

December 20, 2004
In the matter of
Hecla Mining Company
Lucky Friday Mine
ID No. 10-00088

Docket No. M-92-003-M

PROPOSED DECISION AND ORDER TO REVOKE

On August 22, 1978, Hecla Mining Company was granted a petition for modification of 30 CFR § 57.14162 pursuant to Section 101(c) of the Federal Mine Safety and Health Act of 1977, based upon an alternative method of compliance. The petition allowed the use of the miners cap lamp and a horn instead of a trip light as required by the standard.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

MSHA Western District personnel determined that underground rail haulage is no longer used at the Lucky Friday Mine. Consequently, modification of the mandatory standard is no longer needed.

ORDER

Wherefore, pursuant to the authority delegated by the Secretary of Labor to the Administrator for Metal and Nonmetal Mine Safety and Health and pursuant to Section 101(c) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C., Section 811(c), it is ordered that Hecla Mining Company's modification of 30 CFR § 57.14162 as it pertains to the Lucky Friday Mine, is hereby **REVOKED**.

/s/ Robert M. Friend

Robert M. Friend
Administrator for Metal and Nonmetal
Mine Safety and Health