

U.S. Department of Labor

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



DEC 19 2013


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

FROM:

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


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ANGELICA HACKNEY 
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SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2012-C-36-

Deceased: 

Date of Incident: August 12, 2012

Date of Death: September 02, 2012

Operator: Big Run Mining, Inc.

Mine: KY No.5 Mine

Contractor: Turner Trucking
Company, Inc.

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 57 year old contract truck driver, was hauling coal when he was found unresponsive and slumped over the steering wheel of his truck along a section of mine haul road.

The death certificate indicated that the manner of death was natural and that the cause of death was an intracerebral pontine hemorrhage with diabetes mellitus as a contributing condition. No physical or environmental hazards were identified during the MSHA investigation.

Based on the findings of the 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
Stephen R. Weatherford