



**JAN 16 2009**

MEMORANDUM FOR FELIX A. QUINTANA  
Administrator for Metal and  
Nonmetal Mine Safety and Health

FROM:

GEORGE M. FESAK *George M. Fesak*  
Director, Program Evaluation and Information Resources

EDWARD P. CLAIR *Edward P. Clair*  
Associate Solicitor for Mine Safety and Health

JEFFREY A. DUNCAN *Jeffrey A. Duncan*  
Director for Educational Policy and Development

MARK E. SKILES *Mark E. Skiles*  
Director of Technical Support

NANCY M. SAHAKIAN, MD *Nancy Sahakian*  
Senior Program Management Consultant, Clinical Operations,  
Federal Occupational Health Service, United States Public  
Health Service

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: M-2008-39-[REDACTED]

Deceased: [REDACTED]

Date of Incident: September 24, 2008

Date of Death: September 24, 2008

Operator: North Shore Stone  
Quarries, Inc.

Mine: North Shore Stone Quarries,  
Inc.

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] worked as a truck driver for the North Shore Stone Quarries. A co-worker found [REDACTED] lying unconscious on the floor of the splitter building. The quarry foreman began CPR pending arrival of the Sandusky County Emergency Medical Service paramedics. He was then transported to a local hospital where he was pronounced dead by an emergency room physician. MSHA investigators did not find any hazardous conditions that could have contributed to [REDACTED] death. The Death Certificate indicates that the cause of death was myocardial infarction secondary to ischemic heart disease and atherosclerosis. An autopsy was not performed.

Based on the Certificate of Death 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: Richard E. Stickler  
John Pallasch  
Michael A. Davis