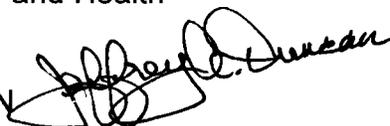


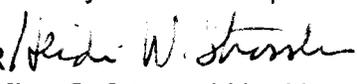


SEP 16 2014

MEMORANDUM FOR MARVIN D. LICHTENFELS  
Acting Administrator for Metal and  
Nonmetal Mine Safety and Health

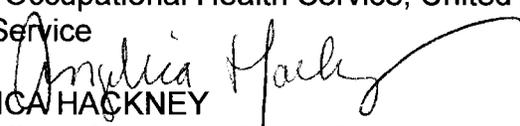
FROM:

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

HEIDI W. STRASSLER   
Associate Solicitor for Mine Safety and Health

GEORGE M. FESAK   
Director of Technical Support

NANCY M. SAHAKIAN, M.D.   
Senior Program Management Consultant, Clinical Operations,  
Federal Occupational Health Service, United States Public  
Health Service

ANGELICA HACKNEY   
Chief, Office of Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2013-M-39-

Deceased:   


Date of Incident: December 13,  
2013

Date of Death: December 13, 2013

Operator: Westroc, Inc

Mine: Highland Pit

Decision: Not chargeable

In a unanimous decision, the Fatality Review Committee has determined that the death of [REDACTED] should not be charged to the mining industry. [REDACTED], 23 year old trespasser, was discovered in her car with a gunshot wound to the chest. The vehicle was parked just inside the gate of the mine. [REDACTED] was transported to a local hospital where she was pronounced dead.

The death certificate indicated that the manner of death was suicide and that the cause of death was a gunshot wound to the chest. An autopsy was not performed. It was determined that [REDACTED] was not an employee at the mine. The MSHA investigation found that there were no mining related work activities involved and that the death was not caused by mining activities or equipment.

Based on the findings of the death certificate and the MSHA investigation, the committee members determined that [REDACTED] was a trespasser on mine property and that her death should not be charged to the mining industry.

cc: Joseph A. Main  
Patricia W. Silvey  
Douglas L. Parker