

U.S. Department of Labor

Mine Safety and Health Administration  
201 12th Street South  
Arlington, Virginia 22202-5452



OCT 30 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

REGINALD J. RICHARDS   
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.: 2015-M-10-

Deceased: 

Date of Incident: May 01, 2015

Date of Death: May 02, 2015

Operator: Tower Rock Stone  
Company

Mine: Tower Rock Stone St.  
Genevieve Facility

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. Mr. [REDACTED], a 58-year old equipment operator, was operating an excavator with a breaker attachment when he was found unresponsive on the ground adjacent to the cab. Co-workers initiated CPR and an ambulance crew transported him to a local hospital. He was air-lifted to another hospital where he died the following day.

The death certificate indicated that the manner of death was natural and that the cause of death was a myocardial infarction. MSHA's investigation did not find any physical or environmental factors that could have contributed to the death.

Based on the death certificate and the MSHA investigation, the committee members concluded that Mr. [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  
Laura V. McClintock