

**U.S. Department of Labor**

Office of Administrative Law Judges  
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**Issue Date: 16 May 2014**

CASE NO: 2010-MSA-1

In the Matter of:

PARKWOOD RESOURCES,  
Petitioner

v.

MINE SAFETY & HEALTH ADMINISTRATION (MSHA),  
Party Opposing Petition

CASE NOS: 2011-MSA-2  
2011-MSA-11  
2011-MSA-12

In the Matter of:

ROSEBUD MINING COMPANY,  
Petitioner

v.

MINE SAFETY & HEALTH ADMINISTRATION (MSHA),  
Party Opposing Petition

**ERRATUM**

On May 7, 2014, the undersigned issued a Decision Approving Settlement and Order of Dismissal in the above-captioned cases. In the aforementioned Order, the above-captioned cases were erroneously dismissed and this erratum serves to correct the Order to reflect correction of that error as follows:

- a. The title of the Decision of May 7, 2014 is amended to omit reference to dismissal of the claims and is corrected to read: Decision Approving Settlement.
- b. The final paragraph on page 3 is amended to read as follows:

The agreement of the parties' stipulating to conditions of use as set forth in their Consent Order in lieu of the Assistant Secretary's conditions Nos. 7 and 19 has

been carefully examined by the undersigned and it is approved based upon the agreed findings set forth therein.

- c. The paragraph titled 'Order' is amended to omit reference to dismissal of the claims and is corrected to read as follows:

WHEREFORE, it is ordered that the agreement containing the consent findings is approved and the matter before the undersigned on remand is hereby resolved. Rosebud shall initiate the process to return the matter to the Assistant Secretary for further proceedings.

DREW A. SWANK  
Administrative Law Judge