

U.S. Department of Labor

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



AUG 01 2012

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.: 2011-M-27

Deceased:

Date of Incident: March 19, 2011

Date of Death: March 19, 2011

Operator: Cheney Lime & Cement  
Company

Mine: Landmark Plant

Decision: Not chargeable

In a unanimous decision, the Fatality Review Committee has determined that the death of \_\_\_\_\_ should not be charged to the mining industry. \_\_\_\_\_, a 35 year old kiln burner, was observed at the mine repairing his vehicle on his day off and was last seen leaving the mine on foot. The deceased sent a text message to his wife from the mine in which he made threats of harming himself. His body was found 16 days later in a wooded area of the mine property.

The medical examiner determined that the death was due to intentional multiple drug overdose. The death certificate indicated that the death was due to suicide.

Based on the findings of the medical examiner's report and the death certificate the members of the committee concluded that \_\_\_\_\_ death was a suicide. The MSHA investigation determined that the deceased was employed at the mine and that he died on mine property. He was not performing mine related work activity nor was his death caused by mining activity or equipment. The committee members concluded that \_\_\_\_\_ death should not be charged to the mining industry.

cc: Joseph A. Main  
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