

U.S. Department of Labor

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



MAR 02 2016


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. FRANCAERT 
Acting Director of Technical Support

TEDDI F. EISEN, M.D., FACOEM 
Reviewing Medical Officer, Contractor
Federal Occupational Health
Program Support Center
U.S. Department of Health & Human Services

SYED HAFEEZ 
Director, Program Evaluation and Information Resources

SUBJECT: Chargeability Review Committee Decision

Case No.: 2015-M-38-

Deceased: 

Date of Incident: September 04, 2015

Date of Death: September 04, 2015

Operator: L R Chapman Inc.

Mine: L R Chapman Inc.

Autopsy Conducted: Released
October 05, 2015.

Death Certificate Released: October
05, 2015

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 64-year old wet sand plant operator, was checking the plant and starting the equipment when he was found unresponsive at the bottom of the stairs leading to the control room. CPR was begun but Mr. [REDACTED] was pronounced dead at the scene.

MSHA's investigation was conducted between September 04, 2015 and October 07, 2015. No physical or environmental factors that could have contributed to the death were identified. The autopsy and death certificate found the manner of death to be natural, and the immediate cause of death was listed as hypertensive atherosclerotic heart disease.

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

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