

U.S. Department of Labor

Mine Safety and Health Administration
1100 Wilson Boulevard
Arlington, Virginia 22209-3939



MAR 28 2011

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

FROM:

DENNIS RAYMOND *Dennis Raymond*
Acting Chief, Program Policy Evaluation Office

HEIDI W. STRASSLER *Heidi W. Strassler*
Associate Solicitor for Mine Safety and Health

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

LINDA F. ZEILER *Linda F. Zeiler*
Acting Director of Technical Support

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

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2010-C-06-[REDACTED]

Deceased: [REDACTED]

Date of Incident: February 25, 2010

Date of Death: February 25, 2010

Operator: Mountain Edge Mining,
Inc.

Mine: Coalburg No. 1 Mine

Decision: Not chargeable

In a unanimous decision, the Fatality Review Committee has determined that the death of [REDACTED] [REDACTED] should not be charged to the mining industry. [REDACTED], a 52 year old beltman, collapsed while doing recovery work on the main roadway. He was transported by ambulance to a local hospital where he was pronounced dead.

MSHA's investigation found no evidence of physical or environmental factors that may have contributed to his death. The death certificate indicated that the manner of death was natural and that the direct cause of death was diabetes mellitus type 2, with secondary causes of hypertension, atherosclerotic heart disease and hyperlipidemia. An autopsy was not performed.

Based on the death certificate and the MSHA investigation, the committee members concluded that [REDACTED] died as a result of natural causes and that his death should not be charged to the mining industry.

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