

U.S. Department of Labor

Benefits Review Board
200 Constitution Ave. NW
Washington, DC 20210-0001



BRB No. 17-0583 BLA
Case No. 2013-BLA-05996

ALGER MCINTYRE)	
)	
Claimant-Respondent)	
)	
v.)	
)	
ICG KNOTT COUNTY, LLC)	
)	
and)	DATE ISSUED: 06/27/2019
)	
ARCH COAL, INCORPORATED)	
)	
Employer/Carrier-)	
Petitioners)	
)	
DIRECTOR, OFFICE OF WORKERS')	
COMPENSATION PROGRAMS, UNITED)	
STATES DEPARTMENT OF LABOR)	ORDER on MOTION for
)	RECONSIDERATION
Party-in-Interest)	EN BANC

Employer has filed a timely motion for reconsideration en banc of the Board’s Decision and Order in this case, *McIntyre v. ICG Knott County, LLC*, BRB No. 17-0583 BLA (Nov. 26, 2018) (unpub). 33 U.S.C. §921(b)(5); 20 C.F.R. §802.407(a). The Director, Office of Workers’ Compensation Programs, has filed a response opposing employer’s motion in part. As none of the Board’s permanent members has voted to vacate or modify the Decision and Order herein, employer’s motion for reconsideration en banc is denied. 20 C.F.R. §§801.301(c); 802.407(d); 802.409.

By Order of the Board:

Thomas O. Shepherd, Jr.
Clerk of the Appellate Boards