



APR 22 2010

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

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2009-C-41 [REDACTED]

Deceased: [REDACTED]

Date of Incident: October 07, 2009

Date of Death: October 07, 2009

Operator: Black Beauty Coal
Company

Mine: Francisco Mine-Underground
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. The deceased, a 52 year old scoop operator, was walking in a mine entry when a co-worker observed him fall face-first to the mine floor. He was initially able to speak but then became unresponsive. He was pronounced dead at a local hospital. The MSHA investigation did not disclose any electrical or environmental hazards which could have caused the death. [REDACTED] had not been performing strenuous tasks during his shift. The death certificate indicated that the death was due to Acute Myocardial Infarction.

Based on the death certificate and the results of MSHA's investigation, the committee members concluded that [REDACTED] died from natural causes and his death should not be charged to the mining industry.

cc: Joseph A. Main
Gregory R. Wagner, M.D.
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