

**U.S. Department of Labor**

Mine Safety and Health Administration  
1100 Wilson Boulevard  
Arlington, Virginia 22209-3939

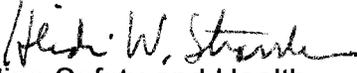


APR 09 2015

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

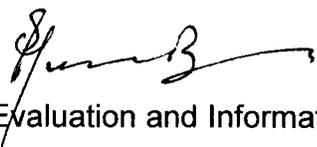
FROM:

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

HEIDI W. STRASSLER   
Associate Solicitor for Mine Safety and Health

WILLIAM J. FRANCAERT   
Acting Director of Technical Support

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

SYED HAFEEZ   
Director, Program Evaluation and Information

SUBJECT: Chargeability Review Committee Decision

**Case No.:** 2014-M-30 

**Deceased:** 

**Date of Incident:** September 10,  
2014

**Date of Death:** September 10, 2014

**Operator:** TXI Operations, LP.

**Mine:** TXI Mill Creek Quarry

**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. [REDACTED] a 64 year old equipment operator, was attending a class in the mine training room when he was found unresponsive. Co-workers began CPR and he was transported to a local hospital where he was pronounced dead approximately one hour later.

The death certificate indicated that the manner of death was natural and that the cause of death was probable atherosclerotic cardiovascular disease. An autopsy was not performed. The MSHA investigation found no indication that over-exertion was a factor in [REDACTED] death.

Based on the findings of death certificate and the MSHA investigation, the committee members concluded that [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