

U.S. Department of Labor

Mine Safety and Health Administration
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AUG 24 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-32 [REDACTED]

Deceased: [REDACTED]

Date of Incident: September 09,
2010

Date of Death: September 11, 2010

Operator: Jeddo Coal Company

Mine: Jeddo Basin (J-44 Pit)

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 60 year old water truck operator, slumped over while watering a haul road. The deceased drove his truck into the berm on the left side of the road. The water truck was spotted by a passing haul driver who began CPR. The deceased was transported to a local hospital and subsequently to another facility where he died 2 days later.

The certificate of death indicated that the death was due to an anoxic brain injury due to an acute myocardial infarction and that the manner of death was natural. [REDACTED] also had kidney failure. The MSHA investigation found no problems with the truck and failed to identify any environmental or physical hazards at the site.

Based on the findings of the certificate of death 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
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