



JUL 10 2018

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.: 2018-M-10-[REDACTED]

Deceased: [REDACTED]

Date of Incident: May 31, 2018

Date of Death: May 31, 2018

Operator: Pyramid Materials Inc.

Mine: Plant #2
Mine ID 4503713

Contractor: Ceccanti Inc.
ID B207

Date of Autopsy: N/A

Death Certificate Issued: June 13,
2018

Decision: Not Chargeable

Death Certificate Received by
MSHA: June 20, 2018

I reviewed the investigative report in the death of [REDACTED] and determined it should not be charged to the mining industry. Mr. [REDACTED] a 50-year-old truck driver, was found unresponsive slumped over the steering wheel of his truck. Fire department personnel arrived and performed cardiopulmonary resuscitation. However, Mr. [REDACTED] died during transport to the emergency room.

The death certificate states that the manner of death was natural, and that the immediate cause of death was coronary artery disease as a consequence of tobacco use. 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