



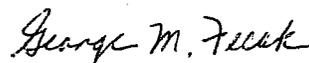
DEC 19 2013

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

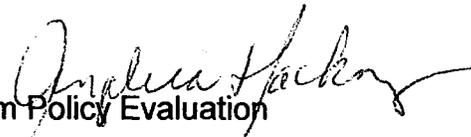
FROM:

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

HEIDI W. STRASSLER   
Associate Solicitor for Mine Safety and Health

GEORGE M. FESAK   
Director of Technical Support

NANCY M. SAHAKIAN, M.D.   
Senior Program Management Consultant, Clinical Operations,  
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Health Service

ANGELICA HACKNEY   
Chief, Office of Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2012-C-40-

Deceased: 

Date of Incident: October 30, 2012

Date of Death: October 30, 2012

Operator: Western Energy Company

Mine: Rosebud Mine &  
Crusher/Conveyor

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 61 year old drill operator, was operating an over-burden drill when he was found unconscious and pulseless on the floor of his cab. Resuscitation efforts were not successful and he was pronounced dead at the scene by the county deputy coroner.

The death certificate indicated that the manner of death was natural and that the cause of death was a sudden cardiac event secondary to atherosclerotic coronary artery disease and a hypoplastic right coronary artery. No physical or environmental hazards were identified during the investigation.

Based on the findings of the death certificate and the MSHA 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  
Patricia W. Silvey  
Stephen R. Weatherford