

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
1240 East 9th Street Room 899  
Cleveland, OH 44199  
Phone: 216-615-4266 Fax: 216-615-4234



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## Citation and Notification of Penalty

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**To:**  
Falls Stamping & Welding Company  
and its successors  
1720 Fall Street  
Cleveland, OH 44113

**Inspection Number:** 98126  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012

**Inspection Site:**  
1720 Fall Street  
Cleveland, OH 44113

*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.*

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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 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 each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, etc., verifying that abatement has occurred is required to be provided to the Area Director.

**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.

**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 these alleged violations will be posted when our system indicates that you have received this citation, but not sooner than 30 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.

**U.S. Department of Labor**  
Occupational Safety and Health Administration



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 02/24/2012. The conference will be held at the OSHA office located at 1240 East 9th Street, Cleveland, OH 44199 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 98126**

Company Name: Falls Stamping & Welding Company  
Inspection Site: 1720 Fall Street, Cleveland, OH 44113  
Issuance Date: 02/24/2012

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 1240 East 9th Street, Room 899 Cleveland, OH 44199**

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Title

**NOTE: 29 USC 666.(g)** whoever knowingly makes any 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 of not more than 6 months or both.

**POSTING:** A copy of completed Corrective Action Worksheet should be posted for employee review

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 98126  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.95(c)(1): A continuing, effective hearing conservation program as described in 29 CFR 1910.95(c) through (n) was not instituted when employee noise exposures equaled or exceeded an 8-hour time weighted average sound level (TWA) of 85 dBA or equivalently a dose of 50%:

On or about September 15, 2011, at least one employee operating a metal stamping press was exposed to noise above the Action Level of 83.4 dBA, which is a 50% dose at the 80 dBA threshold level time weighted over their 10 hour work shift. The level found was 69.7% during the 558 minute sampling period. Employees were not included in a hearing conservation program.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated:  
Proposed Penalty:

03/25/2012  
\$3850.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.157(g)(2): The educational program to familiarize employees with the general principles of fire extinguisher use and the hazards involved with incipient stage fire fighting was not provided to all employees upon initial employment, and at least annually thereafter:

On or about August 24, 2011, portable fire extinguishers were available for employees to use, but initial and annual training were not provided.

Note the employer may exercise one of the following options:

1. Provide portable fire extinguishers as specified in 29 CFR 1910.157(c)(1), meet the distribution requirements per 29 CFR 1910.157(d) (75 to the nearest extinguisher for Class A fires and 50 to the nearest unit for Class B fires), and provide training and education for all employees in the use of such equipment and the hazards associated with incipient stage fire fighting as specified in 29 CFR 1910.157(g). The other sections of 29 CFR also apply.
2. Provide extinguishers as specified in 29 CFR 1910.157(c)(1), designate certain employees to be the only employees authorized to use such equipment and require all other employees to immediately evacuate upon the sound of the fire alarm, establish this in writing in an emergency action plan as outlined in 29 CFR 1910.38(a) and train/educate designated employees per 1910.157(g). Utilizing this option exempts the employer from distribution requirements of 29 CFR 1910.157(d).



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

3. Establish a written fire safety policy which requires the immediate and total evacuation of employees from the workplace upon the sounding of a fire alarm signal. This policy shall include an emergency action plan and a fire prevention plan as specified in 29 CFR 1910.38(a) and 29 CFR 1910.39(a). Utilizing this option exempts the employer from the requirements of 29 CFR 1910.157 to include the need for providing portable fire equipment unless a specific standard requires that a portable fire extinguisher be provided (such as those requirements in 29 CFR 1910.106/107 related to the use/storage of flammable/combustible liquids). If extinguishers are provided, but not intended for employee use, 29 CFR 1910.157(e) and (f) are still applicable (inspection, maintenance, and testing of equipment).

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/10/2012  
Proposed Penalty: \$2310.00

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

29 CFR 1910.178(l)(1)(i): The employer did not ensure that each powered industrial truck operator was competent to operate a powered industrial truck safely, as demonstrated by the successful completion of the training and evaluation specified in this paragraph (l):

On or about August 24, 2011, the employer failed to provide powered industrial vehicle training and certification for employees who drive forklifts.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/10/2012  
Proposed Penalty: \$4620.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.1200(h)(1): Employees were not provided effective information and training on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard that the employees had not been previously trained about was introduced into their work area:

On or about August 24, 2011, hazard communication program training was not implemented at the facility. Employees utilize chemicals which contain hazardous components including but not limited to oxygen, propane, acetylene, welding gasses, and lubricants including but not limited to Syndraw 6 T-470LB DR.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/10/2012  
Proposed Penalty: \$2310.00

**Citation 2 Item 1** Type of Violation: **Other-than-Serious**

29 CFR 1910.22(d)(1): In every building or other structure, or part thereof, used for mercantile, business, industrial, or storage purposes, the loads approved by the building official were not marked in a conspicuous place in each space to which they related:

On or about August 24, 2011, the employees did not know the intended load limit for the mezzanine level which was being used for storage.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/10/2012  
Proposed Penalty: \$.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

**Citation 2 Item 2** Type of Violation: **Other-than-Serious**

29 CFR 1910.1200(e)(1)(i): The written hazard communication program did not include a list of the hazardous chemicals known to be present using an identity that was referenced on the appropriate material safety data sheet:

On or about August 24, 2011, the hazard communication program did not contain a list of hazardous chemicals used at the facility. Employees utilize chemicals which contain hazardous components including but not limited to oxygen, propane, acetylene, welding gasses, and lubricants including but not limited to Syndraw 6 T-470LB DR.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/10/2012  
Proposed Penalty: \$.00

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

**Citation 2 Item 3 a** Type of Violation: **Other-than-Serious**

29 CFR 1910.1200(f)(1)(i): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the identity of the hazardous chemical(s) contained therein:

On or about August 24, 2011, several bottles of oil used at the presses were not labeled as to their contents.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/10/2012  
Proposed Penalty: \$.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 98126  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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**Citation 2 Item 3 b Type of Violation: **Other-than-Serious****

29 CFR 1910.1200(f)(1)(ii): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the appropriate hazard warnings:

On or about August 24, 2011, several bottles of oil used at the presses were not labeled as to their appropriate hazard warnings.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated:

03/10/2012

A handwritten signature in black ink, appearing to read "H. Eberts", written over a horizontal line.

**Howard B. Eberts**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
1240 East 9th Street Room 899  
Cleveland, OH 44199  
Phone: 216-615-4266 Fax: 216-615-4234



## INVOICE / DEBT COLLECTION NOTICE

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113  
**Issuance Date:** 02/24/2012

<b>Summary of Penalties for Inspection Number</b>	<b>98126</b>
<b>Citation 1, Serious</b>	<b>\$13090.00</b>
<b>Citation 2, Other-than-Serious</b>	<b>\$ .00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$13090.00</b>

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 the full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

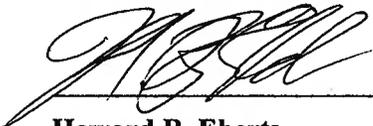
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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 one percent (1%). 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.



**Howard B. Eberts**

Area Director

2-24-2012

Date

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
1240 East 9th Street Room 899  
Cleveland, OH 44199  
Phone: 216-615-4266 Fax: 216-615-4234



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## Citation and Notification of Penalty

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**To:**  
Falls Stamping & Welding Company  
and its successors  
1720 Fall Street  
Cleveland, OH 44113

**Inspection Number:** 106894  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012

**Inspection Site:**  
1720 Fall Street  
Cleveland, OH 44113

*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.*

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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.

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**U.S. Department of Labor**  
Occupational Safety and Health Administration



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

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**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 106894**

Company Name: Falls Stamping & Welding Company  
Inspection Site: 1720 Fall Street, Cleveland, OH 44113  
Issuance Date: 02/24/2012

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 1240 East 9th Street, Room 899 Cleveland, OH 44199**

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

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Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

Citation Number \_\_\_\_\_ and Item Number \_\_\_\_\_ was corrected on \_\_\_\_\_  
By (Method of Abatement): \_\_\_\_\_

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Title

**NOTE: 29 USC 666.(g)** whoever knowingly makes any 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 of not more than 6 months or both.

**POSTING:** A copy of completed Corrective Action Worksheet should be posted for employee review



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

OSH ACT of 1970 Section (5)(a)(1): Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to fall hazards from using a fiberglass ladder incorrectly:

On September 15, 2011, a fiberglass ladder was used in the closed position while an employee stood on the ladder to perform die changing operations.

Among other methods, one feasible and acceptable abatement method to correct this hazard is to set up a routine inspection program to assure employees are using ladders the proper way as stated in the American National Standards Institute 14.5-2007 Portable Reinforced Plastic-Safety Requirements paragraph 9.3.1.2.

Abatement Note: Abatement certification is not required for this item

Date by which Violation must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$3850.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.147(c)(4)(i): 29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

On or about August 24, 2011, the employer did not develop and document machine specific lockout tagout procedures for equipment such as but not limited to:

- a. CMC Clearing Model number F 2800-96
- b. Verson 8 Serial Number 13299, Model Number C2 300 84-54T
- c. Warco Mechanical Power Press

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated:  
Proposed Penalty:

03/09/2012  
\$5390.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed:

On or about September 15, 2011, the employer did not perform a periodic review of the energy control program for the mechanical power presses, to ensure that elements of the standard are being followed. Machinery includes, but is not limited to:

- a. CMC Clearing Model number F 2800-96
- b. Verson 8 Serial Number 13299, Model Number C2 300 84-54T
- c. Warco Mechanical Power Press

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated:	03/09/2012
Proposed Penalty:	\$3850.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.215(b)(9): Guard for abrasive wheel machine where the operator stands in front of the machine was not constructed so that the peripheral protecting member could be adjusted to the constantly decreasing diameter of the wheel:

On or about August 24, 2011, the employer did not assure that the upper peripheral guards were adjusted to within 1/4 inch of the abrasive wheel.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/02/2012  
Proposed Penalty: \$2310.00

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

29 CFR 1910.217(d)(9)(i): The employer did not establish a die setting procedure for mechanical power presses that would ensure compliance with 29 CFR 1910.217(c):

On or about September 15, 2011, the employer did not assure that employees performing die setting procedures had available established effective procedures on the safe means to complete the task.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/02/2012  
Proposed Penalty: \$5390.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.217(f)(2): Supervision to ensure that correct operating procedures were being followed on mechanical power press(es) was inadequate:

On or about September 15, 2011, the employer did not assure that the keys were removed from the following mechanical power presses prior to employees operating the presses:

- a. CMC Clearing Model number F 2800-96
- b. Verson Model number C2 300 84-54T
- c. Toledo 92 1/2 C

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/02/2012  
Proposed Penalty: \$5390.00

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

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:

On and about August 24, 2011, , the employer did not assure that the power cable for the horizontal band saw in the maintenance room had effective strain relief.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/02/2012  
Proposed Penalty: \$2310.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 106894  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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**Citation 2 Item 1** Type of Violation: **Willful - Serious**

29 CFR 1910.147(c)(7)(i): The employer did not provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees:

On or about August 24, 2011, the employer did not assure that employees who lock out machinery were trained in lockout tagout procedures;

The following is a list of mechanical power presses in the company that would require lockout tagout:

- a. CMC Clearing Model number F 2800-96
- b. Verson Model number C2 300 84-54T

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/02/2012  
Proposed Penalty: \$53900.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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

29 CFR 1910.212(a)(1): One or more methods of machine guarding was not provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks:

1. On or about September 15, 2011, , the employer did not adequately guard the area between the finger guards on the Cincinnati Shear numbered 18 .
2. On or about September 15, 2011, the employer did not adequately protect employees from accidental contact with the unguarded chuck on the Clausing Lathe.

FALLS STAMPING & WELDING COMPANY WAS PREVIOUSLY CITED FOR A VIOLATION OF THIS OCCUPATIONAL SAFETY AND HEALTH STANDARD OR ITS EQUIVALENT STANDARD 1910.212(a)(1), WHICH WS CONTAINED IN OSHA INSPECTION NUMBER 311504593, CITATION NUMBER 01, ITEM NUMBER 002 AND WAS AFFIRMED AS A FINAL ORDER ON SEPTEMBER 22, 2009, WITH RESPECT TO A WORKPLACE LOCATED AT 2900 VINCENT RD, CUYAHOGA FALLS, OH 44223.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated: 03/02/2012  
Proposed Penalty: \$7700.00



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

**Citation 3 Item 2** Type of Violation: **Repeat - Serious**

29 CFR 1910.217(c)(3)(vii)(d): Two hand controls used with mechanical power presses were not fixed in position so that only a supervisor or safety engineer was capable of relocating the controls:

On or about August 24, 2011, the employer did not assure that the two hand controls used as the sole means of protection for three [3] mechanical power presses were in a fixed position so that they could not be relocated by employees.

1. The front and back two hand control stations on the CMS Clearing Model, model number F 2800-96 press.
2. The two hand controls of the Verson Modle number C2 300 84-54T press.
3. The two hand controls for the Toledo 84 1/2 press.

FALLS STAMPING & WELDING COMPANY WAS PREVIOUSLY CITED FOR A VIOLATION OF THIS OCCUPATIONAL SAFETY AND HEALTH STANDARD OR ITS EQUIVALENT STANDARD 1910.217(C)(3)(VII)(D), WHICH WS CONTAINED IN OSHA INSPECTION NUMBER 311504593, CITATION NUMBER 01, ITEM NUMBER 004B AND WAS AFFIRMED AS A FINAL ORDER ON SEPTEMBER 22, 2009, WITH RESPECT TO A WORKPLACE LOCATED AT 2900 VINCENT RD, CUYAHOGA FALLS, OH 44223.

Date by which Violation must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$10780.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 106894  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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**Citation 3 Item 3** Type of Violation: **Repeat - Serious**

29 CFR 1910.217(d)(9)(iv): Safety blocks were not used when mechanical power press die(s) were being adjusted or repaired in the press:

On or about September 15, 2011, safety blocks were not used while changing the die on the Warco Press.

FALLS STAMPING & WELDING COMPANY WAS PREVIOUSLY CITED FOR A VIOLATION OF THIS OCCUPATIONAL SAFETY AND HEALTH STANDARD OR ITS EQUIVALENT STANDARD 1910.217(D)(9)(IV), WHICH WAS CONTAINED IN OSHA INSPECTION NUMBER 311504593, CITATION NUMBER 01, ITEM NUMBER 007 AND WAS AFFIRMED AS A FINAL ORDER ON SEPTEMBER 22, 2009, WITH RESPECT TO A WORKPLACE LOCATED AT 2900 VINCENT RD, CUYAHOGA FALLS, OH 44223.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated:	03/02/2012
Proposed Penalty:	\$10780.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 106894  
**Inspection Date(s):** 08/24/2011 - 08/24/2011  
**Issuance Date:** 02/24/2012



**Citation and Notification of Penalty**

**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113

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**Citation 4 Item 1** Type of Violation: **Other-than-Serious**

29 CFR 1910.303(b)(7)(i): Unused openings in boxes, raceways, auxiliary gutters, cabinets, equipment cases, or housings were not effectively closed to afford protection substantially equivalent to the wall of the equipment

On August 24, 2011, and at prior times, the employer failed to ensure that the 110VAC metal outlet box on the horizontal drill press had all unused openings guarded to prevent employees from accidental contact.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date by which Violation must be Abated:  
Proposed Penalty:

03/02/2012  
\$00

A handwritten signature in black ink, appearing to read "H. Eberts", written over a horizontal line.

**Howard B. Eberts**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
1240 East 9th Street Room 899  
Cleveland, OH 44199  
Phone: 216-615-4266 Fax: 216-615-4234



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** Falls Stamping & Welding Company  
**Inspection Site:** 1720 Fall Street, Cleveland, OH 44113  
**Issuance Date:** 02/24/2012

<b>Summary of Penalties for Inspection Number</b>	<b>106894</b>
<b>Citation 1, Serious</b>	<b>\$28490.00</b>
<b>Citation 2, Willful - Serious</b>	<b>\$53900.00</b>
<b>Citation 3, Repeat - Serious</b>	<b>\$29260.00</b>
<b>Citation 4, Other-than-Serious</b>	<b>\$ .00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$111650.00</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 the full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

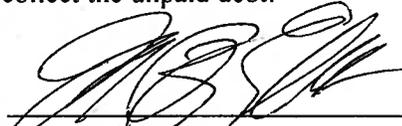
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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 one percent (1%). 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.



**Howard B. Eberts**  
Area Director

2-24-2012

Date