

U.S. Department of Labor

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



SEP 29 2017

MEMORANDUM FOR: EMILY K. HARGROVE
Acting Administrator for Metal and Nonmetal
Mine Safety and Health

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

SUBJECT: Chargeability Review Decision

Case No.: 2017-M-30-[REDACTED]	Deceased: [REDACTED]
Date of Incident: July 3, 2017	Date of Death: July 3, 2017
Operator: Southwest Rock Products, LLC	Mine: Portable #3 MSHA ID 0203146
Contractor: N/A	
Autopsy Conducted: Yes	Death Certificate Certified: July 6, 2017
Autopsy Report Received by MSHA: September 18, 2017	Death Certificate Received by MSHA: September 12, 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. Mr. [REDACTED], age 58, collapsed while waiting for a miner to adjust a scale on the conveyor. 911 was contacted, and paramedics arrived on scene to find Mr. [REDACTED] in full cardiopulmonary arrest. Lifesaving efforts were initiated by paramedics and at the medical center emergency room. Despite these efforts, Mr. [REDACTED] expired in the emergency room.

Both the autopsy report and the death certificate state that the manner of death was natural, and that the cause of death was hypertensive atherosclerotic cardiovascular disease.

Based on the autopsy report, death certificate, and MSHA's investigation, I determined that the death of Mr. [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