



MAR 28 2011

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

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2010-C-14 [REDACTED]

Deceased: [REDACTED] [REDACTED]

Date of Incident: April 06, 2010

Date of Death: April 06, 2010

Operator: Twentymile Coal Co.

Mine: Foidel Creek Mine

Contractor: Peroulis Brothers, Ltd.

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. [REDACTED], a contractor truck driver, picked up a load of coal from the belt loadout area, pulled his truck ahead and stopped. The deceased got out of his truck to cover his load with a tarp and collapsed. Mine employees observed [REDACTED] on the ground and began emergency treatment. He was transported to a local hospital where he was pronounced dead. No sign of an accident was found and a gas check of the cab found 0 ppm of carbon monoxide after 25 minutes of idling. [REDACTED] was performing his normal duties on the day of the incident. No physical or environmental factors were found which may have contributed to his death.

The death certificate indicated that the manner of death was natural and that he died as a result of complications of diffuse severe atherosclerotic cardiovascular disease. The death certificate also noted indications of a prior myocardial infarction and cardiomegaly as significant conditions.

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
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Patricia W. Silvey