

U.S. Department of Labor

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



AUG 24 2011

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

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2010-M-29 [REDACTED]

Deceased: [REDACTED]

Date of Incident: October 08, 2010

Date of Death: October 08, 2010

Operator: Pennsy Supply, Inc.

Mine: Tarburton 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 50 year old customer truck driver, pulled his truck onto a scale but did not move off the scale after obtaining his paperwork. Another driver went to investigate and found the deceased slumped over the wheel of his truck. [REDACTED] was removed from his truck and CPR was performed by co-workers. Emergency medical services were called. He was transported to a local hospital where he was pronounced dead.

The certificate of death determined that the manner of death was natural and the cause of death was coronary artery disease. No autopsy was performed.

Based on the findings of the certificate of death, 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.
Patricia W. Silvey