

U.S. Department of Labor

Mine Safety and Health Administration
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Arlington, Virginia 22209-3939



MAY - 4 2009

MEMORANDUM FOR KEVIN G. STRICKLIN
Administrator for Coal
Mine Safety and Health

FROM:

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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2009-C-01 [REDACTED]

Deceased: [REDACTED]

Date of Incident: January 1, 2009

Date of Death: January 1, 2009

Operator: Mt. Carmel Co-Gen

Mine: Mt. Carmel Co-Gen Culm
Handling Facility

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] a 51 year old mine trespasser, was found unresponsive in her personal vehicle. The deceased had been involved in a relationship with a mine employee. The MSHA investigation, the Death Certificate and a toxicology report concluded that [REDACTED] died as a result of mixed drug toxicity and that the death was a suicide. Both ethanol and a substantial amount of sleep medication had been ingested by the deceased. An autopsy was not performed.

Based on MSHA's investigation, Death Certificate and laboratory reports, the committee members concluded that [REDACTED] cause of death was a suicide and that her death should not be charged to the mining industry.

cc: Michael A. Davis