

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
Suite 201  
9100 Bluebonnet Centre  
Baton Rouge, LA 70809-2985  
Phone: (225)298-5458 FAX: (225)298-5457



## Citation and Notification of Penalty

**To:**  
Bradken, Inc.  
and its successors  
13040 Foulks Lane  
Amite, LA 70422

**Inspection Number:** 314773938  
**Inspection Date(s):** 09/19/2011 -  
**Issuance Date:** 03/16/2012

**Inspection Site:**  
13040 Foulks Lane  
Amite, LA 70422

*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. 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, call this office between 8:00 a.m. and 4:30 p.m. for an appointment, then 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. Attached is a fill-in-the-blank form letter for your use to assist you in meeting this requirement.

**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.

**Abatement Methods** - The employer is not limited to abatement methods suggested by OSHA; i.e. methods explained are general and may not be effective in all cases. Other methods of abatement may be equally or more appropriate. Ultimate responsibility for determining the most appropriate abatement method rests with the employer, given its superior knowledge of the specific conditions at its worksite.

**Inspection Activity Data** - 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 7 calendar days after the Citation Issuance Date. You are encouraged to review the information concerning your establishment at [WWW.OSHA.GOV](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 03/16/2012. The conference will be held at the OSHA office located at Suite 201, 9100 Bluebonnet Centre, Baton Rouge, LA, 70809-2985 on \_\_\_\_\_ at \_\_\_\_\_.

Employees and/or representatives of employees have a right to attend an informal conference.



**Citation and Notification of Penalty**

**Company Name:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.179(g)(1)(v): Pendant control boxes were not clearly marked for identification of functions.

- a) The employer does not ensure that jib cranes have pendant control boxes that are clearly marked for identification of functions. This violation occurred on or about September 19, 2011, in the pattern shop area where employees were operating a Gaffey 3 ton overhead jib crane (designated as F-3-1) which was controlled by a pendant control box that was not clearly marked for identification of functions.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that the overhead crane pendant control boxes are clearly marked for identification of functions.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 5000.00

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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: Bradken, Inc.  
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**Citation 1 Item 2** Type of Violation: **Serious**

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

- a) The employer does not ensure that the drill press is properly guarded. This violation occurred on or about November 7, 2011, in the machine shop tool-room area where employees were operating a drill press which was not guarded at the point of operation.
- b) The employer does not ensure that the drill press is properly guarded. This violation occurred on or about November 7, 2011, in the pattern shop area near the north wall where employees were operating a drill press which was not guarded at the point of operation.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that that the drill presses are adequately guarded at the point of operation.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 5000.00

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**Citation and Notification of Penalty**

**Company Name:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.252(a)(1)(ii): When the object to be welded or cut could not be moved and all the fire hazards could not be removed, guards were not used to confine the heat, sparks, and slag to protect the immovable fire hazards.

- a) The employer does not ensure that guards are used to confine heat, sparks and slag in a manner that adequately protects fire hazards. This violation occurred on or about September 19, 2011, in the finish and chipping area where employees worked near oxygen and natural gas piping and hoses that were not protected from contact with sparks and slag generated by adjacent arc air cutting operations.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that guards are used to confine heat, sparks and slag in a manner that adequately protects immovable fire hazards.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulks Lane, Amite, LA 70422

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**Citation 1 Item 4 Type of Violation: **Serious****

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel-gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet (6.1 m) or by a noncombustible barrier at least 5 feet (1.5 m) high having a fire-resistance rating of at least one-half hour.

- a) The employer does not ensure that appropriate separation is maintained between the fuel/gas and oxygen cylinders while in storage. This violation occurred on or about November 7, 2011, on the west end of the bay 5 area next to the truck scale where two oxygen cylinders and one acetylene cylinder were stored and chained together.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that fuel/gas and oxygen cylinders are being stored with a separation of twenty feet or by using an appropriate noncombustible barrier.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.253(c)(4)(ii): Each outlet on the service piping from which oxygen or fuel-gas is withdrawn to supply a portable outlet header was not equipped with a readily accessible shutoff valve.

- a) The employer does not ensure that each outlet on the service piping from which oxygen or fuel-gas is withdrawn to supply a portable torch is equipped with a readily accessible shutoff valve. This violation occurred on or about September 19, 2011, in the finish and chipping area where employees worked near leaking oxygen hoses that were supplied by a valve which had the valve handle broken off causing the means of shutting the valve off to not be readily accessible.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that each outlet on the service piping from which oxygen or fuel-gas is withdrawn to supply a portable outlet header is equipped with a readily accessible shutoff valve.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 7000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.253(e)(5)(v): Hose showing leaks, burns, worn places, or other defects rendering it unfit for service were not repaired or replaced.

- a) The employer does not ensure that hoses showing leaks, burns, worn places, or other defects rendering it unfit for service are repaired or replaced. This violation occurred on or about September 19, 2011, in the finish and chipping area where employees worked near leaking oxygen hoses that were not repaired or replaced.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that hoses showing leaks, burns, worn places, or other defects rendering it unfit for service are repaired or replaced.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

- a) The employer does not ensure that electrical equipment is installed and used in accordance with any instructions included in the listing or labeling. This violation occurred on or about November 7, 2011, in the bay 3 lab sink area where employees worked near a Power Purifier (transformer) that was not manufactured for wet conditions.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that electrical equipment is installed and used in accordance with any instructions included in the listing or labeling.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.303(b)(1)(iv): Electrical equipment was not free from recognized hazards, in that the electrical insulation was damaged and or missing.

- a) The employer does not ensure that electrical equipment is free from recognized hazards. This violation occurred on or about September 19, 2011, in the bay 8 machine shop area where employees worked near equipment (crane designated as CRANM 8-1) which had electrical conductors that had damaged electrical insulation.
- b) The employer does not ensure that electrical equipment is free from recognized hazards. This violation occurred on or about September 19, 2011, in the bay 8 machine shop area where employees worked near equipment (crane designated as CRANM 8-2) which had electrical conductors that had damaged electrical insulation.
- c) The employer does not ensure that electrical equipment is free from recognized hazards. This violation occurred on or about September 19, 2011, in the bay 6 welding area where employees worked near equipment (crane designated as CRANC 6-1) which had electrical conductors that had damaged electrical insulation.
- d) The employer does not ensure that electrical equipment is free from recognized hazards. This violation occurred on or about September 19, 2011, in the bay 5 finish and chipping area where employees worked near equipment (crane designated as CRANC 5-1) which had electrical conductors that had damaged electrical insulation.
- e) The employer does not ensure that electrical equipment is free from recognized hazards. This violation occurred on or about September 19, 2011, in the bay 4 area where employees worked near equipment (crane designated as CRANC 4-2) which had electrical conductors that had damaged electrical insulation.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that flexible cords are repaired in a manner that retains the outer sheath properties of the cord.

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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: Bradken, Inc.  
Inspection Site: 13040 Foulks Lane, Amite, LA 70422

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Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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

29 CFR 1910.303(g)(1)(ii): Working space, required by this subpart, around electrical equipment rated 600 volts(nom.) or less, was used for storage:

- a) The employer does not ensure that the working space around electrical equipment rated 600 Volts nominal or less was not used for storage. This violation occurred on or about November 7, 2011, when a mop bucket, mop and broom were stored in the working space around a Power Purifier (transformer) located in the Bay Three (3) lab sink area.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that the working space around electrical equipment rated 600 Volts nominal or less is not used for storage.

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Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.305(b) (1) (ii): Unused openings in cabinets, boxes, and fittings were not effectively closed.

- a) The employer does not ensure that electrical enclosures were properly closed. This violation occurred on or about November 7, 2011, in the Bay 3 Lab Sink Area, where a 115 Volt breaker panel installed in the wall next to the doorway was not effectively closed.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that unused openings in cabinets, boxes, and fittings are effectively closed.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 5000.00



**Citation and Notification of Penalty**

**Company Name:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.305(d)(2): Panelboards shall be mounted in cabinets, cutout boxes, or enclosures designed for the purpose with a dead front and externally-operable switches.

- a) The employer does not ensure that electrical enclosures were properly dead fronted. This violation occurred on or about November 7, 2011, in the Bay 3 Lab Sink Area, where a 115 Volt breaker panel installed in the wall next to the doorway was missing two (2) breaker switches which exposed interior energized components.
- b) The employer does not ensure that electrical enclosures were properly dead fronted. This violation occurred on or about November 7, 2011, in the Bay 3 Lab Sink Area next to the doorway, where the corner of a 115 Volt breaker panel's front cover was bent out exposing interior energized components.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that breaker panels are properly dead fronted.

**Date By Which Violation Must be Abated:** 04/04/2012



**Citation and Notification of Penalty**

Company Name: Bradken, Inc.  
Inspection Site: 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and cables were used as a substitute for the fixed wiring of a structure.

- a) The employer does not ensure that flexible cords and cables were not used as a substitute for the fixed wiring of a structure. This violation occurred on or about September 19, 2011 on the east end of Bay 7 above the east side of the lathe when a permanently mounted Dayton fan was wired with flexible cords.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that flexible cords are not substituted for fixed wiring.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.305(g)(2)(ii): Flexible cords were not used only in continuous lengths without splice or tap.

- a) The employer does not ensure that a flexible cord was used only in a continuous length without a splice or tap. This violation occurred on or about September 19, 2011 when a 120 Volt Dewalt compound miter saw (Serial # 704293 20060312) was in use with a spliced flexible cord on the west end of Bay 5 next to the truck scale.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that flexible cords are used only in continuous lengths without splice or tap.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 5000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.305(j)(4)(v): The disconnecting means for motors, motor circuits, and controllers were not readily accessible.

- a) The employer does not ensure that equipment disconnecting means are readily accessible. This violation occurred on or about November 7, 2011, when the V-12 conveyor belt emergency stop button in Bay Eight (8) was blocked by pattern boxes.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that the disconnecting means for motors, motor circuits, and controllers are readily accessible.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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

29 CFR 1910.334(a)(2)(i): Portable cord and plug connected equipment and flexible cord sets (extension cords) were not visually inspected before use on any shift for external defects (such as loose parts, deformed and missing pins, or damage to outer jacket or insulation) and for evidence of possible internal damage (such as pinched or crushed outer jacket).

- a) The employer allows employees to use a fan without inspecting it for defects prior to use. This violation occurred on or about September 19, 2011, when employees were using a 115 volt Dayton 30 inch industrial fan (Model: 3F301H) with a broken power switch in Bay 8 inside the V-12 pit.
- b) The employer allows employees to use a saw without inspecting it for defects prior to use. This violation occurred on or about September 19, 2011, when employees were using a 120 volt Dewalt miter saw (Serial# 704293 20060312) with a spliced power cord on the west end of Bay 5 next to the truck scale.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that electrical equipment is inspected for defects prior to use.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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**Citation 2 Item 1** Type of Violation: **Other**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose.

- a) The employer does not ensure that each service, feeder, and branch circuit, at its disconnecting means or over-current device, is legibly marked to indicate its purpose. This violation occurred on or about November 7, 2011, on the east end of Bay four (4) next to the north exterior wall of the wash and shower room where a breaker panel did not have the breakers labeled to indicate the purpose.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that breakers are labeled.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00



## Citation and Notification of Penalty

**Company Name:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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### Citation 2 Item 2 Type of Violation: **Other**

29 CFR 1910.303(g)(1)(i)(B): The width of working space in front of the electric equipment was not the width of the equipment or 762 mm (30 in.), whichever is greater.

- a) The employer does not ensure that the working space in front of electric equipment is the width of the equipment or 30 inches, whichever is greater. This violation occurred on or about November 7, 2011, in Bay Six (6), where a 480 Volt safety switch that was attached to the southeast corner of the 5S exterior wall near the NDT department door did not have adequate working space.
- b) The employer does not ensure that the working space in front of electric equipment is the width of the equipment or 30 inches, whichever is greater. This violation occurred on or about November 7, 2011, in Bay Six (6), where a 480 Volt transformer that was attached to the southeast corner of the 5S exterior wall near the NDT department door did not have adequate working space.
- c) The employer does not ensure that the working space in front of electric equipment is the width of the equipment or 30 inches, whichever is greater. This violation occurred on or about September 19, 2011, in the Bay Eight (8) machine shop tool room break area, where a breaker panel labeled panel #9 did not have adequate working space.
- d) The employer does not ensure that the working space in front of electric equipment is the width of the equipment or 30 inches, whichever is greater. This violation occurred on or about September 19, 2011, in the Bay Three (3) lab sink area, where a 115 Volt breaker panel installed next to the doorway did not have adequate working space.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that the working space in front of electric equipment is the greater of the width of the equipment or 30 inches.

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422

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Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00

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

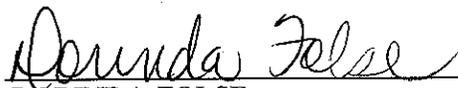
29 CFR 1910.305(g)(2)(iii): Flexible cords and cables were not connected to devices and fittings so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws.

- a) The employer does not ensure that the flexible cord plug was provided with strain relief. This violation occurred on or about November 7, 2011, when employees were allowed to use a pedestal mounted disk sander, in the Bay 3 Pattern Shop, with strain damage exposing the inner conductors.

Pursuant to 29 C.F.R. 1903.19, within (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that flexible cords and cables are connected to devices and fittings so that strain relief is provided that would prevent pull from being directly transmitted to joints or terminal screws.

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Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00

  
DORINDA FOLSE  
Area Director

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

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
Suite 201  
9100 Bluebonnet Centre  
Baton Rouge, LA 70809-2985  
Phone:(225)298-5458 FAX: (225)298-5457



## INVOICE/ DEBT COLLECTION NOTICE

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**Company Name:** Bradken,Inc.  
**Inspection Site:** 13040 Foulks Lane, Amite, LA 70422  
**Issuance Date:** 03/16/2012

**Summary of Penalties for Inspection Number 314773938**

<b>Citation 1, Serious</b>	= \$	<b>78000.00</b>
<b>Citation 2, Other</b>	= \$	<b>0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	= \$	<b>78000.00</b>

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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, conditions, or endorsements do not exist.

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.



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DORINDA FOLSE  
Area Director

March 16, 2012

Dorinda Folsie, Area Director  
U.S. Department of Labor - OSHA  
9100 Bluebonnet Centre, Suite 201  
Baton Rouge, LA 70809-2985

RE: Bradken, Inc.  
13040 Foulks Lane  
Amite, LA 70422  
OSHA Inspection: 314773938

**LETTER OF CORRECTIVE ACTION**

PLEASE FILL IN ABATEMENT/CORRECTION METHOD INCLUDING DATE COMPLETED FOR EACH ITEM CITED AND RETURN TO THE AREA DIRECTOR. Supporting documentation may be included with this letter; e.g., drawings/photographs, purchase/work orders, air sampling results, or any other related information to show corrections. A written copy of the Hazard Communication Program, Lockout/Tagout Program, Respiratory Program, Hearing Conservation Program, and Bloodborne Pathogens Program, if covered on the referenced citation, **must** also be included with this letter of corrective action.

When the item indicates **CORRECTED DURING INSPECTION**, the compliance officer witnessed the abatement/correction during the inspection, and no response is required. Other responses are due by unless amended by modified abatement date.

THIS INFORMATION MAY BE WRITTEN BELOW, ON THE REVERSE SIDE OR ON ATTACHED PAGES IF NECESSARY.

<u>CITATION NO.</u>	<u>ITEM NO.</u>	<u>METHOD OF CORRECTION</u>	<u>DATE CORRECTED</u>
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For The Employer

\_\_\_\_\_  
Date

NOTE: 29 USC 666.(g): Whoever knowingly makes false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000, or by imprisonment for not more than six months or both.