



MAY 21 2008

MEMORANDUM FOR FELIX A. QUINTANA

Administrator for Metal and
Nonmetal Mine Safety and Health

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: M-2007-51 [REDACTED]

Deceased: [REDACTED]

Date of Incident: April 18, 2007

Date of Death: April 18, 2007

Operator: Shelly Materials, Inc.

Mine: Lockbourne Plant

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 disclosed that a mine employee discovered [REDACTED] body on mine

results of MSHA's investigation, the committee members concluded that [REDACTED] death should not be charged to the mining industry because she was not authorized to be on mine property and was not engaged in mining-related activities at the time of her death.

cc: Richard E. Stickler
John Pallasch
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bcc: MSHA File Copy, Rm 2171, Code PRT 50
V.Stewart.lj:05/05/2008:email/assignment