

U.S. Department of Labor

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



MAR 31 2016

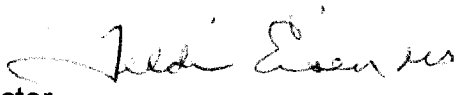
MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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


HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

WILLIAM J. FRANCART 
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-43-

Deceased: 

Date of Incident: October 23, 2015

Date of Death: October 23, 2015

Operator: Whitaker Aggregates

Mine: Whitaker Aggregates Cedar Vale
Quarry

Autopsy Conducted: Not Performed

Death Certificate Released: November
30, 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 55 year-old crusher operator, was operating the secondary crusher when a co-worker noticed that one of the surge bins was running over. Attempts to contact Mr. [REDACTED] were unsuccessful and he was found lying on the control room floor. CPR was administered, and Mr. [REDACTED] was transported to a local hospital. He was pronounced dead soon after.

MSHA's investigation was conducted between October 23, 2015 and November 30, 2015. No physical or environmental factors that could have contributed to the death were identified. The death certificate indicated that the cause of death was cardiopulmonary arrest, and that the manner of death was natural. An autopsy was not performed.

Based on these findings, 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