



JAN - 3 2011

MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2009-M-73- [REDACTED]

Deceased: [REDACTED]

Date of Incident: November 09,
2009

Date of Death: November 11, 2009

(vehicle found)

(body discovered)

Operator: S.M. Lorusso & Sons, Inc.

Mine: West Roxbury Crushed Stone

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. According to MSHA's investigation, [REDACTED] vehicle was found at a quarry site and after a search of the property, it was determined that the deceased jumped from a bench and into the quarry. [REDACTED] apparently trespassed onto the property when the mine was closed and left a suicide note for his family. The death certificate indicated that his death was due to suicide and was caused by blunt force trauma to the head, neck, torso and extremities. An autopsy was not performed.

Based on the certificate of death, the committee members concluded that [REDACTED] died as a result of a suicide. In addition, the committee members determined that he was not authorized to be on the mine property and was not engaged in mining activity. These factors led the committee members to conclude that his death should not be charged to the mining industry.

cc: Joseph A. Main
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