CCASE:

FMC CORPORATION v. SOL (MSHA)

DDATE: 19850503 TTEXT: Federal Mine Safety and Health Review Commission Office of Administrative Law Judges

FMC CORPORATION,

CONTESTANT

CONTEST PROCEEDING

v.

Docket No. WEST 84-118-RM Citation No. 2096468; 6/20/84

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

FMC Trona Mine

Appearances: John A. Snow, Esq., VanCott, Bagley, Cornwall &

McCarthy, Salt Lake City, Utah,

for Contestant;

James H. Barkley, Esq., and Margaret Miller, Esq., Office of the Solicitor, U.S. Department of Labor,

Denver, Colorado, for Respondent.

DECISION AND ORDER OF DISMISSAL

Before: Judge Lasher

Contestant having moved to withdraw its contest on the record on March 8, 1985, pursuant to 29 C.F.R. 2700.11 the same is approved and this matter dismissed. (Footnote.1)

> Michael A. Lasher, Jr. Administrative Law Judge

## Footnotes start here:-

~Footnote one

1 Contestant withdrew its contest after MSHA vacated the subject Citation, 2096468, on the record at a hearing in Salt Lake City on March 8, 1985.