



JUN 18 2008

MEMORANDUM FOR FELIX A. QUINTANA

Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: M-2007-52 [REDACTED]

Deceased: [REDACTED]

Date of Incident: May 25, 2007

Date of Death: May 25, 2007

Operator: Nugent Sand Company,
Inc.

Mine: Nugent Sand Plant #1

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. MSHA's investigation revealed that [REDACTED] was a 57-year-old front-end loader operator who

worked at the Nugent Sand Plant #1. [REDACTED] was loading the primary feeder hopper when he became ill and asked to be relieved. He proceeded to the restroom where he collapsed. The autopsy report indicates that the cause of death was "sudden cardiac death due to occluded circumflex branch of the left coronary artery" and the manner of death was "natural." Based on the autopsy report and the results of MSHA's investigation, the committee members concluded that [REDACTED] died from natural causes and that his death should not be charged to the mining industry.

cc: Richard E. Stickler
John Pallasch
Robert M. Friend