



BRB Nos. 17-0525 BLA
and 17-0526 BLA
Case Nos. 2008-BLA-05389
and 2012-BLA-06075

OLA MAE HAMPTON)
(o/b/o and Widow of EDGAR HAMPTON))

Claimant-Respondent)

v.)

ANR COAL COMPANY, LLC, formerly)
ENTERPRISE COAL COMPANY)

DATE ISSUED: 05/23/2018

and)

OLD REPUBLIC INSURANCE)
CORPORATION)

Employer/Carrier-)
Petitioners)

DIRECTOR, OFFICE OF WORKERS')
COMPENSATION PROGRAMS, UNITED)
STATES DEPARTMENT OF LABOR)

Party-in-Interest) ORDER

On May 7, 2018, the Board ordered the parties to show cause within ten (10) days of receipt of the Board's Order why this case should not be remanded for the administrative law judge to reconsider the substantive and procedural actions previously taken and to issue a decision on the merits accordingly. The Director, Office of Workers' Compensation Programs, responds that she does not object to the case being remanded. Employer/carrier

responds and agrees that remand is necessary. Claimant has not filed a response to the Order to Show Cause.

Upon consideration of the positions of the parties, we agree that under these circumstances the most expeditious course of action is to remand this case to the administrative law judge to promptly reconsider the substantive and procedural actions previously taken and to issue a decision on the merits accordingly. 20 C.F.R. §802.405(a). Any party adversely affected by the administrative law judge's decision may file a new appeal with the Board within thirty (30) days of the date that the decision is filed with the district director. 20 C.F.R. §802.205.

Accordingly, this case is remanded to the administrative law judge for further proceedings consistent with this Order.

BETTY JEAN HALL, Chief
Administrative Appeals Judge

JUDITH S. BOGGS
Administrative Appeals Judge

JONATHAN ROLFE
Administrative Appeals Judge