

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 95-60200
Summary Calendar

F.C. JOHNSON CONSTRUCTION COMPANY,

Petitioner,

versus

ROBERT B. REICH, Secretary of Labor,

Respondent.

On Petition for Review of an Order of
the Occupational Safety and Health Review Commission
(94-2076)

January 31, 1996

Before JOLLY, JONES, and STEWART, Circuit Judges.

PER CURIAM:*

Having reviewed the record and the briefs of the parties, we AFFIRM the final order of the Occupational Safety and Health Review Commission granting the Secretary of Labor's motion for default judgment based on the petitioner's failure to respond to discovery requests. 29 C.F.R. § 2200.52(e) (1994).

A F F I R M E D.

*Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.