

U.S. Department of Labor
Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: (518)464-6742 FAX: (518)464-4337



OSHA Website Address: <http://www.osha.gov>

Citation and Notification of Penalty

To:
American Felt & Filter Co Inc and
American Felt & Filter Co LLC;
Hereinafter referred to as
American Felt & Filter Co

Inspection Number: 315750224

and its successors
361 Walsh Avenue
New Windsor, NY 12553

Inspection Date(s): 08/10/2011 - 10/25/2011

Issuance Date: 12/28/2011

Inspection Site:
361 Walsh Avenue
New Windsor, NY 12553

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or , if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the page 4 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest - You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.

Penalty Payment - Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance.

OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.

Notification of Corrective Action - For violations which you do not contest, you should notify the U.S. Department of Labor Area Office promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the Area Office in writing of the abatement steps you have taken and of their dates, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc.

Employer Discrimination Unlawful - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities - The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees - The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Internet Posting Notice: You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to your inspection will be available 30 calendar days after the Citation Issuance Date. You are encouraged to review the information concerning your establishment at "<http://www.osha.gov>". If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 12/28/2011. The conference will be held at the OSHA office located at 401 New Karner Road, Suite 300, Albany, NY, 12205 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 1 Type of Violation: **Serious**

29 CFR 1910.95(d)(1): A representative monitoring program was not developed and implemented when information indicated that an employee's exposure may equal or exceed an 8-hour time weighted average of 85 dBA:

- (a) On or about September 12, 2011, in room #10, for the employee that was operating the M-24 loom that was exposed to noise at 153% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 93 dBA. Sampling was performed for 331 minutes. Zero exposure was assumed for 149 minutes.
- (b) On or about September 12, 2011, in room #10, for the 10 room card operator that was exposed to noise at 87.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 89 dBA. Sampling was performed for 337 minutes. Zero exposure was assumed for 143 minutes.
- (c) On or about September 12, 2011, in room #11, for the M-34 loom operator that was exposed to noise at 103.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 90.3 dBA. Sampling was performed for 341 minutes. Zero exposure was assumed for 139 minutes.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 2a Type of Violation: **Serious**

29 CFR 1910.95(g)(1): An audiometric testing program was not established and maintained for all employees whose noise exposure equaled or exceeded an 8 hour time weighted average of 85 dBA:

- (a) On or about September 12, 2011, in room #10, for the employee that was operating the M-24 loom that was exposed to noise at 153% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 93 dBA. Sampling was performed for 331 minutes. Zero exposure was assumed for 149 minutes.
- (b) On or about September 12, 2011, in room #10, for the 10 room card machine operator that was exposed to noise at 87.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 89 dBA. Sampling was performed for 337 minutes. Zero exposure was assumed for 143 minutes.
- (c) On or about September 12, 2011, in room #11, for the M-34 loom operator that was exposed to noise at 103.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 90.3 dBA. Sampling was performed for 341 minutes. Zero exposure was assumed for 139 minutes.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

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Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 2b Type of Violation: **Serious**

29 CFR 1910.95(k)(1): A training program was not instituted for all employees who were exposed to noise at or above an 8 hour time weighted average of 85 dBA:

- (a) On or about September 12, 2011, in room #10, for the employee that was operating the M-24 loom that was exposed to noise at 153% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 93 dBA. Sampling was performed for 331 minutes. Zero exposure was assumed for 149 minutes.
- (b) On or about September 12, 2011, in room #10, for the card room machine operator that was exposed to noise at 87.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 89 dBA. Sampling was performed for 337 minutes. Zero exposure was assumed for 143 minutes.
- (c) On or about September 12, 2011, in room #11, for the M-34 loom machine operator that was exposed to noise at 103.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 90.3 dBA. Sampling was performed for 341 minutes. Zero exposure was assumed for 139 minutes.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 2c Type of Violation: **Serious**

29 CFR 1910.95(l)(1): The employer did not make available to affected employees or their representatives copies of this standard and did not post a copy in the workplace:

- (a) On or about September 12, 2011, in room #10, for the employee that was operating the M-24 loom that was exposed to noise at 153% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 93 dBA. Sampling was performed for 331 minutes. Zero exposure was assumed for 149 minutes.
- (b) On or about September 12, 2011, in room #10, for the card room machine operator that was exposed to noise at 87.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 89 dBA. Sampling was performed for 337 minutes. Zero exposure was assumed for 143 minutes.
- (c) On or about September 12, 2011, in room #11, for the M-34 loom machine operator that was exposed to noise at 103.8% of the dose measured on a 80 dBA threshold dosimeter or an equivalent sound level of 90.3 dBA. Sampling was performed for 341 minutes. Zero exposure was assumed for 139 minutes.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 5 Type of Violation: **Serious**

29 CFR 1910.138(a): The employer did not select and require employees to use appropriate hand protection when employees' hands were exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasions; punctures; chemical burns; thermal burns; and harmful temperature extremes:

- (a) On or about August 2011, in the lab, for an employee wearing Flexshield latex gloves while pouring 20 milliliters of m-Cresol into a 100 milliliter beaker to perform fiber identification work. These gloves do not provide adequate protection against absorption of this chemical through the skin, if contact was made.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 01/17/2012
Proposed Penalty: \$ 3080.00

Citation 1 Item 6 Type of Violation: **Serious**

29 CFR 1910.151(c): Where employees were exposed to injurious corrosive materials, suitable facilities for quick drenching or flushing of the eyes and body were not provided within the work area for immediate emergency use:

- (a) On or about August 2011, in the lab, for an employee pouring 20 milliliters of m-Cresol into a 100 milliliter beaker to perform fiber identification work. The bottle of eye wash solution provided in the lab was not adequate for drenching of the eyes and face, if splashing occurred while pouring the chemical.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 01/17/2012
Proposed Penalty: \$ 3080.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 7 Type of Violation: **Serious**

29 CFR 1910.1001(j)(7)(iv): The employer did not provide, at no cost to employees who performed housekeeping operations in an area which contained ACM or PACM, an asbestos awareness training course, which at a minimum contained the following elements, health effects of asbestos, locations of ACM and PACM in the building/facility, recognition of ACM and PACM damage and deterioration, requirements in this standard relating to housekeeping, and proper response to fiber release episodes, to all employees who performed housekeeping work in areas where ACM and/or PACM was present:

- (a) On or about August 10, 2011, for employees working in the finishing department near the press, dryer and cutting machine areas that performed daily sweeping of the floors using corn brooms. The steam pipe insulation in this area near the dryer and the FN004 press machine tested positive for asbestos content.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 8 Type of Violation: **Serious**

29 CFR 1926.21(b)(2): The employer did not instruct each employee in the recognition and avoidance of unsafe condition(s) and the regulation(s) applicable to his work environment to control or eliminate any hazard(s) or other exposure to illness or injury:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building that housed the finishing department, for maintenance employees that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.
- (b) On or about July 2011, in the finishing department, for a maintenance employee that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.
- (c) On or about July 2011, in the shipping department, for a maintenance employee that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness.

Citation 1 Item 9a Type of Violation: **Serious**

29 CFR 1926.62(d)(1)(i): The employer did not initially determine if any employee had been exposed to lead at or above the action level:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building that housed the finishing department, for maintenance employees that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.
- (b) On or about July 2011, in the finishing department, for a maintenance employee that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.
- (c) On or about July 2011, in the shipping department, for a maintenance employee that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated:	02/01/2012
Proposed Penalty:	\$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 9b Type of Violation: **Serious**

29 CFR 1926.62(d)(1)(iii): The employer did not collect personal samples representative of a full shift, including at least one sample for each job classification in each work area, either for each shift or for the shift with the highest exposure level:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building that housed the finishing department, for maintenance employees that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.
- (b) On or about July 2011, in the finishing department, for a maintenance employee that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.
- (c) On or about July 2011, in the shipping department, for a maintenance employee that scraped the red paint containing lead with a wire brush and repainted the sprinkler lines.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 10 Type of Violation: **Serious**

29 CFR 1926.62(d)(2)(v)(A): Until the employer performed an employee exposure assessment as required under 29 CFR 1926.62(d) and determined actual exposure, the employer did not provide to employees performing the tasks described in 29 CFR 1926.62(d)(2)(i), (ii), (iii), and (iv) with appropriate respiratory protection in accordance with 29 CFR 1926.62(f):

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building that housed the finishing department, for maintenance employees wearing disposable N95 respirators while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.
- (b) On or about July 2011, in the finishing department, for a maintenance employee wearing a disposable N95 respirator while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.
- (c) On or about July 2011, in the shipping department, for a maintenance employee wearing a disposable N95 respirator while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1926.62(d)(2)(v)(B): Until the employer performed an employee exposure assessment as required under 29 CFR 1926.62(d) and determined actual exposure, the employer did not provide to employees performing the tasks described in 29 CFR 1926.62(d)(2)(i), (ii), (iii), and (iv) with appropriate protective clothing and equipment in accordance with 29 CFR 1926.62(g):

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building that housed the finishing department, for maintenance employees wearing regular street clothes while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.
- (b) On or about July 2011, in the finishing department, for a maintenance employee wearing regular street clothes while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.
- (c) On or about July 2011, in the shipping department, for a maintenance employee wearing regular street clothes while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 12 Type of Violation: **Serious**

29 CFR 1926.62(d)(2)(v)(C): Until the employer performed an employee exposure assessment as required under 29 CFR 1926.62(d) and determined actual exposure, the employer did not provide to employees performing the tasks described in 29 CFR 1926.62(d)(2)(i), (ii), (iii), and (iv) with appropriate change areas in accordance with 29 CFR 1926.62(i)(2):

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building that housed the finishing department, for maintenance employees wearing regular street clothes while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.
- (b) On or about July 2011, in the finishing department, for a maintenance employee wearing regular street clothes while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.
- (c) On or about July 2011, in the shipping department, for a maintenance employee wearing regular street clothes while scraping the red paint containing lead with a wire brush and repainting the sprinkler lines.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1926.1101(f)(2)(i): Each employer who had a workplace or work operation covered by this standard did not ensure that a competent person conducted an exposure assessment immediately before or at the initiation of the operation to ascertain expected exposures during that operation or workplace:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building, that housed the finishing department, for maintenance employees that performed Class IV asbestos work while scraping the paint with a wire brush and repainted the sprinkler lines near asbestos insulated steam pipes. The employer did not perform an exposure assessment.
- (b) On or about July 2011, in the interior roll storage area next to the operating dryer, for a maintenance employee that performed Class IV asbestos work while spray painting the ceiling near asbestos insulated steam pipes. The employer did not perform an exposure assessment.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness.

Citation 1 Item 14a Type of Violation: **Serious**

29 CFR 1926.1101(k)(3)(i): Before work in areas containing ACM and PACM was begun; employers did not identify the presence, location and quantity of ACM, and/or PACM therein pursuant to paragraph (k)(1) of this section:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building, that housed the finishing department, for maintenance employees that performed Class IV asbestos work while scraping the paint with a wire brush and repainted the sprinkler lines near asbestos insulated steam pipes. The employer did not complete an asbestos survey.
- (b) On or about July 2011, in the interior roll storage area next to the operating dryer, for a maintenance employee that performed Class IV asbestos work while spray painting the ceiling near asbestos insulated steam pipes. The employer did not complete an asbestos survey.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated:	02/01/2012
Proposed Penalty:	\$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 14b Type of Violation: **Serious**

29 CFR 1926.1101(k)(8)(i): Labels were not affixed to all products containing asbestos and to all containers containing such products, including waste containers:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building, that housed the finishing department, for maintenance employees that performed Class IV asbestos work while scraping the paint with a wire brush and repainted the sprinkler lines near unlabeled asbestos insulated steam pipes.
- (b) On or about July 2011, in the interior roll storage area next to the operating dryer, for a maintenance employee that performed Class IV asbestos work while spray painting the ceiling near unlabeled asbestos insulated steam pipes.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1926.1101(k)(9)(i): The employer did not train each employee who was likely to be exposed in excess of a PEL, and each employee who performed Class I through IV asbestos operations, in accordance with the requirements of this section:

- (a) On or about the end of June 2011, in the first roll storage area closest to the exterior of the building, that housed the finishing department, for maintenance employees that performed Class IV asbestos work while scraping the paint with a wire brush and repainted the sprinkler lines near asbestos insulated steam pipes. The employer had not provided any asbestos training to these workers.
- (b) On or about July 2011, in the interior roll storage area next to the operating dryer, for a maintenance employee that performed Class IV asbestos work while spray painting the ceiling near asbestos insulated steam pipes. The employer had not provided any asbestos training to these workers.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 3850.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness.

Citation 2 Item 1a Type of Violation: **Repeat**

29 CFR 1910.134(c)(1): In the workplace where respirators were necessary to protect the health of the employee or where respirators were required by the employer, the employer did not establish and implement a written respiratory protection program with worksite-specific procedures including the provisions (i)-(ix) of this section, as applicable:

- (a) On or about October 4, 2011, in the pennib room, an employee was wearing a Survivair Premium half face tight fitting respirator while hardening the felt. The employer had established a written respiratory protection program but the use of this respirator was not referenced in the program. This worker was not included in the fit testing or medical surveillance programs.

American Felt & Filter Co Inc was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent standard (29 CFR 1910.134(c)(1)) which was contained in OSHA inspection 310522628, citation 1 item 1. The citation was issued on December 14, 2007 and became a final order on January 10, 2008.

ABATEMENT CERTIFICATION AND DOCUMENTATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 7700.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 2 Item 1b Type of Violation: Repeat

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employer's ability to use a respirator, before the employee was fit tested or required to use the respirator in the workplace:

- (a) On or about October 4, 2011, in the pennib room, for an employee wearing a Survivair Premium half face tight-fitting respirator with organic vapor cartridges while hardening the felt. This worker was not medically evaluated for using this respirator prior to use.

American Felt & Filter Co Inc was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent standard (29 CFR 1910.134(c)(1)) which was contained in OSHA inspection 310522628, citation 1 item 1. The citation was issued on December 14, 2007 and became a final order on January 10, 2008.

ABATEMENT CERTIFICATION AND DOCUMENTATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated:

02/01/2012



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

Citation 2 Item 1c Type of Violation: **Repeat**

29 CFR 1910.134(f)(2): Employee(s) using a tight-fitting facepiece respirator were not fit tested prior to the initial use of the respirator and at least annually thereafter:

- (a) On or about October 4, 2011, in the pennib room, for an employee required by the employer to wear a Survivair Premium half face tight-fitting respirator with organic vapor cartridges while hardening the felt. The employee was not fit tested prior to wearing this respirator.

American Felt & Filter Co Inc was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent standard (29 CFR 1910.134(c)(1)) which was contained in OSHA inspection 310522628, citation 1 item 1. The citation was issued on December 14, 2007 and became a final order on January 10, 2008.

ABATEMENT CERTIFICATION AND DOCUMENTATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012

Citation 3 Item 1 Type of Violation: **Other**

29 CFR 1910.1048(d)(1)(i): Employees of a workplace covered by this standard were not monitored to determine their exposure to formaldehyde:

- (a) On or about October 4, 2011, in the pennib room, for an employee pouring approximately 300 pounds of Resin G 90W, Melamine-Formaldehyde Resin into the dip tank as part of a solution to treat felt pieces.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012
Proposed Penalty: \$ 0.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness.

Citation 3 Item 2a Type of Violation: **Other**

29 CFR 1910.1048(n)(3)(i): The training program for all employees exposed to formaldehyde did not include a discussion of the contents of this formaldehyde regulation and the contents of the Material Safety Data Sheet:

- (a) On or about October 4, 2011, in the pennib room, for an employee pouring approximately 300 pounds of Resin G 90W, Melamine-Formaldehyde Resin into the dip tank as part of a solution to treat felt pieces. The training program did not include a discussion of the formaldehyde regulation.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated:	02/01/2012
Proposed Penalty:	\$ 0.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553

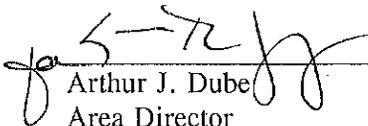
Citation 3 Item 2b Type of Violation: **Other**

29 CFR 1910.1048(n)(3)(ii): The training program for all employees exposed to formaldehyde did not include the purpose for and a description of the medical surveillance program required by this formaldehyde standard:

- (a) On or about October 4, 2011, in the pennib room, for an employee pouring approximately 300 pounds of Resin G 90W, Melamine-Formaldehyde Resin into the dip tank as part of a solution to treat felt pieces. The training program did not include a discussion of the formaldehyde regulation.

ABATEMENT CERTIFICATION IS REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated: 02/01/2012


Arthur J. Dube
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: (518)464-6742 FAX: (518)464-4337



OSHA Website Address: <http://www.osha.gov>

INVOICE/ DEBT COLLECTION NOTICE

Company Name: American Felt & Filter Co Inc and American Felt & Filter Co LLC;
Hereinafter referred to as American Felt & Filter Co
Inspection Site: 361 Walsh Avenue, New Windsor, NY 12553
Issuance Date: 12/28/2011

Summary of Penalties for Inspection Number 315750224

Citation 1, Serious	= \$	55440.00
Citation 2, Repeat	= \$	7700.00
Citation 3, Other	= \$	0.00
TOTAL PROPOSED PENALTIES	= \$	63140.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to:

"DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance.

OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

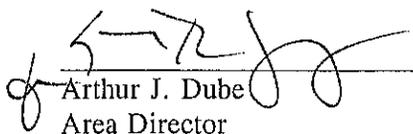
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest. Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 5%. Interest will accrue from the date on which

the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges. A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs. Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



Arthur J. Dube
Area Director

12/28/2011

Date