



DEC 08 2008

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

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: C-2008-23 [REDACTED]

Deceased: [REDACTED]

Date of Incident: 07/13/2008

Date of Death: 07/13/2008

Operator: Eastern Associated Coal
LLC

Mine: Federal No. 2

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. MSHA's investigation revealed that [REDACTED] was employed as a roof bolting machine operator at the Federal No. 2 mine. [REDACTED] became ill shortly after he arrived on the 4 Right section near the beginning of his shift. He was given emergency medical assistance and transported to the Ruby Memorial Hospital where he was pronounced dead. MSHA's inspection of the area did not disclose any violations or hazardous conditions that could have caused [REDACTED] death. The Autopsy Report indicates that the manner of death was natural and the cause of death was an acute myocardial infarction due to ischemic heart disease. Contributing to the death was diabetes mellitus.

Based on the Autopsy Report and the results of MSHA's investigation, the committee members concluded that [REDACTED] died from natural causes and his death should not be charged to the mining industry.

cc: Richard E. Stickler
John Pallasch
Robert M. Friend