



NOV 26 2008

MEMORANDUM FOR FELIX A. QUINTANA

Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: M-2008-27 [REDACTED]

Deceased: [REDACTED]

Date of Incident: On or about
07/04/2008

Date of Death: On or about
07/04/2008

Operator: Vulcan Construction
Materials, Inc.

Mine: Greystone Quarry

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 trespassing on the property of the Greystone Quarry when he fell approximately 350 feet to his death. He had entered the quarry through a locked gate while the quarry was closed for the July 4th holiday. The committee members concluded that [REDACTED] death should not be charged to the mining industry because he was trespassing on mine property at the time of the incident which caused his death.

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