

**U.S. Department of Labor**

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



APR 08 2015


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

FROM:

JEFFREY A. DUNCAN   
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SYED HAFEEZ   
Director, Program Evaluation and Information

SUBJECT: Chargeability Review Committee Decision

**Case No.:** 2014-M-43-

**Deceased:** 

**Date of Incident:** December 01,  
2014

**Date of Death:** December 04, 2014

**Operator:** Eastern Industries, Inc.

**Mine:** Kutztown Quarry #111

**Decision:** Not chargeable

In a unanimous decision the Chargeability Review Committee has determined that the death of ██████████ should not be charged to the mining industry.

Mr. ██████ a 58 year old mobile equipment mechanic, was assigned to install a hydraulic cylinder in a haul truck. At the end of his shift he returned to the mine shop to clock out. A co-worker saw him get out of his truck and collapse in the parking lot. He was transported to a local hospital where he died three days later.

The death certificate indicated that the manner of death was natural and that the death was due to brain herniation secondary to a subacute subdural hematoma and coumadin coagulopathy. Other significant conditions included hyperglycemic state, pulmonary embolus, respiratory failure and hypertension. An autopsy was not performed.

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

cc: Joseph A. Main  
Patricia W. Silvey