

U.S. Department of Labor

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

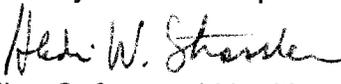


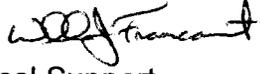
APR 09 2015

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

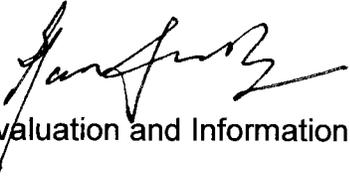
FROM:

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

HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

WILLIAM J. FRANCA 
Acting Director of Technical Support

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

SYED HAFEEZ 
Director, Program Evaluation and Information

SUBJECT: Chargeability Review Committee Decision

Case No.: 2014-M-29-

Deceased: 

Date of Incident: May 23, 2014

Date of Death: May 23, 2014

Operator: Gladding McBean

Mine: GMcB Lincoln Pits & Mill

Decision: Not chargeable

In a unanimous decision, the Chargeability Review Committee has determined that the death of [REDACTED] should not be charged to the mining industry. [REDACTED] age 45, came to the mine site to speak with his father. He was asked later to leave the property and he was found shortly after near his vehicle. His body was lying on top of a rifle with a headshot injury. He was pronounced dead at the scene by the coroner.

Both the death certificate and the autopsy report indicated that the cause of death was a high velocity rifle wound of the head. The toxicology screen was negative. The coroner's report indicated that the death was due to suicide. The MSHA investigation found that [REDACTED] had a history of mental illness, and that he was not an employee at the mine site.

Based on the findings of death certificate and the MSHA investigation, the committee members concluded that [REDACTED] was trespassing, and that he died as a result of suicide and his death should not be charged to the mining industry.

cc: Joseph A. Main
Patricia W. Silvey