

**FINAL ORDERS OF THE VIRGINIA COURTS
IN CONTESTED CASES ARISING UNDER THE
VIRGINIA OCCUPATIONAL SAFETY AND HEALTH ACT
2012**

**Baltika Wall Systems, Inc., Courtney M. Malveaux, Commissioner of Labor and Industry v.
Civil Action No. CL12-06 (Circuit Court for the City of Salem)**

**Landair Transport, Inc., Courtney M. Malveaux, Commissioner of Labor and Industry v.
Case No. CL10000201-00 (Circuit Court of the County of Prince George)**

VIRGINIA:

IN THE CIRCUIT COURT FOR THE CITY OF SALEM

COURTNEY M. MALVEAUX,)	
Commissioner of Labor and Industry,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. CL12-06
)	
BALTIKA WALL SYSTEMS, INC.)	
)	
Defendant.)	

DEFAULT JUDGMENT

This cause came to be heard upon Commissioner COURTNEY M. MALVEAUX 's Motion for Default Judgment against Baltika Wall Systems, Inc., declaring that \$1,470.00 in proposed civil penalties arising from a contested Virginia Occupational Safety and Health (VOSH) citation, identified by VOSH Inspection Number 313961641 and as attached to the Commissioner's Complaint, be upheld.

UPON CONSIDERATION WHEREOF, it appearing to the Court that more than twenty-one (21) days have elapsed since service of process on the Defendant and that no responsive pleadings have been filed by the Defendant, nor has an appearance been made in this action on its behalf, it is therefore

ADJUDGED, ORDERED, and DECREED that Plaintiff be awarded judgment by default in this cause against the Defendant, affirming that Baltika Wall Systems, Inc. be held liable for payment to the Commonwealth of Virginia of \$1,470.00 in civil penalties, arising from contested Virginia Occupational Safety and Health (VOSH) citations as set out in Inspection Number

313961641. It is also ADJUDGED, ORDERED, and DECREED that the Clerk of this Court shall strike this matter from the docket and place it among the ended chancery cases. The Clerk shall mail certified copies of this order to the Defendant's Georgia registered agent, Ruslan Anokhin, at 3762 Peachtree Crest Drive, Suite A, Duluth, Georgia 30097-8623 and to COURTNEY M. MALVEAUX, Commissioner of Labor and Industry, at 13 South Thirteenth Street, Richmond, Virginia 23219. Pursuant to *Rule* 1:13, endorsement by defense counsel shall be dispensed with.

JUDGE: Robert P. Doherty Jr. - ENTER: 9/26/12

I ASK FOR THIS:

COURTNEY M. MALVEAUX,
Commissioner of Labor and Industry

By: Robert B. Feild
Counsel

Robert B. Feild (VSB # 23864)
Special Assistant Commonwealth's Attorney
Department of Labor and Industry
600 East Main Street, Suite 207
Richmond, Virginia 23219
804-786-4777, Fax 786-8418

A COPY TESTE:
G. CHANCE CRAWFORD, CLERK
CITY OF SALEM CIRCUIT COURT
BY: G. Chance Crawford DEPUTY CLERK

VIRGINIA:

IN THE CIRCUIT COURT FOR THE CITY OF SALEM

COURTNEY M. MALVEAUX,)	
Commissioner of Labor and Industry,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. CL12-06
)	
BALTIKA WALL SYSTEMS, INC.)	
)	
Defendant.)	

ORDER

This cause came to be heard upon Commissioner COURTNEY M. MALVEAUX 's Motion to Amend the Citation issued to Baltika Wall Systems, Inc., and was argued by Counsel.

UPON CONSIDERATION WHEREOF, it appearing to the Court that through clerical error, mistake or inadvertence the wrong number for the adopting standard was entered in Citation 1, Item 2. The Defendant will not be prejudiced by the timing of the amendment, and substantial justice will be promoted by the amendment, it is therefore

ORDERED that the Commissioner's Citation 1, Item 2 shall be amended by changing 1926.50 in the first line of the citation to 1926.59.. The Clerk shall mail certified copies of this order to the Defendant's Georgia registered agent, Ruslan Anokhin, at 3762 Peachtree Crest Drive, Suite A, Duluth, Georgia 30097-8623 and to COURTNEY M. MALVEAUX, Commissioner of Labor and Industry, at 13 South Thirteenth Street, Richmond, Virginia 23219. Pursuant to *Rule* 1:13, endorsement by defense counsel shall be dispensed with.

JUDGE: Robert P. Doherty Jr.

ENTER: 9/26/12

I ASK FOR THIS:

COURTNEY M. MALVEAUX,
Commissioner of Labor and Industry

By: Robert B Feild
Counsel

Robert B. Feild (VSB # 23864)
Special Assistant Commonwealth's Attorney
Department of Labor and Industry
600 East Main Street, Suite 207
Richmond, Virginia 23219
804-786-4777, Fax 786-8418

A COPY TESTE:

G. CHANGE CRAWFORD, CLERK
CITY OF SALEM CIRCUIT COURT
BY: [Signature] DEPUTY CLERK

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF PRINCE GEORGE

COURTNEY M. MALVEAUX,
Commissioner of Labor and Industry,

Plaintiff,

v.

LANDAIR TRANSPORT, INC.,

Defendant.

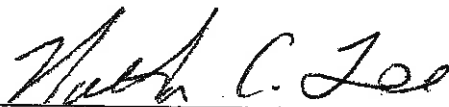
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Case No. CL10000201-00

ORDER

This matter came before the Court on Commissioner Malveaux's Motion for Nonsuit as a matter of right pursuant to Va. Code § 8.01-380, and IT APPEARING that on March 29, 2010, the Commissioner filed a complaint against LandAir Transport, Inc., that no nonsuit has been taken to this cause, and that the defendant has not filed a cross-bill, it is therefore ADJUDGED, ORDERED AND DECREED that the Commissioner's motion is GRANTED and that this matter be and hereby is nonsuited without prejudice as a matter of right pursuant to Va. Code § 8.01-380. It is FURTHERMORE ORDERED that the Clerk will strike this matter from the docket of this Court and place it among the ended civil cases.

Entered this 5th day of October ¹⁰² ~~September~~, 2012.



Judge

WE ASK FOR THIS:

Courtney M. Malveaux,
Commissioner of Labor and Industry

By JCP

Jay C. Paul
Commonwealth's Attorney
Prince George County
P. O. Box 730
Prince George, Virginia 23875
804.733.2790
804.862.3586 (fax)

I, BISHOP KNOTT, JR., CLERK, HEREBY CERTIFY THAT
THE DOCUMENT TO WHICH THIS AUTHENTICATION IS
AFFIXED IS A TRUE COPY OF A RECORD IN THE
PRINCE GEORGE CIRCUIT COURT, AND THAT I AM
CUSTODIAN OF THAT RECORD.

10/9/12 Bishop Knott, Jr., Clerk
Date Raue Smith Jr.
Clerk/Deputy Clerk