

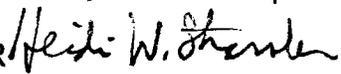


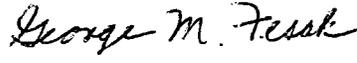
FEB 04 2015

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

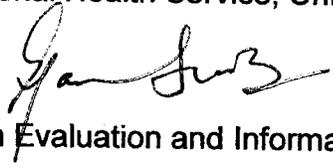
FROM:

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 Occupational Health Service, United States Public
Health Service

SYED HAFEEZ 
Director, Program Evaluation and Information

SUBJECT: Chargeability Review Committee Decision

Case No.: 2014-M-13-

Deceased: 

Date of Incident: February 17, 2014

Date of Death: February 17, 2014

Operator: Sylvania Minerals, LLC.

Mine: Sylvania Minerals

Contractor: Dan's Excavating, Inc.

Decision: Not chargeable

In a unanimous decision, the Chargeability Review Committee has determined that the death of [REDACTED] should not be charged to the mining industry. Mr. [REDACTED] a 54 year old contractor equipment operator, was standing next to his excavator while it was warming up at the start of his shift. He called his supervisor to say that he believed he was having a heart attack. His co-worker transported him in his pickup truck from his excavator to the shop where he lost consciousness. Employees began CPR and he was transported to a local hospital where he died the following day.

The death certificate indicated that the manner of death was natural and that the cause of death was cardiogenic shock due to an acute myocardial infarction. An autopsy was not performed. The deceased was obese and had a history of diabetes.

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
Douglas L. Parker