

December 20, 2004
In the matter of
J. S. Redpath Corporation
Lucky Friday Mine
ID No. 10-00088

Docket No. M-81-006-M

PROPOSED DECISION AND ORDER TO REVOKE

On April 5, 1983, J. S. Redpath Corporation (contractor for Hecla Mining Company) was granted a petition for modification of 30 CFR § 57.19026 (formerly 30 CFR 57.19-22) pursuant to Section 101(c) of the Federal Mine Safety and Health Act of 1977, based upon an alternative method of compliance. The granted petition allowed an alternative method of attaching the hoist wire rope to the drum in the Silver Shaft. The petitioner was allowed to use five clamps installed on the side of the drum instead of the hoist wire termination being clamped or clipped on the drum.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

MSHA Western District personnel determined that there are no current shaft sinking operations at the Lucky Friday Mine and that none are being planned for the future. Consequently, modification of the mandatory standard is no longer needed.

ORDER

Wherefore, pursuant to the authority delegated by the Secretary of Labor to the Administrator for Metal and Nonmetal Mine Safety and Health and pursuant to Section 101(c) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C., Section 811(c), it is ordered that J. S. Redpath Corporation's (contractor for Hecla Mining Company) modification of 30 CFR § 57.19026 as it pertains to the Lucky Friday Mine, is hereby **REVOKED**.

/s/ Robert M. Friend

Robert M. Friend
Administrator for Metal and Nonmetal
Mine Safety and Health