

U.S. Department of Labor

Mine Safety and Health Administration
1100 Wilson Boulevard
Arlington, Virginia 22209-3939



SEP 09 2011

MEMORANDUM FOR KEVIN G. STRICKLIN
Administrator for Coal
Mine Safety and Health

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2010-C-38 [REDACTED]

Deceased: [REDACTED]

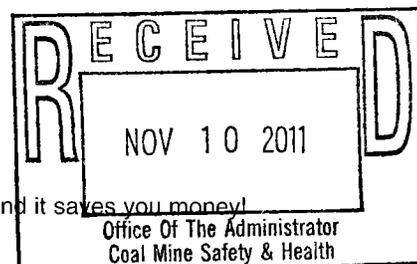
Date of Incident: December 27,
2010

Date of Death: December 27, 2010

Operator: Cliffs Natural Resources

Mine: Powellton #1 Mine

Decision: Not chargeable



In a unanimous decision, the Fatality Review Committee has determined that the death of [REDACTED] should not be charged to the mining industry. [REDACTED] a 54 year old section foreman, was attempting to board a mantrip to travel to his working place when he complained of leg pain. He was then transported to the surface of the mine where he began having problems breathing. He was placed on oxygen and then lost consciousness. [REDACTED] was transported to a local hospital where he was pronounced dead later in the day.

The death certificate indicated that the cause of death was a pulmonary thromboembolism secondary to deep venous thrombosis which was attributed to the deceased's morbid obesity. An autopsy was performed and the results were available at the time that the death certificate was completed. MSHA's investigation at the mine site found no physical or environmental factors that could have contributed to the death.

Based on the findings of the death certificate and the results of MSHA's investigation, the committee members concluded that [REDACTED] died from natural causes and that his death should not be charged to the mining industry.

cc: Joseph A. Main
Gregory R. Wagner, M.D.
Patricia W. Silvey