



MAY 6 - 2009

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.: 2009-C-02 [REDACTED]

Deceased: [REDACTED]

Date of Incident: January 23, 2009

Date of Death: January 23, 2009

Operator: Chevron Mining, Inc.

Mine: North River #1 Underground
Mine

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. The deceased, a 57 year old scoop operator, was found slumped over in the operator's compartment of his equipment. MSHA's investigation found no indication of stray electricity, air quality hazards or over-exertion. The Death Certificate and hospital records indicated the cause of death was Cardio Pulmonary failure. An autopsy was not performed.

Based on the Death Certificate, the emergency room records 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: Michael A. Davis