



OCT 04 2017

MEMORANDUM FOR: EMILY K. HARGROVE  
Acting Deputy 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-32-[REDACTED]

Deceased: [REDACTED]

Date of Incident: August 9, 2017

Date of Death: August 9, 2017

Operator: Aggregate Industries - MWR  
Inc.

Mine: 6 X 20 Wash Plant P-186  
MSHA ID 21-03291

Contractor: N/A

Autopsy Conducted: No

Death Certificate Filed: August 16,  
2017

Autopsy Report Issued: N/A

Death Certificate Received by  
MSHA: September 5, 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], a 74-year-old scale operator was discovered by a co-worker on the floor of the scale house. [REDACTED] was unresponsive, the co-worker performed cardiopulmonary resuscitation, and 911 was contacted. After contacting the doctor on staff, responding EMS personnel pronounced Mr. [REDACTED] dead at the scene.

The death certificate states that the manner of death was natural, and that the immediate cause of death was multisystem organ failure. Dyslipidemia was listed as a contributing factor. 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 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