



BRB No. 19-0302 BLA
Case No. 2017-BLA-05816

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| DONNIE STANDIFUR |) | |
| |) | |
| Claimant-Respondent |) | |
| |) | |
| v. |) | |
| |) | |
| PREMIER ELKHORN COAL COMPANY |) | |
| |) | |
| and |) | |
| |) | |
| SELF-INSURED THROUGH GATLIFF |) | DATE ISSUED: 06/12/2020 |
| COAL COMPANY |) | |
| |) | |
| Employer/Carrier- |) | |
| Petitioners |) | |
| |) | |
| DIRECTOR, OFFICE OF WORKERS' |) | |
| COMPENSATION PROGRAMS, UNITED |) | |
| STATES DEPARTMENT OF LABOR |) | |
| |) | |
| Party-in-Interest |) | ORDER |

On April 27, 2020, counsel for employer filed a Motion to Withdraw as Counsel of Record, informing the Board that due to employer's Chapter 11 bankruptcy plan, it no longer has sufficient assets to satisfy this black lung claim. In response, on June 5, 2020, the Director, Office of Workers' Compensation Programs (the Director), filed a Motion to Remand for Payment of Benefits by the Black Lung Disability Trust Fund (the Trust Fund). The Director states that the Trust Fund accepts liability for this claim and does not contest claimant's entitlement to benefits. The Director requests that the Board dismiss the appeal, and remand this case to the district director for the payment of benefits by the Trust Fund.

In view of the above, the Board grants the Director's motion, dismisses this appeal, and remands this case to the district director for the payment of benefits by the Trust Fund. *See* 26 U.S.C. §9501(d)(1)(B); 20 C.F.R. §725.1(c), (e).

JUDITH S. BOGGS, Chief
Administrative Appeals Judge

GREG J. BUZZARD
Administrative Appeals Judge

MELISSA LIN JONES
Administrative Appeals Judge