

U.S. Department of Labor

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



DEC 12 2016


MEMORANDUM FOR KEVIN G. STRICKLIN
Acting Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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

SUBJECT:

Chargeability Review Decision

Case No.: 2016-M-21-

Deceased: 

Date of Incident: August 05, 2016

Date of Death: August 05, 2016

Operator: MDC Contracting LLC



Mine: #1313 Cedar Rapids
MSHA ID 2002940

Autopsy Conducted: Not performed

Death Certificate Issued: August 10,
2016

Decision: Not chargeable

I have reviewed the investigative report in the death of  and determined it should not be charged to the mining industry.

, a 57 year old front end loader operator, had been feeding the crushing plant when he suffered a heart attack (myocardial infarction). After his supervisor noticed his loader was not moving, she found  in the loader unresponsive and without a pulse. EMTs arrived at the scene and performed CPR, defibrillation, and hospital transport. However, resuscitation efforts were unsuccessful and were terminated at the hospital by the attending physician.

The death certificate stated that the manner of death was natural, listing the immediate cause of death as myocardial infarction. The MSHA's investigation found that Mr. Ance suffered from a prior heart condition, and had been cleared by his

You can now file your MSHA forms online at www.MSHA.gov. It's easy, it's fast, and it saves you money!

The death certificate stated that the manner of death was natural, listing the immediate cause of death as myocardial infarction. The MSHA's investigation found that [REDACTED] suffered from a prior heart condition, and had been cleared by his

physician to return to work on August 1, 2016. It was also determined by the MSHA's investigation that [REDACTED] was performing routine duties and no environmental conditions were present that could have contributed to the death. Based on the autopsy, death certificate, and MSHA's investigation, I have determined that the death of [REDACTED] 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
Larry J. Trainor