



JUL - 7 2010

MEMORANDUM FOR NEAL H. MERRIFIELD
Acting Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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SUBJECT:

Fatality Review Committee Decision on Chargeability

Case No.: 2009-M-62

Deceased:

Date of Incident: August 20, 2009

Date of Death: August 20, 2009

Operator: Aggregates USA

Mine: Macon Quarry Mine

Decision: Not Chargeable

In a unanimous decision, the Fatality Review Committee has determined that the death of _____ should not be charged to the mining industry. According to MSHA's investigation, _____ reported early to work for his job as a truck driver and was sitting in the employee area waiting to clock in for work. Thirty minutes before his shift was to begin, he complained about chest pains and indigestion. Emergency medical services were called and he remained conscious as he was being transported to a local hospital. Later that evening, he suffered a massive heart attack and did not recover.

During the investigation, no environmental or physical hazards were found at the property. The certificate of death found that the cause of death was cardio pulmonary arrest secondary to myocardial infarction and coronary artery disease. The manner of death was determined to be natural. An autopsy was not performed.

Based on the Certificate of Death and the results of MSHA's investigation, the committee members concluded that _____ died due to natural causes and that his death should not be charged to the mining industry.

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