

U.S. Department of Labor

Mine Safety and Health Administration
201 12th Street South
Arlington, Virginia 22202-5452



MAR 01 2016

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

FROM:

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

HEIDI W. STRASSLER *Heidi W. Strassler*
Associate Solicitor for Mine Safety and Health

WILLIAM J. FRANCAERT *William J. Francart*
Acting Director of Technical Support

TEDDI F. EISEN, M.D., FACOEM *Teddi F. Eisen MD*
Reviewing Medical Officer, Contractor
Federal Occupational Health
Program Support Center
U.S. Department of Health & Human Services

SYED HAFEEZ *Syed Hafeez*
Director, Program Evaluation and Information

SUBJECT: Chargeability Review Committee Decision

Case No.: 2015-M-33 [REDACTED]

Deceased: [REDACTED]

Date of Incident: July 27, 2015
(Vehicle Found)

Date of Death: July 28, 2015 (Body
Found)

Operator: Kimble Clay & Limestone

Mine: Kimble Clay, Limestone Quarry
and Mill

Autopsy Conducted: Released
October 30, 2015

Death Certificate Released:
September 14, 2015

Decision: Not chargeable

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In a unanimous decision, the Chargeability Review Committee has determined that the death of [REDACTED] should not be charged to the mining industry. [REDACTED], a 48-year old trespasser, abandoned his vehicle at the mine site and his body was found nearby the next day.

The State of Ohio's Certificate of Death listed the manner of death as suicide with the immediate cause as hemorrhagic shock due to self-inflicted sharp instrument injury. The autopsy report indicates wounds consistent with suicide.

MSHA's investigation was conducted on July 28, 2015. It was determined that the victim was not employed by or affiliated with the mine operator.

Based on these findings, the committee members concluded that [REDACTED] was a trespasser and that his death should not be charged to the mining industry.

cc: Joseph A. Main
Patricia W. Silvey
Laura V. McClintock