



MAY 11 2017

MEMORANDUM FOR: MARVIN LICHTENFELS

Deputy Administrator for Metal and Nonmetal
Mine Safety and Health

FROM:

JEFFREY A. DUNCAN

Committee Chair

Director for Educational Policy and Development

SUBJECT:

Chargeability Review Decision

Case No.: 2017-M-08-

Deceased:

Date of Incident: February 24, 2017

Date of Death: February 24, 2017

Operator: Luck Stone Corp-Spotsylvania

Mine: Spotsylvania Plant
MSHA ID 4403751

Contractor: Northern Virginia Drilling Inc.
ID 2AW

Autopsy Conducted: No

Death Certificate Issued: February
28, 2017

Decision: Not Chargeable

I reviewed the investigative report in the death of [REDACTED] and determined it should not be charged to the mining industry. [REDACTED] a 58-year-old contract driller, was observed in distress next to his vehicle. He complained of chest and neck pain, and the mine foreman contacted 911 for assistance. Emergency medical personnel arrived and transported [REDACTED] to the hospital. At the hospital he was admitted for cardiac surgery, but died during the surgical procedure.

The death certificate states that the immediate cause of death was myocardial infarction. The MSHA investigation did not reveal any environmental or physical conditions that contributed to the death.

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

cc: Patricia W. Silvey
Kevin G. Stricklin
Sheila A. McConnell
Lawrence Trainor