



UNITED STATES OF AMERICA  
**OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION**

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Washington, DC 20036-3419

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SECRETARY OF LABOR  
Complainant,

v.

DUNLOP TIRE CORPORATION  
Respondent.

OSHRC DOCKET  
NO. 92-3710

**NOTICE OF DOCKETING  
OF ADMINISTRATIVE LAW JUDGE'S DECISION**

The Administrative Law Judge's Report in the above referenced case was docketed with the Commission on January 26, 1994. The decision of the Judge will become a final order of the Commission on February 25, 1994 unless a Commission member directs review of the decision on or before that date. **ANY PARTY DESIRING REVIEW OF THE JUDGE'S DECISION BY THE COMMISSION MUST FILE A PETITION FOR DISCRETIONARY REVIEW.** Any such petition should be received by the Executive Secretary on or before February 15, 1994 in order to permit sufficient time for its review. See Commission Rule 91, 29 C.F.R. 2200.91.

All further pleadings or communications regarding this case shall be addressed to:

Executive Secretary  
Occupational Safety and Health  
Review Commission  
1120 20th St. N.W., Suite 980  
Washington, D.C. 20036-3419

Petitioning parties shall also mail a copy to:

Daniel J. Mick, Esq.  
Counsel for Regional Trial Litigation  
Office of the Solicitor, U.S. DOL  
Room S4004  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210

If a Direction for Review is issued by the Commission, then the Counsel for Regional Trial Litigation will represent the Department of Labor. Any party having questions about review rights may contact the Commission's Executive Secretary or call (202) 606-5400.

FOR THE COMMISSION

A handwritten signature in cursive script that reads "Ray H. Darling, Jr.".

Ray H. Darling, Jr.  
Executive Secretary

Date: January 26, 1994

DOCKET NO. 92-3710

NOTICE IS GIVEN TO THE FOLLOWING:

Daniel J. Mick, Esq.  
Counsel for Regional Trial Litigation  
Office of the Solicitor, U.S. DOL  
Room S4004  
200 Constitution Ave., N.W.  
Washington, D.C. 20210

George Palmer, Assoc. Reg. Sol.  
Office of the Solicitor  
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100 Centerview Drive  
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J. Larry Stine, Esquire  
Wimberly & Lawson, P.C.  
Suite 1750, Lenox Towers  
3400 Peachtree Road, N.E.  
Atlanta, GA 30326

Gary Neeley, President  
URW. Local 915  
218 Lime-Quarry Road  
Madison, AL 35758

Nancy J. Spies  
Administrative Law Judge  
Occupational Safety and Health  
Review Commission  
1365 Peachtree St., N. E.  
Suite 240  
Atlanta, GA 30309 3119

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UNITED STATES OF AMERICA  
**OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION**  
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SECRETARY OF LABOR,  
 Complainant,

v.

DUNLOP TIRE CORPORATION,  
 Respondent,

and

URW LOCAL NO. 915,  
 Authorized Employee  
 Representative.

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OSHRC Docket No.: 92-3710

Appearances:

Marsha L. Semon, Esquire  
 Office of the Solicitor  
 U. S. Department of Labor  
 Birmingham, Alabama  
 For Complainant

J. Larry Stine, Esquire  
 Wimberly and Lawson  
 Atlanta, Georgia  
 For Respondent

Mr. Gary Neeley  
 United Rubber Workers, Local 915  
 For Authorized Employee Representative

Before: Administrative Law Judge Nancy J. Spies

DECISION AND ORDER

This proceeding is before the Occupational Safety and Health Review Commission for decision. On October 22, 1992, the Occupational Safety and Health Administration (OSHA) issued one citation to respondent, Dunlop Tire Corporation. Respondent, by letter dated November 16, 1992, contested the citation. By Order dated January 14, 1993, the United Rubber Workers, Local No. 915, was granted party status.

