

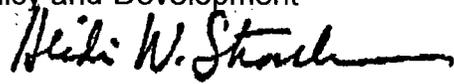


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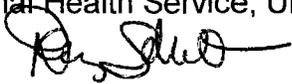
MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

JEFFREY A. DUNCAN 
Committee Chair
Director for Educational Policy and Development

HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

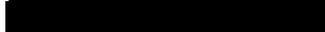
GEORGE TRIEBSCH 
Acting Director of Technical Support

NANCY M. SAHAKIAN, M.D.
Senior Program Management Consultant, Clinical Operations,
Federal Occupational Health Service, United States Public
Health Service 

BRENT A. CARPENTER 
Chief, Office Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2011-M-29-

Deceased: 

Date of Incident: May 6, 2011

Date of Death: May 6, 2011

Operator: Hallett Materials, Inc.

Mine: PCP #3

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 70 year old front-end loader operator, spent his workday loading customer trucks and stockpiling material. At the end of his shift, he returned to the scale house to complete his weekly paperwork. An hour later, he was found in severe medical distress by a co-worker. Paramedics were summoned and he was air-lifted to a local hospital where he later was pronounced dead.

The preliminary report of the medical examiner stated that the deceased had coronary artery disease and that the probable cause of death was atherosclerotic coronary vascular disease. The death certificate indicated that the manner of death could not be determined and that the cause of death was unknown. An autopsy was not performed. No evidence was found of physical or environmental hazards at the scene.

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

cc: Joseph A. Main
Anthony C. Mayville
Patricia W. Silvey