



MAY 11 2010

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

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2009-C-27-[REDACTED]

Deceased: [REDACTED]

Date of Incident: July 13, 2009

Date of Death: July 13, 2009

Operator: Parkwood Resources, Inc.

Mine: Cherry Tree 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 MSHA investigation found that [REDACTED] was performing the duties required of a prep crew foreman when he complained of back pain. He attributed it to a strain and continued his work. He subsequently fell to the mine floor and appeared to have had a seizure. His crew attempted to perform CPR and EMT's were called to the site. [REDACTED] was transported to a local hospital but was pronounced dead shortly after. MSHA's investigation found no environmental conditions or energized equipment which could have contributed to his death.

Significant blockages were found in three of his coronary arteries and signs of an earlier heart attack were discovered. The autopsy report found that the cause of death was acute myocardial infarction due to severe atherosclerotic coronary artery disease. A toxicology report found no sign of drugs or alcohol in his system.

Based on the autopsy report and the results of MSHA's investigation, the committee members concluded that [REDACTED] died from natural causes and that his death should not be charged to the mining industry.

cc: Joseph A. Main
Gregory R. Wagner, M.D.
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