

U.S. Department of Labor

Mine Safety and Health Administration
201 12th Street South
Arlington, Virginia 22202-5452

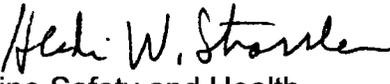


MAR 02 2016

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

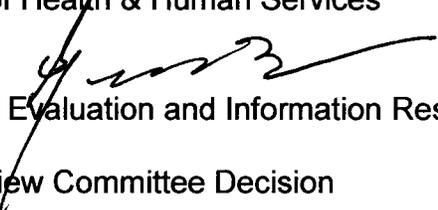
FROM:

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

HEIDI W. STRASSLER 
Associate Solicitor for Mine Safety and Health

WILLIAM J. FRANCA 
Acting Director of Technical Support

TEDDI F. EISEN, M.D., FACOEM 
Reviewing Medical Officer, Contractor
Federal Occupational Health
Program Support Center
U.S. Department of Health & Human Services

SYED HAFEEZ 
Director, Program Evaluation and Information Resources

SUBJECT: Chargeability Review Committee Decision

Case No.: 2015-M-34-

Deceased: 

Date of Incident: September 28, 2015

Date of Death: September 28, 2015

Operator: Hanson Aggregates
Midwest, LLC.

Mine: Dry Fork Sand & Gravel

Autopsy Conducted: Not Performed

Death Certificate Released: October
20, 2015

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 62-year old truck driver, was found slumped back in the seat of his haul truck by a co-worker. CPR was begun and Mr. [REDACTED] was transported to a local hospital. He was pronounced dead on arrival.

The death certificate indicated that manner of death was natural, and that the cause was coronary atherosclerosis with adenocarcinoma of the lung identified as a contributing factor. Mr. [REDACTED] was known to have been suffering from lung cancer. An autopsy was not performed.

MSHA's investigation was conducted between September 28, 2015 and October 01, 2015. No physical or environmental factors that could have contributed to the death were identified.

Based on these findings, the committee members concluded that Mr. [REDACTED]'s death should not be charged to the mining industry.

cc: Joseph A. Main
Patricia W. Silvey
Laura V. McClintock