



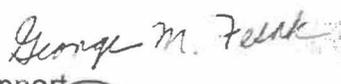
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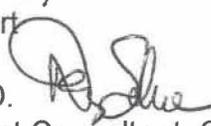
MEMORANDUM FOR NEAL H. MERRIFIELD
Administrator for Metal and
Nonmetal Mine Safety and Health

FROM:

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

HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

GEORGE M. FESAK 
Director of Technical Support

NANCY M. SAHAKIAN, M.D. 
Senior Program Management Consultant, Clinical Operations, Federal
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BRENT A. CARPENTER 
Chief, Office Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No: 2012-M-07-

Deceased: 

Date of Incident: April 24, 2012
(Investigation began)

Date of Death: April 24, 2012
(Investigation began)

Operator: Hunt Martin Materials LLC

Mine: Sunflower Quarry

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 34 year old trespasser, was found dead in an abandoned refrigerator. The body was discovered on property leased by the operator.

The autopsy could not determine the cause of death as the body was significantly decomposed. The toxicology screen was positive for methamphetamine in the liver and brain. The death was determined to be a homicide by the Johnson County Sheriff's Office.

The committee members concluded that the deceased was not performing mine related work activities nor was his death caused by mining activities or equipment. The committee determined that [REDACTED] was not authorized to be on the mine property and that his death should not be charged to the mining industry.

cc: Joseph A. Main
Patricia W. Silvey
Stephen R. Weatherford