

U.S. Department of Labor

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



DEC 12 2017

MEMORANDUM FOR: EMILY K. HARGROVE

Acting 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-35 [REDACTED]

Deceased: [REDACTED]

Date of Incident: October 13, 2017

Date of Death: October 13, 2017

Operator: Wake Stone Corporation

Mine: Triangle Quarry

Mine ID 31-01940

Contractor: N/A

Autopsy Conducted: No

Death Certificate Issued: October 24,
2017

Decision: Not Chargeable

**Death Certificate Received by
MSHA:** November 14, 2017

I reviewed the investigative report in the death of [REDACTED] and determined it should not be charged to the mining industry. Mr. [REDACTED], a 58-year-old mine foreman, was found by a miner in the employee restroom facedown and unresponsive. Cardiopulmonary resuscitation was performed and 911 contacted. EMS arrived and conducted resuscitation efforts while at the mine and during hospital transport. However, Mr. [REDACTED] could not be revived and was pronounced dead by the attending hospital physician.

The death certificate states that the manner of death was natural, and the immediate cause of death was ventricular fibrillation. Ischemic coronary vascular disease was listed as an underlying cause of death. 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
David G.Zatezalo
Wayne D.Palmer
Lawrence Trainor