



Coal Law Update

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§ 10.01. Introduction.

This survey covers decisions issued from early 1994 through May, 1995. Brief descriptions of the holdings in significant cases have been provided, and the decisions have been organized under five broad subject matter headings: Environmental (cases arising under programs administered by the federal Office of Surface Mining (OSM), United States Environmental Protection Agency (U.S. EPA), and other federal and state environmental agencies); Labor and Employment (including National Labor Relations Board (NLRB), United Mine Workers of America (UMWA) pension fund cases, and cases under the Retiree Health Benefit Act of 1992); Mine Safety and Health; Black Lung; Property and Contracts; and Taxes. Where a case involves diverse issues and could logically be placed under more than one category, it has been listed under the heading which signifies the most important holding in the decision.

§ 10.02. Environmental Regulation.

- [1] — **Office of Surface Mining Oversight.**
 - [a] — *National Coal Ass’n v. Uram*²

Rejecting both industry and environmentalist challenges, Chief Judge John Garrett Penn of the United States District Court for the District of Columbia approved regulations promulgated by the Interior Secretary

² *National Coal Ass’n v. Uram*, No. 94-5351, 1994 WL 736422 (D. D. C. 1994), *appeal docketed* (D.C. Cir. Nov. 30, 1994).