

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION**

1331 PENNSYLVANIA AVE., N.W., SUITE 520N  
WASHINGTON, DC 20004-1710

**March 21, 2025**

SECRETARY OF LABOR  
MINE SAFETY AND HEALTH  
ADMINISTRATION (MSHA)

v.

CALPORTLAND COMPANY  
on behalf of GRIMES ROCK, INC.

Docket Nos. WEST 2022-0334  
WEST 2023-0015  
WEST 2023-0016

BEFORE: Jordan, Chair; Baker and Marvit, Commissioners

**ORDER**

BY: THE COMMISSION

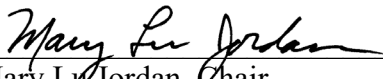
On August 22, 2024, Grimes Rock, Inc. (“Grimes Rock”) filed a petition for discretionary review of the above-captioned dockets, which the Commission granted. On March 14, 2025, CalPortland Company (“CalPortland”) filed a Notice of Operator Change informing the Commission that the facility operating under Mine ID 04-05432 is now operated by CalPortland and that moving forward the respondent in the instant matter will list the current operator as “CalPortland on behalf of Grimes Rock, Inc.”

In light of the operator’s submission, we hereby amend the caption to reflect the change in operator.

On March 14, 2025, CalPortland on behalf of Grimes Rock also filed an unopposed motion to dismiss Docket Nos. WEST 2023-0015, WEST 2023-0016, and WEST 2022-0333. Upon consideration of Grimes Rock’s motion, the Commission’s direction granting review of Docket Nos. WEST 2023-0015 and WEST 2023-0016, is hereby VACATED and the operator’s appeal is DISMISSED.

With regard to Docket No. WEST 2022-0333, this case, along with Docket No. WEST 2022-0335, was previously dismissed by the assigned Administrative Law Judge on July 24, 2023.

Docket No. WEST 2022-0334, which was not included in the operator's motion to dismiss, remains pending before the Commission.

  
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Mary Lu Jordan, Chair

  
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Timothy J. Baker, Commissioner

  
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Moshe Z. Marvit, Commissioner

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