





United States of America  
**OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION**  
 1120 20th Street, N.W., Ninth Floor  
 Washington, DC 20036-3419

Office of  
 Executive Secretary

Phone: (202) 606-5100  
 Fax: (202) 606-5050

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SECRETARY OF LABOR,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. 95-1062
	:	
INDUSTRIAL STEEL ENTERPRISES,	:	
INC.,	:	
	:	
Respondent.	:	

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**NOTICE OF REMAND ORDER**

The attached Order of Remand by the Occupational Safety and Health Review Commission was issued on March 8, 1996.

FOR THE COMMISSION

\_\_\_\_\_  
 Ray H. Darling, Jr.  
 Executive Secretary

March 8, 1996  
 Date

Docket No. 95-1062

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

Patricia Rodenhausen, Esq.  
Regional Solicitor  
Office of the Solicitor, U.S. DOL  
201 Varick St., Room 707  
New York, NY 10014

James J. Meilinger, Jr., President  
Industrial Steel Enterprises, Inc.  
335 Moorestown Drive  
Bath, PA 18014

Irving Sommer  
Administrative Law Judge  
Occupational Safety and Health  
Review Commission  
One Lafayette Centre  
1120 20th Street, Suite 990  
Washington, D.C. 20036-3419



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SECRETARY OF LABOR  
Complainant,  
v.  
INDUSTRIAL STEEL ENTERPRISES, INC.  
Respondent.

Phone: (202) 606-5100  
Fax: (202) 606-5050

OSHRC DOCKET  
NO. 95-1062

**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 19, 1996. The decision of the Judge will become a final order of the Commission on February 20, 1996 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 8, 1996 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

Ray H. Darling, Jr.  
Executive Secretary

Date: January 19, 1996

DOCKET NO. 95-1062

NOTICE IS GIVEN TO THE FOLLOWING:

Patricia Rodenhausen, Esq.  
Regional Solicitor  
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Robert W. Parente, Vice-President  
Industrial Steel Enterprises, Inc.  
4100 Freemansburg Avenue  
Easton, PA 18012

Irving Sommer  
Chief Administrative Law Judge  
Occupational Safety and Health  
Review Commission  
One Lafayette Centre  
1120 20th St. N.W., Suite 990  
Washington, DC 20036 3419

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United States of America  
**OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION**

Secretary of Labor,

Complainant,

V.

INDUSTRIAL STEEL ENTERPRISES, INC.

Respondent.

OSHRC DOCKET NO. 95-1062

**ORDER**

On **10/20/95** the undersigned issued an **ORDER TO SHOW CAUSE** to the Respondent as to why his Notice of Contest should not be dismissed for failure to file an answer to the complaint as required by the Commission Rules of Procedure. The Respondent failed to reply to the ORDER. His actions demonstrate either that he has abandoned the case or treats the Rules of Procedure of the Commission with disdain. This cannot be countenanced as it seriously impedes the administration of justice.

Accordingly, the Notice of Contest filed by the Respondent is dismissed. The Secretary's citation(s) and proposed penalties are **AFFIRMED** in all respects.



IRVING SOMMER  
Chief Judge

DATE: **JAN 17 1996**  
Washington, D.C.