

# FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

## Sunshine Act Meetings

**TIME AND DATE:** 10 a.m., Thursday, February 5, 2026

**PLACE:** The Richard V. Backley Hearing Room, Room 511, 1331 Pennsylvania Avenue, NW, Suite 504 North, Washington, DC 20004 (enter from F Street entrance).

**STATUS:** Open.

### **MATTERS TO BE CONSIDERED:**

The Commission will consider and act upon the following in open session: *Secretary of Labor v. W.G. Yates and Son's Construction Company*, Docket No. SE 2023-0094 (Issues include: (1) whether the Judge erred in concluding that the operator violated the safety standard at 30 C.F.R. § 56.4500 and (2) whether the Judge erred in concluding that the violation was significant and substantial).

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 CFR 2706.150(a)(3) and 2706.160(d).

### **CONTACT PERSON FOR MORE INFO:**

Rory P. Smith (202) 525-8649 / (202) 708-9300 for TDD  
Relay / 1-800-877-8339 for toll free.

Phone Number  
for Listening to  
Meeting:

1-(866) 236-7472.  
Passcode: 678-100.

Authority: 5 U.S.C. 552b.

Dated: January 13, 2026.

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Billing Code 6735-01