

BRB Nos. 04-249 BLA
and 04-249 BLA-A
Case No. 03-BLA-5233

JUSTINA KOHAN)
(Widow of PETER KOHAN))
)
Claimant-Petitioner) DATE ISSUED: 04/29/2004
Cross-Respondent)
)
v.)
)
BETHENERGY MINES, INCORPORATED)
)
Employer-Respondent)
Cross-Petitioner)
)
DIRECTOR, OFFICE OF WORKERS')
COMPENSATION PROGRAMS UNITED)
STATES DEPARTMENT OF LABOR)
)
Party-in-Interest) ORDER

On April 26, 2004, the Board received employer's request to withdraw its appeal, BRB No. 04-249 BLA-A. The Board grants employer's request and dismisses this appeal. 20 C.F.R. §802.401. Claimant's appeal, BRB No. 04-249 BLA, remains pending before the Board.

By Order of the Board:

Thomas O. Shepherd, Jr.
Clerk of the Board