

**U.S. Department of Labor**

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



DEC 06 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-37-[REDACTED]

**Deceased:** [REDACTED]

**Date of Incident:** October 4, 2017

**Date of Death:** October 4, 2017

**Operator:** Kennecott Utah Copper LLC

**Mine:** Copperton Concentrator  
MSHA ID 42-01996

**Contractor:** North American Industrial  
Services  
ID 1WA

**Autopsy Conducted:** Yes

**Death Certificate Issued:** November  
20, 2017

**Autopsy Report Received  
by MSHA:** November 27, 2017

**Death Certificate Received by  
MSHA:** November 27, 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 52-year-old contract laborer, collapsed after complaining to his supervisor that he was feeling lightheaded and out of breath. The supervisor and mine emergency response team performed cardiopulmonary resuscitation until EMS arrived to assume resuscitation efforts. Mr. [REDACTED] was transported by EMS to the hospital, but he could not be revived and was pronounced dead.

Both the autopsy report and death certificate state that the manner of death was natural, and that the immediate cause of death was atherosclerotic and hypertensive cardiovascular disease. The MSHA investigation did not reveal any environmental or physical conditions that contributed to the death.

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  
David G.Zatezalo  
Wayne D.Palmer  
Lawrence Trainor