

BRB Nos. 03-789 BLA
and 03-789 BLA-A
Case No. 01-BLA-1001

COLLIE ESTEP, JR.)
)
 Claimant-Respondent) DATE ISSUED: 10/21/2003)
 v.)
)
 INTERSTATE EQUIPMENT)
 CORPORATION)
)
 Employer-Respondent)
 Cross-Petitioner)
)
 DIRECTOR, OFFICE OF WORKERS')
 COMPENSATION PROGRAMS, UNITED)
 STATES DEPARTMENT OF LABOR)
)
 Petitioner)
 Cross-Respondent) ORDER

On September 15, 2003, the Board received employer's request to dismiss the Director's appeal for lack of jurisdiction and filed a Notice of Protective Cross-Appeal of the administrative law judge's Decision and Order issued July 30, 2003. The Board acknowledges receipt of employer's Notice of Protective Cross-Appeal and assigns it BRB No. 03-789 BLA-A

On October 2, 2003, the Board received the Director's motion requesting that his appeal in BRB No. 03-789, be withdrawn. The Board grants the Director's request and dismisses his appeal. 20 C.F.R. §802.401. In light of the above,

employer's Motion to Dismiss the Director's appeal is rendered moot, and employer's appeal in BRB No. 03-789 BLA-A is dismissed.

ROY P. SMITH
Administrative Appeals Judge

BETTY JEAN HALL
Administrative Appeals Judge

PETER A. GABAUER, Jr.
Administrative Appeals Judge