

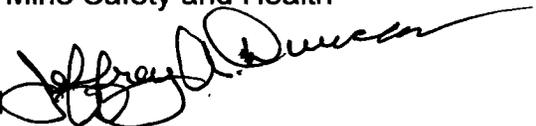
**U.S. Department of Labor**

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



JUN 08 2016

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

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

SUBJECT: Chargeability Review Committee Decision

<b>Case No.:</b> 2016-C-05 	<b>Deceased:</b> 
<b>Date of Incident:</b> March 23, 2016	<b>Date of Death:</b> March 23, 2016
<b>Operator:</b> Amerikohl Mining Inc.	<b>Mine:</b> Amerikohl Strips, Pit #121
<b>Autopsy Conducted:</b> March 23, 2016	<b>Death Certificate Released:</b> April 18, 2016
<b>Decision:</b> Not chargeable	

I have reviewed the investigative report in the death of  and determined it should not be charged to the mining industry.  a 41-year old general laborer/rock truck operator, was assisting with the erection of a silt fence when he collapsed while shoveling. CPR was started immediately and EMS was called to the scene.  was pronounced dead during transport to the hospital.

The death certificate and autopsy report indicate the manner of death was natural and the cause of death was atherosclerotic cardiovascular disease. MSHA's investigation did not identify any environmental or physical factors that could have contributed to the death.

Based on the death certificate, autopsy report and MSHA's investigation, I have determined that the death of  was not due to mine related work activities and should not be charged to the mining industry.

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