

BRB No. 02-0756 BLA

BERNARD R. FUHR)	
)	
Claimant-Petitioner)	
)	
v.)	
)	
PEABODY COAL COMPANY)	
)	DATE ISSUED: 01/22/2004
Employer-Respondent)	
)	
DIRECTOR, OFFICE OF WORKERS')	
COMPENSATION PROGRAMS, UNITED)	
STATES DEPARTMENT OF LABOR)	
)	ORDER on
Party-in-Interest)	RECONSIDERATION

As no member of the panel has affirmatively voted to vacate or modify the Board's Order herein, the motion for reconsideration filed by the employer is DENIED. 33 U.S.C. §921(b)(5); 20 C.F.R. §§801.301(b), 802.407(a), 802.409.¹

By Order of the Board:

Thomas O. Shepherd, Jr.
Clerk of the Board

¹ Further review of the disposition of the instant case may be obtained by appeal to the United States Court of Appeals of the appropriate circuit.

