



JUL 06 2017

MEMORANDUM FOR: MARVIN LICHTENFELS  
Deputy Administrator for Metal and Nonmetal  
Mine Safety and Health [REDACTED]

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

SUBJECT: Chargeability Review Decision

<b>Case No.:</b> 2017-M-20-[REDACTED]	<b>Deceased:</b> [REDACTED]
<b>Date of Incident:</b> June 8, 2017	<b>Date of Death:</b> June 8, 2017
<b>Operator:</b> Lane Construction Corp.	<b>Mine:</b> Cold River Materials Walpole Quarry MSHA ID 27-00053
<b>Contractor:</b> Ridley Trucking ID A3254	
<b>Autopsy Conducted:</b> No	<b>Death Certificate Filed:</b> June 13, 2017
<b>Autopsy Report Issued:</b> N/A	<b>Death Certificate Received by MSHA:</b> June 15, 2017
<b>Decision:</b> Not Chargeable	

I reviewed the investigative report in the death of [REDACTED] and determined it should not be charged to the mining industry. Mr. [REDACTED], a 63-year-old contractor truck driver, was found slumped over and unresponsive in the cab of his vehicle shortly after complaining to coworkers that he felt ill. Coworkers performed cardiopulmonary resuscitation and were relieved by first responders (police and EMS personnel). The first responders assessed that [REDACTED] had died before they arrived, and he was later pronounced dead at the scene by a county medical examiner.

The death certificate states that the manner of death was natural, and that the immediate cause of death was cardiac arrest and acute coronary syndrome. Hypertension was listed as an underlying cause of death and cigarette smoking as a

significant contributing condition. 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