



BRB No. 21-0102 BLA

LENN C. LENGEL	)	
	)	
Claimant-Respondent	)	
	)	
v.	)	
	)	
HELVETIA COAL COMPANY	)	
	)	
and	)	
	)	
ROCHESTER & PITTSBURGH COAL	)	DATE ISSUED: 12/29/2022
COMPANY	)	
	)	
Employer/Carrier-	)	
Petitioners	)	
	)	
DIRECTOR, OFFICE OF WORKERS'	)	
COMPENSATION PROGRAMS, UNITED	)	
STATES DEPARTMENT OF LABOR	)	
	)	ORDER on MOTION for
Party-in-Interest	)	RECONSIDERATION

Employer and its Carrier have filed a timely motion for reconsideration of the Benefits Review Board’s Decision and Order in *Lengel v. Helvetia Coal Co.*, BRB No. 21-0102 BLA (Jan. 24, 2022) (unpub.), affirming the award of benefits. 33 U.S.C. §921(b)(5); 20 C.F.R. §802.407(a). No response has been filed. After consideration of Employer’s contentions and review of the Board’s disposition of this case, no member of the panel voted to grant reconsideration. Therefore, Employer’s motion for reconsideration is denied. 20 C.F.R. §§801.301(c), 802.409.

By Order of the Board:

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