



JAN 16 2009

MEMORANDUM FOR KEVIN G. STRICKLIN
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Mine Safety and Health

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: C-2008-42 [REDACTED]

Deceased: [REDACTED]

Date of Incident: October 21, 2008

Date of Death: October 21, 2008

Operator: Cumberland River Coal
Company

Mine: Pardee Plant/Loadout

Contractor: Double T Trucking

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. According to MSHA's investigation, the deceased was a mechanic who was working as a contractor at the Cumberland River Coal Company Pardee Plant and Loadout. He was found hanging by the neck from a cotton rope attached to a boom truck inside the truck shop. [REDACTED] had secured both the shop and garage doors from the inside. An investigation by the Wise County Sheriff's Office determined that the nature of death was suicide. Based on investigations by both MSHA and local law enforcement officials, the committee members concluded that [REDACTED] death was a suicide and should not be charged to the mining industry.

cc: Richard E. Stickler
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