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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-30- [REDACTED]

Deceased: [REDACTED]

Date of Incident: June 27, 2009

Date of Death: June 27, 2009

Operator : ICG Hazard, LLC.
Contractor: Security Hut, Inc. (N599)

Mine: Middle Fork Surface Mine

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 37 year old contractor security guard was found deceased in a vehicle at the main entrance to the mine property. It was believed that she had been dead for 8-10 hours when the guard who was to replace her discovered her body. Both the death certificate and the autopsy report indicated that the cause of death was due to acute myocardial ischemia secondary to thrombosis of the left anterior descending coronary artery and atherosclerotic cardiovascular disease with coronary artery stenosis. The death certificate indicated that the death was due to natural causes. The MSHA investigation found no signs of physical or environmental hazards in the area and the nature of her work was not considered to be strenuous.

Based on the death certificate, the autopsy report and the results of MSHA's investigation, the Fatality Review Committee members concluded that [REDACTED] died from natural causes and that her death should not be charged to the mining industry.

cc. Joseph A. Main
Gregory R. Wagner, MD.
Michael A. Davis