agreeing, to vacate the four Citations involved in these consolidated penalty/contest proceedings, and good cause appearing therefor, it is ORDERED,

1. The Secretary's motion is GRANTED.
2. Citation No. 2504025 (Dockets WEST 87-101 and WEST 87-207), and the three Citations involved in penalty Docket WEST 87-207, 2504224 (Docket WEST 87-5-R), 2504226 (Docket WEST 87-6-R and 2504227 (Docket WEST 87-7-R) are VACATED, and

3. These proceedings are DISMISSED.

Michael A. Lasher, Jr.
Administrative Law Judge