

U.S. Department of Labor

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



MAY 03 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. FRANCA   
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.: 2016-M-01-

Deceased: 

Date of Incident: January 14, 2016

Date of Death: January 14, 2016

Operator: Lightle Sand Company

Mine: Lightle Sand Pit

Autopsy Conducted: Not Performed

Death Certificate Released: February  
18, 2016

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 61 year-old customer truck driver, arrived at the mine site to pick up a load of concrete sand. After his truck was loaded he drove a few hundred feet to tarp his load. Another truck driver and the loader operator walked over to his truck after they were unable to reach him by radio. After failing to see him the employees completed covering the load and walked over to the truck cab. Mr. [REDACTED] was slumped over and unresponsive. Efforts to resuscitate him failed and he was declared dead at the scene.

MSHA's investigation was conducted between January 14, 2016 and March 01, 2016. 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