

**U.S. Department of Labor**

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



**AUG 24 2011**

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

**FROM:**

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**SUBJECT:** **Fatality Review Committee Decision on Chargeability**

**Case No.:** 2010-C-22 [REDACTED]

**Deceased:** [REDACTED]

**Date of Incident:** August 13, 2010

**Date of Death:** August 13, 2010

**Operator:** Jim Walter Resources, Inc. **Mine:** Mine No. 7

**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 longwall shearer operator, arrived with his crew for work and walked to the dinner hole. The foreman saw the deceased collapse and fall backwards. CPR and AED were administered. [REDACTED] was air-lifted to a local hospital where he was pronounced dead.

The MSHA investigation found no electrical shock hazards or environmental factors that may have contributed to his death. An autopsy was performed and the results were used to complete the death certificate. The manner of death was determined to be natural and the cause of death was "hypertensive cardiovascular disease".

Based on the death certificate and the results of MSHA's investigation, 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