

Preliminary Report of Accident



1. Accident Type: Fatal Injury		2. Accident Classification Slip or Fall of Person		3. Date/Time of Accident 12/09/2010 09:58 AM		4. Date/Time of Death 07/26/2012		5. Fatal Case No 25						
6. Mine Information :														
a) Mining Company Name Blue Star Materials LLC			b) Mine Name Blue Star Materials			c) Parent of Mining Company Steve Loftus; John Loftus								
7. Mine Location : Chico			a) City Chico		b) County Wise		c) State TX		8. Mine ID Number: 41-04827	9. Union: NO				
10. Primary Mineral Mined: CRUSHED & BROKEN LIMESTONE			11. Number of Mine Employees: 42		a) Total	b) Underground	c) Open Pit/Quarry 21	d) Mill/Prep Plant 16	e) Other 5					
12. Contractor Name:						13. Union		14. Contractor ID Number:						
15. Contractor Address:			a) City		b) County		c) State		d) Zip Code					
16. Number of Contractor Employees:			a) Total	b) Underground	c) Open Pit/Quarry	d) Mill/Prep Plant	e) Other							
17. Number of Persons in Mine at Time of Accident:					18. Number of Persons Unaccounted For:									
a) Mine Employees: 25		b) Contractor Employees:			a) Mine Employees:		b) Contractor Employees:							
19) Location of Accident								20. Mining Height:						
<input type="checkbox"/> 01-Underground	<input checked="" type="checkbox"/> 03-Open Pit	<input type="checkbox"/> 07-Advance Mining	<input type="checkbox"/> 30-Mill/Prep Plant	<input type="checkbox"/> Other (specify)				Feet	Inches					
<input type="checkbox"/> 02-Surface at Underground	<input type="checkbox"/> 06-Dredge Mining	<input type="checkbox"/> 08-Retreat Mining	<input type="checkbox"/> 99-Office Facility											
21. Nonfatal Injuries: 0		22. Fatal Injuries: 1												
23. Victim Information :			a) Name Jesus DeLuna		b) Age 61									
c) Regular Job Title: Plant Operator			d) Activity at Time of Accident: Turning water valve off				<input checked="" type="checkbox"/> Mine Employee							
24. Experience :			Years Weeks Days			Years Weeks Days			Year: Weeks Days					
a) Total:	0	3	3	b) at the mine:	0	3	3	c) at activity (23d)	0	3	3	d) with Contractor		
25. Autopsy Performed: NO						26. Mine Telephone No.: (940) 644-6000								

27. Description of Accident (include equipment involved, the exact location in the mine, and status of rescue and recovery operations):

On December 9, 2010, Jesus De Luna, a 61-year-old plant operator, was working on an elevated platform when a water hose burst, knocking him over the handrail. He fell 34 feet and sustained fractures to seven ribs, severe lung and shoulder injuries and a vertebral fracture, which left him without use of his legs. He was hospitalized multiple times due to his injuries, and he died on July 26, 2012. The death certificate indicated that the manner of death was accidental and due to complications of paraplegia secondary to the fall. Based on the findings of the death certificate, the medical examiner's report, and the MSHA investigation, the Fatality Review Committee concluded that his death was accidental and should be charged to the mining industry.

The information provided in this notice is based on preliminary data ONLY and does not represent final determinations regarding the nature of the incident or conclusions regarding the cause of the accident.

28. Equipment Manufacturer:				29. Model:			
30. District: M5000 South Central		32. Field Office: Dallas TX			33. Event Number: 6546645		
34. Accident Investigator: Jim B. Dobyns			35. MSHA Person Notified: David Hamm		Date: 12/09/2010	Time: 10:23 A	
36. Type of Report: Amended		37. Name of Preparer and Date Prepared Mike Hancher <i>MH</i>			Date: 04/14/2015		
38. Reason For Amendment:							