

UNITED STATES COURT OF APPEALS  
For the Fifth Circuit

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No. 99-60124

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MALLARD BAY DRILLING,

Petitioner,

VERSUS

ELAINE CHAO, Secretary of Labor, U.S. Department of Labor,

Respondent.

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Petition for Review of an Order of the  
Occupational Safety & Health Review Commission

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March 8, 2002

ON REMAND FROM THE SUPREME COURT OF THE UNITED STATES

Before POLITZ and DAVIS, Circuit Judges and RESTANI,\* Judge.

PER CURIAM:\*\*

The Supreme Court reversed our order vacating the Occupational Safety & Health Administration's (OSHA) citation and remanded the

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\*Judge, U.S. Court of International Trade, sitting by designation.

\*\*Pursuant to 5<sup>TH</sup> CIR. R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5<sup>TH</sup> CIR. R. 47.5.4.

case to us for further consideration.

In light of the Supreme Court's opinion, the petition for review is denied and OSHA'S order is affirmed.

AFFIRMED.