



DEC 11 2009

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

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SUBJECT: Fatality Review Committee Decision on Chargeability *Nancy Sahakian*

Case No.: 2009-C-08

Deceased: [REDACTED]

Date of Incident: March 6, 2009

Date of Death: March 6, 2009

Operator: Perry County Coal Corp.

Mine: Coal Preparation Loadout

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 discovered lying on the preparation plant control room floor, not breathing, blue in color and a pulse could not be detected. The investigation found no evidence of physical hazards or environmental factors. The plant superintendent administered CPR until the local ambulance service arrived and took over the resuscitation attempt. He was pronounced dead by the Perry County Deputy Coroner. The death certificate indicated that the death was due to natural causes and that the cause of death was presumed ventricular dysrhythmia secondary to marked cardiomegaly, secondary to hypertensive cardiovascular disease. Based on the death certificate 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: Joseph A. Main
Gregory R. Wagner, MD.
Michael A. Davis