

U.S. Department of Labor

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



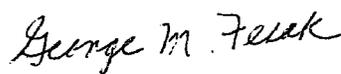
DEC 19 2013

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

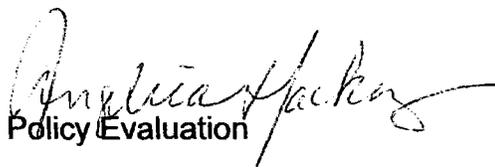
FROM:

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,
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ANGELICA HACKNEY 
Chief, Office of Program Policy Evaluation

SUBJECT: Fatality Review Committee Decision on Chargeability

Case No.: 2013-M-03-

Deceased: 

Date of Incident: February 19, 2013

Date of Death: February 19, 2013

Operator: Intermountain Concrete Co. Mine: Crusher #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. [REDACTED], a 59 year old foreman, was cleaning the bucket on the front end loader with a shovel when he was discovered pulseless and lying face-down in front of the loader on top of the shovel. He was declared dead on the scene by medical personnel.

The death certificate indicated that the manner of death was natural and that the cause of death was a cardiac arrhythmia due to coronary artery disease with chronic obstructive pulmonary disease identified as a significant medical condition. An autopsy was not performed.

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