

Preliminary Report of Accident

U.S. Department of Labor
Mine Safety and Health Administration



PR001 05/06/2025

1. Accident Type F - Fatal Injury	2. Accident Classification 05 - Falling, Rolling or Sliding Rock /Material	3. Date/Time of Accident 05/01/2025 9:36 AM	4. Date/Time of Death 05/01/2025 9:36 AM	5. Fatal Case No FAI-F00DFD4-1																												
6. Mine Information a) Mining Company Name: SP Silica of Atascosa, LLC b) Mine Name: Signal Peak Silica of Atascosa c) Parent of Mining Company: Orchard Global Asset Management LLP																																
7. Mine Location Information a) City San Antonio	b) County Atascosa	c) State TX	8. Mine ID Number 41-05317	9. Union No																												
10. Primary Mineral Mined Common Sand Mining	11. Number of Employees a) Total 106		b) Underground	c) Open Pit/Quarry																												
d) Mill/Prep Plant 106		e) Other																														
12. Contractor Name Stout Excavating Group LLC			13. Contractor Union No	14. Contractor ID Number B7441																												
15. Contractor Address a) City San Antonio	b) County	c) State TX	d) Zip Code 78247																													
16. Number of Contractor Employees a) Total 28	b) Underground	c) Open Pit/Quarry 28	d) Mill/Prep Plant	e) Other																												
17. Number of Persons in Mine at Time of Accident a) Mine Employees 48	b) Contractor Employees 28	18. Number of Persons Unaccounted for a) Mine Employees 0																														
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19. Accident Location 03 - Open Pit				20. Mining Height Feet Inches																												
21. Nonfatal Injuries	22. Fatal Injuries 1																															
23. Victims Information																																
<table border="1"> <tr> <td colspan="7">Alan C Herrarte</td> </tr> <tr> <td>a) First Name Alan</td> <td>a) MI C</td> <td>a) Last Name Herrarte</td> <td>b) Age 25</td> <td>c) Regular Job Title Equipment Operator</td> <td>d) Activity at Time of Accident Operating Excavator</td> <td>Employee Contractor Employee</td> </tr> <tr> <td colspan="2">24. Mining Experience a) Total Experience 2 Years 28 Weeks Days</td> <td colspan="3">b) Experience at the Mine 2 Years 28 Weeks Days</td> <td>c) Experience at the Activity at the Time of the Accident 1 Years 31 Weeks Days</td> <td>d) Experience with Contractor 2 Years 28 Weeks</td> </tr> <tr> <td colspan="2">25. Autopsy Performed Yes</td> <td colspan="3">If Yes, Location Atascosa County, TX</td> <td colspan="2"></td> </tr> </table>					Alan C Herrarte							a) First Name Alan	a) MI C	a) Last Name Herrarte	b) Age 25	c) Regular Job Title Equipment Operator	d) Activity at Time of Accident Operating Excavator	Employee Contractor Employee	24. Mining Experience a) Total Experience 2 Years 28 Weeks Days		b) Experience at the Mine 2 Years 28 Weeks Days			c) Experience at the Activity at the Time of the Accident 1 Years 31 Weeks Days	d) Experience with Contractor 2 Years 28 Weeks	25. Autopsy Performed Yes		If Yes, Location Atascosa County, TX				
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26. Mine Telephone No. (346) 658-8384																																
27. Description of Accident (include equipment involved, the exact location in the mine, and status and recovery operations) A contract miner died after material from a tailings cell pushed the excavator he was operating off a bench, causing it to overturn and become engulfed with material.																																
<p><i>The information provided in this notice is based on preliminary data ONLY and does not represent final determination regarding the nature of the incident or conclusions regarding the cause of the accident.</i></p>																																
28. Equipment Manufacturer John Deere		29. Model 870																														
30. District M5000 - Dallas District		32. Field Office M5611 - San Antonio TX Field Office		33. Event Number F00DFD4																												
34. Accident Investigator First Name Thomas																																
35. MSHA Person Notified First Name Steven																																
36. Type of Report Initial	37. Name of Preparer Full Name Thomas J Balch		Date Prepared 05/01/2025																													
38. Reason for Amendment																																