

**U.S. Department of Labor**

Mine Safety and Health Administration  
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Arlington, Virginia 22209-3939



SEP 09 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-37-[REDACTED]

Deceased: [REDACTED] [REDACTED] [REDACTED]

Date of Incident: September 10,  
2010

Date of Death: September 11, 2010

Operator: Keokee Mining, LLC.

Mine: # 1 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. The deceased, a 53 year old miner, was assisting co-workers in repairing a conveyor belt. Shortly after raking coal off the belt in preparation for a splice he was seen to "play with his glove" and walk over to sit on a battery-operated mantrip vehicle. Five minutes later, he slumped over and fell off the vehicle. He was seen to have tremors on his left side only and then become unresponsive. Emergency response personnel transported him to a local hospital.

On initial examination in the hospital, [REDACTED] had limited neurological responses and was maintained on artificial ventilation. Computer tomography of his head showed a brain hemorrhage. He was pronounced brain dead the following day. The hospital medical report showed intracranial hemorrhage as the cause of death. The toxicology screen was negative. An autopsy was not performed. MSHA's investigation did not identify any electrical or air quality hazards at the mine site.

Based on the hospital report findings 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  
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