

U.S. Department of Labor

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



NOV 26 2008

MEMORANDUM FOR FELIX A. QUINTANA

Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

GEORGE M. FESAK *George M. Fesak*
Director, Program Evaluation and Information Resources

EDWARD P. CLAIR *Edward P. Clair*
Associate Solicitor for Mine Safety and Health

JEFFREY A. DUNCAN *Jeffrey A. Duncan*
Director for Educational Policy and Development

MARK E. SKILES *Mark E. Skiles*
Director of Technical Support

NANCY M. SAHAKIAN, MD *Nancy Sahakian*
Senior Program Management Consultant, Clinical Operations,
Federal Occupational Health Service, United States Public
Health Service

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: M-2008-16 [REDACTED]

Deceased: [REDACTED]

Date of Incident: 05/01/2008

Date of Death: 05/03/2008

Operator: Randles Sand and Gravel

Mine: Fredrickson Operation

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. According to MSHA's investigation, the deceased was employed as a truck driver at the Fredrickson Operation of Randles Sand and Gravel. He was found unconscious in his truck just outside the entrance to mine property. MSHA's investigation did not identify any hazards that could have contributed to [REDACTED] death. The Certificate of Death states that the manner of death was natural and the cause of death was ventricular fibrillation with dilated cardiomyopathy. An autopsy was not performed.

Based on the Certificate of Death and the results of MSHA's investigation, the committee members concluded that [REDACTED] died from natural causes and his death should not be charged to the mining industry.

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