

U.S. Department of Labor

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



FEB 03 2016

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

FROM:

JEFFREY A. DUNCAN *Jeffrey A. Duncan*
Committee Chair
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Reviewing Medical Officer, Contractor
Federal Occupational Health
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U.S. Department of Health & Human Services

SYED HAFEEZ *Syed Hafeez*
Director, Program Evaluation and Information

SUBJECT: Chargeability Review Committee Decision

Case No.: 2015-M-27 [REDACTED]

Deceased: [REDACTED]

Date of Incident: May 26, 2015

Date of Death: May 26, 2015

Autopsy Conducted: N/A

Death Certificate Issued: May 27, 2015

Operator: Keystone Anthracite Company, Inc.

Mine: Brownsville Mine

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. On May 26, 2015 [REDACTED], an 18-year old unemployed high school student, was swimming in an inactive water-filled pit with several other men when he drowned. He was pronounced dead at the scene after a 45 minute resuscitation effort failed.

The cause of death listed on the death certificate was accidental drowning. The MSHA investigation found that [REDACTED] was not employed at the mine and was trespassing.

Based on these findings, the Committee members concluded that [REDACTED]' death should not be charged to the mining industry.

cc: Joseph A. Main
Patricia W. Silvey
Laura V. McClintock