



STATE OF WEST VIRGINIA HUMAN RIGHTS COMMISSION

215 PROFESSIONAL BUILDING
1036 QUARRIER STREET
CHARLESTON, WEST VIRGINIA 25301

TELEPHONE: 304-348-2616

April 7, 1986

ARCH A. MOORE, JR.
Governor

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Sandra Sheets
40136 Christy Road
Reedsville, OH 45772

Re: Sandra Sheets V Foote Mineral Company
Docket Nos.: ES-35-79; REP-48-79; REP-49-79;
REP-173-80

Dear Above Parties:

Herewith please find the Order of the WV Human Rights Commission in the above-styled and numbered case of Sandra Sheets V Foote Mineral Company Docket Nos.: ES-35-79; REP-48-79; REP-49-79; REP-172-80.

Pursuant to Article 5, Section 4 of the WV Administrative Procedures Act [WV Code, Chapter 29A, Article 5, Section 4] any party adversely affected by this final Order may file a petition for judicial review in either the Circuit Court of Kanawha County, WV, or the Circuit Court of the County wherein the petitioner resides or does business, or with the judge of either in vacation, within thirty (30) days of receipt of this Order. If no appeal is filed by any party within (30) days, the Order is deemed final.

Sincerely yours,

Howard D. Kenney
Executive Director

HDK/kpv
Enclosure

CERTIFIED MAIL/REGISTERED RECEIPT REQUESTED.

BEFORE THE WEST VIRGINIA HUMAN RIGHTS COMMISSION

SANDRA SHEETS,

Complainant,

vs.

Docket Nos. ES-35-79;
REP-48-79; REP-49-79;
REP-173-80

FOOTE MINERAL COMPANY,

Respondent.

O R D E R

On the 11th day of March, 1986, the Commission reviewed the Findings of Fact and Conclusions of Law of Hearing Examiner Charles A. Riffie, II. After consideration of the aforementioned, the Commission does hereby adopt the Findings of Fact and Conclusions of Law as its own, with the exceptions set forth below.

The Commission hereby amends the Findings of Fact and Conclusions of Law in the section entitled "RECOMMENDATION," paragraph 2, page 16, after the figure "\$53,250.00" by adding the phrase "with pre-judgment interest at the rate of ten percent (10%) per annum from October 5, 1979, until October 9, 1985, the final day of the hearing in this matter" and, in the same paragraph by deleting the figure "\$10,000.00" and substituting therefor the figure "\$5,000.00."

It is hereby ORDERED that the Hearing Examiner's Findings of Fact and Conclusions of Law be attached hereto and made a part of

this Order, as amended.

The Respondent is hereby ORDERED to provide to the Commission proof of compliance with the Commission's Order within thirty-five (35) days of service of said Order by copies of cancelled checks, affidavit or other means calculated to provide such proof.

By this Order, a copy of which shall be sent by Certified Mail to the parties, the parties are hereby notified that THEY HAVE TEN DAYS TO REQUEST A RECONSIDERATION OF THIS ORDER AND THAT THEY HAVE THE RIGHT TO JUDICIAL REVIEW.

Entered this 21st day of March, 1986.

Respectfully Submitted,



CHAIR/VICE-CHAIR
WEST VIRGINIA HUMAN
RIGHTS COMMISSION