

COMMONWEALTH OF KENTUCKY
OCCUPATIONAL SAFETY AND HEALTH
REVIEW COMMISSION

KOSHRC #2012-91

SECRETARY OF LABOR
COMMONWEALTH OF KENTUCKY

COMPLAINANT

VS.

KEYSTONE BRUSH & CONTACT CO., INC.

RESPONDENT

DECISION AND ORDER

Pursuant to Section 47 (3) of the Rules of Procedure of this Commission, the hearing officer's recommended order in the above-styled case was called for review by the Commission at its December 17, 1991, meeting for the purpose of clarifying the record in this matter.

The settlement agreement contained in the record which the hearing officer adopted in her recommended order issued on November 26, 1991, was a facsimile copy of a settlement agreement which was executed by the parties on October 9, 1991.

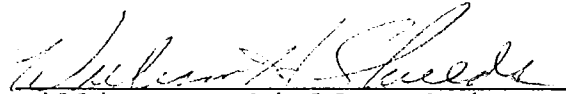
Subsequent to issuance of the hearing officer's recommended order, an original settlement agreement executed by the parties on December 2, 1991, and a notice and motion to withdraw notice of contest were filed with this Commission.

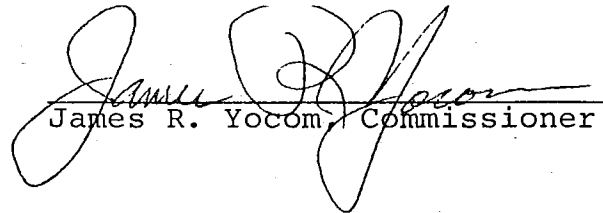
It is our policy that pleadings and documents filed with this Commission must carry original signatures. Facsimile copies are accepted as filed with this Commission only if followed up by the original pleading.

NOW, THEREFORE, IT IS ORDERED that the improperly filed settlement agreement executed on October 9, 1991, be purged from the record in this matter.

IT IS FURTHER ORDERED that the settlement agreement and notice and motion to withdraw notice of contest filed with this Commission on December 3, 1991, are hereby **ADOPTED** and **SUSTAINED**. Said settlement agreement is hereby incorporated by reference as if fully set out at length herein.

This 18th day of December, 1991.


William H. Shields, Chairman


James R. Yocom, Commissioner


Copy of the foregoing Order has been served upon the following parties in the manner indicated:

Hon. Robert L. Whittaker (Messenger Mail)
Assistant Counsel
Labor Cabinet
Office of General Counsel
U. S. 127 South
Frankfort, KY 40601

Hon. Benjamine Cowgill, Jr. (First Class Mail)
LANDRUM & SHOUSE
P. O. Box 951
Lexington, KY 40588-0951

Mr. Frank Richards, Plt. Mgr. (First Class Mail)
Keystone Brush & Contact Co., Inc.
P. O. Box 478
Burgin, KY 40310

This 18th day of December, 1991.



Sue Ramsey
Assistant Director
KOSH Review Commission