

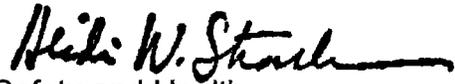


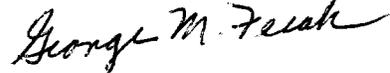
JUN 02 2013

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

FROM:

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Committee Chair  
Director for Educational Policy and Development

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2012-C-19-

Deceased: 

Date of Incident: April 09, 2012

Date of Death: April 09, 2012

Operator: Warrior Coal, LLC.

Mine: Cardinal 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 61 year old shuttle car operator, was operating a shuttle car when he complained of chest pain and pain in his left arm. Emergency response personnel were summoned and he was transported to the surface of the mine. He was transported to a local hospital where he was pronounced dead.

The final diagnosis of the medical examiner indicated that the manner of death was natural and was due to atherosclerotic and hypertensive cardiovascular disease. An MSHA investigation did not identify any environmental or physical hazards that may have contributed to the death. The environmental oxygen levels were normal.

Based on the findings of the medical examiner and the results of MSHA's investigation, the committee members concluded that the death of [REDACTED] should not be charged to the mining industry.

cc: Joseph A. Main  
Patricia W. Silvey  
Stephen R. Weatherford