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MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
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FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2011-M-33

Deceased:

Date of Incident: October 19, 2011

Date of Death: October 19, 2011

Operator: Berks Product Corp

Mine: Ontelaunee Quarry

Decision: Not chargeable

In a unanimous decision, the Fatality Review Committee has determined that the death of _____ should not be charged to the mining industry. a 16 year old trespasser, was found by mine employees hanging by a rope attached to the vines growing on a quarry building. He was pronounced dead at the scene by the coroner.

The death certificate indicated that the death was due to a suicide and that the cause of death was asphyxiation by hanging. No autopsy was performed. The MSHA investigation found that _____ was not employed by the mine operator and was not authorized to be on mine property.

Based on the findings of the death certificate and the results of MSHA's investigation, the committee members concluded that _____ was a trespasser and that his death was a suicide. The members of the committee determined that his death should not be charged to the mining industry.

cc: Joseph A. Main
Anthony C. Mayville