

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 the hearing 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 the 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.

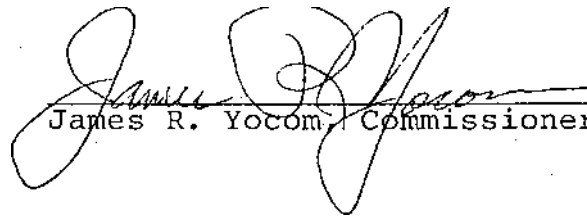
It is our policy that pleadings and documents filed with this Commission must carry original signatures. Facsimile copies are accepted as filed with this Commission only if followed up by the original pleading.

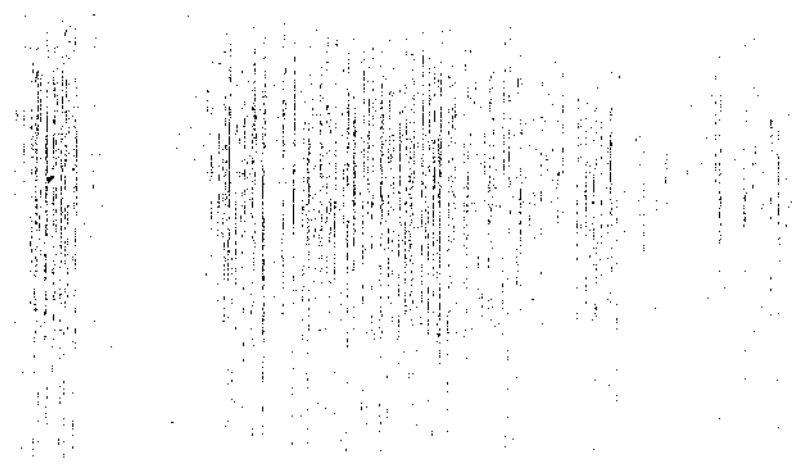
**NOW, THEREFORE, IT IS ORDERED** that the improperly filed settlement agreement executed on October 9, 1991, be purged from the record in this matter.

**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 10<sup>5</sup> day of December, 1991.

11 41  
William H. Shields, Chairman

  
James R. Yocom, Commissioner



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

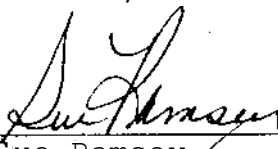
Hon. Robert L. Whittaker (Messenger Mail)  
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Labor Cabinet  
Office of General Counsel  
U. S. 127 South  
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Hon. Benjamine Cowgill, Jr. (First Class Mail)  
LANDRUM & SHOUSE  
P. O. Box 951  
Lexington, KY 40588-0951

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

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This 15 day of December, 1991.

  
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Sue Ramsey  
Assistant Director  
KOSH Revision