

PUBLIC SUBMISSION

2014 SEP 16 A 9:46

As of: September 16, 2014
Received: September 15, 2014
Status: Posted
Posted: September 16, 2014
Tracking No. 1jy-8edt-pjsh
Comments Due: September 29, 2014
Submission Type: Web

Docket: MSHA-2014-0009

Criteria and Procedures for Assessment of Civil Penalties, 30 CFR Part 100

Comment On: MSHA-2014-0009-0001

Criteria and Procedures for Assessment of Civil Penalties

Document: MSHA-2014-0009-0026

Comment from Randy Dossey, Waycor Materials

Submitter Information

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General Comment

Demonstrated good faith of the operator:

MSHA seeks comment on providing an additional 20% good faith penalty reduction when the operator does not contest, promptly abates the violation and pays the penalty.

This is a Win-Win for MSHA, (ask our self why a mine would contest a violation cited by an MSHA Inspector (because the mine feels that the citation is not warranted and the MSHA Inspector is citing only on his or her interpretations/option.

If the mine operator is in the wrong pay the citation, correct the volition and move on, if the mine operator does not feel the citation is right by CFR 30 regulation contest it...

MSHA is trying to induce/encourage the mines to just pay (invalided citation by an inspector) rollover and accept a citation, and pay the penalty by handing them an incentive

AB72-COMM-3