



JAN 06 2017

MEMORANDUM FOR TIMOTHY WATKINS
Acting Administrator for
Coal Mine Safety and Health

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

SUBJECT: Chargeability Review Decision

Case No.: 2016-C-23 [REDACTED] **Deceased:** [REDACTED]
Date of Incident: November 28, 2016 **Date of Death:** November 28, 2016
Operator: The American Coal Company **Mine:** New Future Mine
MSHA ID 11-03232
Autopsy Conducted: Not conducted **Death Certificate Issued:** December
2, 2016
Decision: Not chargeable

I have reviewed the investigative report in the death of [REDACTED] and determined it should not be charged to the mining industry. [REDACTED] a 46-year-old pumper, was working with a co-worker to prepare a new location for a pump installation. [REDACTED] complained of chest pain while walking toward the mantrip to eat lunch. He grabbed his chest and fell to the mine floor. Miners and emergency medical personnel performed cardiopulmonary resuscitation on [REDACTED]. He was transported to a local hospital where he was pronounced dead.

The death certificate states that the manner of death was natural, and the primary cause of death myocardial infarction. The MSHA investigation did not identify any environmental or physical conditions that contributed to the death.

Based on the death certificate and MSHA's investigation, I have determined that the death of [REDACTED] was not due to mine related work activities and should not be charged to the mining industry.

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