

NOT PRECEDENTIAL

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 04-1279

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JAMES E. LACKO,

Appellant

v.

JOSEPH P. BRENNAN; B.V. HYLER;  
MARTY D. HUDSON; MICHAEL H. HOLLAND,  
in their capacity as trustees of the  
United Mine Workers of America 1974  
Pension Trust; UNITED MINE WORKERS OF  
AMERICA 1974 PENSION PLAN AND TRUST

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Appeal from the United States District Court  
for the Western District of Pennsylvania  
(D.C. Civil Action No. 03-cv-00985)  
District Judge: Honorable Arthur J. Schwab

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Submitted Under Third Circuit LAR 34.1(a)  
March 10, 2005

Before: SCIRICA, Chief Judge, ROTH and AMBRO, Circuit Judges

(Opinion filed: March 30, 2005)

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OPINION

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AMBRO, Circuit Judge

James Lacko appeals from the District Court's grant of summary judgment, which upheld the decision of an arbitrator denying Lacko a certain type of pension benefit, in favor of the Trustees of the United Mine Workers of America 1974 Pension Plan. For the reasons stated in the arbitrator's excellent decision in every respect (depth, organization, and rationale), we affirm the District Court's determination.