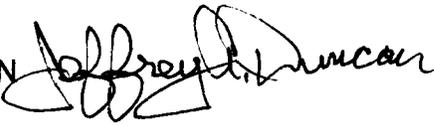




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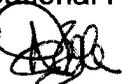
MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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

HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

GEORGE M. PESAK 
Director of Technical Support

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

ANGELICA HACKNEY 
Chief, Office of Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2013-M-19 

Deceased: 

Date of Incident: April 26, 2013

Date of Death: April 26, 2013

Operator: American Aggregates of
Michigan, Inc.

Mine: Ray Road Plant

Contractor: Stante Excavating Co.
Inc.

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 52 year old contract bulldozer operator, was operating a bulldozer and failed to answer several calls from his foreman. He was discovered deceased in the cab of his bulldozer. The engine was off, the blade was on the ground and the cab doors were open. He was pronounced dead at the scene.

Both the death certificate and autopsy report indicated that the manner of death was natural and the cause of death was atherosclerotic heart disease with chronic obstructive pulmonary disease as a contributory cause.

Based on the findings of the death certificate, the autopsy report 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
Douglas L. Parker