

U.S. Department of Labor

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



DEC 19 2013

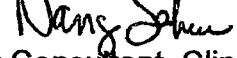
MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

JEFFREY A. DUNCAN 
Committee Chair
Director for Educational Policy and Development


HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

GEORGE M. FESAK 
Director of Technical Support

NANCY M. SAHAKIAN, M.D. 
Senior Program Management Consultant, Clinical Operations,
Federal Occupational Health Service, United States Public
Health Service

ANGELICA HACKNEY 
Chief, Office of Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2012-M-25-

Deceased: 


Date of Incident: November 06, 2012

Date of Death: November 06, 2012

Operator: Southern Aggregates LLC
Delaware

Mine: Plant 1

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 73 year old customer truck driver, arrived at the mine site to pick up his third load of gravel of the day. He stopped his truck before reaching the scales and sat down on the steps of his truck. A loader operator observed him falling to the ground. Emergency medical services were summoned and CPR was administered. He was transported to a local hospital where he was pronounced dead.

The death certificate indicated that the manner of death was natural and that the cause of death was a myocardial infarction. An autopsy was not performed. An MSHA investigation failed to identify any physical or environmental hazards.

Based on the findings of the death certificate and the MSHA investigation, the committee members concluded that [REDACTED] died due to natural causes and that his death should not be charged to the mining industry.

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