



AUG 24 2011

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

FROM:

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Handwritten signature of Nancy M. Sahakian, M.D.

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2011-M-05 [REDACTED]

Deceased: [REDACTED]

Date of Incident: February 02, 2011

Date of Death: February 02, 2011

Operator: Shelly Materials, Inc.

Mine: St. Louisville Plant

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 45 year old mine foreman, was using a front-end loader to de-ice roadways in preparation for loading trucks. About one hour later, he was discovered by a customer truck driver slumped over the steering wheel of the loader. Prior to being found unresponsive, the deceased spoke with the scale house attendant and did not mention feeling ill. Emergency response personnel were summoned and CPR was begun on their arrival. He was transported to a local hospital where he was pronounced dead.

The death certificate indicated that the manner of death was natural. Both the death certificate and autopsy report indicated that the death was due to an acute myocardial infarction secondary to severe atherosclerotic cardiovascular disease.

Based on the findings of the death certificate and the autopsy report, 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