

U.S. Department of Labor

Occupational Safety and Health Administration
Syracuse Area Office
3300 Vickery Road
North Syracuse, NY 13212
Phone: (315)451-0808 FAX: (315)451-1351
OSHA Website Address: <http://www.osha.gov>



Citation and Notification of Penalty

To:
REMINGTON ARMS CO., INC.
and its successors
14 HOEFLER AVENUE
ILION, NY 13357

Inspection Number: 314352329
Inspection Date(s): 05/13/2011- 11/03/2011
Issuance Date: 11/04/2011

Inspection Site:
14 HOEFLER AVENUE
ILION, NY 13357

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 "US 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 are required by 29 CFR 1903.19 to submit an Abatement Certification to the Area Director of the OSHA office issuing the citation and identified above. The certification **must** be sent by you within **10 calendar days** of the abatement date indicated on the citation. For **Willful** and **Repeat** violations, documents (examples: photos, copies of receipts, training records, etc.) demonstrating that abatement is complete must accompany the certification. Where the citation is classified as **Serious** and the citations states that abatement **documentation** is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item.

All abatement verification documents must contain the following information: 1) Your name and address; 2) the inspection number (found on the front page); 3) the citation and citation item number(s) to which the submission relates; 4) a statement that the information is accurate; 5) the signature of the employer or employer's authorized representative; 6) the date the hazard was corrected; 7) a brief statement of how the hazard was corrected; and 8) a statement that affected employees and their representatives have been informed of the abatement.

The law also requires a copy of all abatement verification documents, required by 29 CFR 1903.19 to be sent to OSHA, also be posted at the location where the violation appeared and the corrective action took place.

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 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 11/04/2011. The conference will be held at the OSHA office located at Syracuse Area Office, 3300 Vickery Road, North Syracuse, NY, 13212 on _____ at _____

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



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.132(a): Protective equipment, including personal protective equipment for eyes, face, head and extremities, protective clothing, respiratory devices, and protective shields and barriers were not provided where it was necessary by reason of the hazard(s):

- a) Washline, on or about 05/19/11: Employee was exposed to injurious corrosives such as but not limited to **PX-5-L**, and protective clothing such as but not limited to arm protection was not provided when necessitated. **PX-5-L** has a pH of greater than 12.
- b) 48-1 North, on or about 06/21/11: Employee performing brazing operation frequently receives burns on arms from melted metal and **flux**. Employee is **not** provided with personal protective equipment, including but not limited to forearm covers to protect against these burns.

Abatement certification must be **submitted** for these items.

Date By Which Violation Must be Abated:	11/30/2011
Proposed Penalty:	\$ 6000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1920.132(e) The employer allowed defective and/or damaged personal protective equipment to be used.

- a) 60-1, on or about **06/10/11**: Employee was performing glass bead blasting operations using gloves that had a hole measuring 1/2" x 1". The employer did not ensure that employee's personal protective equipment was in working order and allowed damaged PPE to be used.
- b) 55-1 'South Salt Line', on or about **06/15/11**: Employee was performing **nitre** bluing operations using a **Dual Mirror 1081** Jacket that had **multiple** holes, measuring as large as 4.5" x 1". The employer did not ensure that employee's personal protective equipment was in working order and allowed this damaged PPE to be used.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated: **11/30/2011**

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

29 CFR 1910.133(a)(1): The employer did not ensure that each affected employee used appropriate eye or face protection when exposed to eye or face hazards from flying particles, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors, or potentially injurious light radiation.

48-1 North, **on** or about 06/21/11: Employee performing brazing operation frequently receives burns on face from melted metal and flux. Employee is not provided with personal protective equipment, including but not limited to a faceshield to protect against these burns.

Abatement certificaion must be submitted for these items.

Date By Which Violation Must be Abated: **11/30/2011**



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.135(a): Each affected employee did not wear protective helmets when working in areas where there is a potential for injury to the head from falling objects:

- a) 53-Basement, on or about **06/10/11**: The employer did not ensure each affected employee wore protective **helmets** when working in areas there is potential for injury to the head from falling pieces of concrete.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: , 12/21/2011

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

29 CFR 1910.138(b): Employer did not base the selection of the appropriate hand protection on an evaluation of the performance characteristics of the hand protection relative to the task(s) to be performed, conditions present, duration of use, and the hazards and potential hazards identified:

- a) 66-1 'R55 Braze Area', on or about 06/09/11: Employee performing brazing operation was not provided appropriate hand protection relative to the tasks performed and conditions present.
- b) 48-2 NE 'Cutter Grind', on or about 06/22/11: Employee performing parts cleaning operation was not provided neoprene, **nitrile**, polyvinyl alcohol, polyvinyl chloride or polyurethane gloves for tasks performed while using 'Low Odor Base Solvent'.
- c) 46-3 'R55 Braze Area', on or about 6/22/11: Employee performing parts cleaning operation was not provided vinyl or rubber gloves for tasks performed while using '**Wintech 121R**'.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated: 12/21/2011



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.141(a)(5): A continuing and effective extermination program was not instituted where rodents, insects or other vermin were detected:

- a) 78-2, on or about 05/24/11: The employer did not establish and maintain a continuing and effective extermination program where vermin, including but not limited to, pigeons were present.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 12/21/2011
Proposed Penalty: \$ 5000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.141(g)(2): Employees were permitted to consume food or beverage in area(s) exposed to toxic materials:

- a) 50-1 Brazing Station, on or about 06/09/11: Employee was drinking coffee and using smokeless tobacco products at workstation which was contaminated with cadmium dust. Laboratory results indicated a cadmium concentration of 3.23 micrograms for a wipe sample collected in this area.
- b) 48-1 'North' Brazing Station, on or about 06/21/11: Employees eat in area approximately 5 feet away from table and workstation used to store cadmium shims, and where surfaces **were** contaminated with cadmium dust. Laboratory results indicated cadmium concentrations ranging from 2.19 to 4,150.00 micrograms for wipe samples collected in this area.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated: 12/21/2011
Proposed Penalty: \$ 5000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.141(g)(4): Food or beverages were stored in area(s) exposed to toxic material(s):

- a) 50-1 Brazing Station, on or about 06/09/11: Employee stored coffee and using smokeless tobacco products at workstation which was contaminated with cadmium dust. Laboratory results indicated a cadmium concentration of 3.23 micrograms for a wipe sample collected in this area.
- b) 48-1 'North' Brazing Station, on or about 06/21/11: Employees stored food **approximately 5** feet away from table and workstation used to store cadmium shims, and where surfaces were contaminated with cadmium dust. Laboratory results indicated cadmium concentrations ranging from 2.19 to 4,150.00 micrograms for wipe samples collected in this area.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated: 12/21/2011

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

29 CFR 1910.146(c)(2): The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of and the danger posed by the permit spaces:

- a) 78-2, on or about 06/22/11: A Hoffman Oven is used for curing painted parts. The employer did not inform exposed employees, by posting signs, or any other equally effective means, of the existence and location of and the danger posed by the permit space.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 11/23/2011
Proposed Penalty: \$ 3000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

Citation 1 Item 5 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) 44-1 'Drum Storage', on or about **06/10/11**: Employee dispenses **Muriatic** acid and suitable facilities for quick drenching or flushing of the eyes and body were not available in the area for emergency use.
- b) 48-1 '700 Repair Crib', on or about 06/16/11: Employee uses 'Formula 44/40', an injurious corrosive, to fix scratches on barrels, and suitable facilities for quick drenching or flushing of the eyes and body were not available in the area for emergency use.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated: 12/21/2011
Proposed Penalty: \$ 4000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1001(j)(4)(i): Building owner or employer did not label or post signs so that employees would be notified of what materials contained ACM and/or PACM.

- a) 44-1, outside of central door, on or about **06/10/11**: The employer did not ensure that labels were affixed to a pipe insulated with TSI to notify employees the material was ACM. At the time of the inspection, a portion of the TSI had fallen from the pipe and was lying on the ground. A bulk sample collected from the area and analyzed at the Salt Lake Technical Center indicated the TSI contained 10% amosite asbestos, which is the second most toxic form of asbestos.
- b) 53-2, on or about **06/10/11**: A cloth sack, used as a waste container, was found filled with TSI which had been removed from insulated piping. There were no labels present to indicate the insulation was ACM. A bulk sample collected from the area and analyzed at the Salt Lake Technical Center indicated the TSI contained 12% amosite asbestos, which is the second most toxic form of asbestos.

Abatement certification must be submitted for these items.

Date By Which Violation **Must** be Abated: 12/31/2012
Proposed Penalty: \$ 5000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., JNC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1001(j)(7)(iv): The employer shall also provide, at no cost to employees who perform housekeeping operations in an area which contains ACM or PACM, an asbestos awareness training course, which shall at a minimum contain the following elements: health effects of asbestos, locations of ACM or PACM in the building, recognition of ACM or PACM damage or deterioration, requirements of this standard relating to housekeeping and a proper response to fiber release episodes. Each employee shall be trained at least once a year.

- a) 44-1, outside of central door, on or about **06/10/11**: An employee performed cleanup operations of TSI which had fallen, or been removed, from overhead piping. The employer did not provide training in housekeeping operations in area **which** contains **ACM** or **PACM**. **The** employer also did not provide specific locations of **ACM** or **PACM** in buildings, recognition of **ACM** or **PACM** damage or deterioration. The employer also did not provide training in regards to proper response to fiber release episodes. **A** bulk sample collected from this area and analyzed at the Salt Lake Technical Center indicated the TSI contained 10% amosite asbestos, which is the second most toxic form of asbestos.

- b) 53-2, on or about **06/10/11**: A cloth sack, being used as a waste container, was filled with TSI was found behind a door **which** had been cut from cut from piping. The employer did not provide training **in** housekeeping operations in area which contains **ACM** or **PACM**. The employer also did not provide specific locations of **ACM** or **PACM** in buildings, recognition of **ACM** or **PACM** damage or deterioration. The employer also did not provide **training** in regards to proper response to fiber release episodes. **A** bulk sample collected from this area and analyzed at the Salt Lake Technical Center indicated the TSI contained 12% arnosite asbestos, which is the second most toxic form of asbestos.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated:

12/21/2011



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1025(l)(1)(i): Employee(s) working in an area where there is potential exposure to airborne lead at any level were not informed of the content of Appendices A and B of this regulation:

- a) Live fire areas throughout facility, on or about 06/09/11: Employees performing live fire operations throughout facility and working in and about those areas, where there is the potential for airborne lead, were not informed of Appendices A and B of 1910.1025. Personal air monitoring of two employees working in the gallery area yielded time weighted average exposures to lead of 0.11 mg per m3 and 0.085 mg per m3 respectively.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 12/21/2011

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

29 CFR 1910.1025(l)(1)(v)(A): Employees exposed to lead at or above the action level, or for whom the possibility of skin or eye irritation existed, were not informed of the content of the 1910.1025 standard and its appendices:

- a) Live fire areas throughout facility, on or about 06/09/11: Employees performing live fire operations throughout facility exposed to lead while testing **firearms** and **performing** cleaning operations. The employer did not institute and required a training program pursuant to 1910.1025 for all employees who were subject to lead exposure at or above the action level, or for whom the possibility of **skin** or eye irritation existed. Personal air monitoring of two employees working in the gallery area yielded time weighted average exposures to lead of 0.11 mg per m3 and 0.085 mg per m3 respectively.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 12/21/2011

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: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 **CFR** 1910.1027(m)(4)(i): The employer did not institute a training program for all employees who are potentially exposed to cadmium, assure employee participation in the program, and maintain a record of the contents of such program.

- a) Cadmium Brazing Station 50-1, on or about 06/09/11: The employer did not institute a training program for employees who were exposed to cadmium, assure employee participation in the training program, and maintain a record of the training program. Laboratory results indicated a cadmium concentration of 392.4 micrograms for a wipe sample collected at the employee workstation.
- b) Cadmium Brazing Station 48-1, on or about 06/09/11: The employer **did** not institute a training program for employees who were exposed to cadmium, assure employee participation in the training program, and maintain a record of the **training** program. Laboratory results indicated a cadmium concentration ranging from 2.19 micrograms to 4,150 micrograms for wipe samples collected at the workstation.
- c) Cadmium Brazing Station 48-3, on or about 06/09/11: The employer did not institute a training program for employees who were exposed to cadmium, assure employee participation in the training program, and maintain a record of the training program. Laboratory results indicated a cadmium concentration ranging from 2.22 micrograms to 16.2 micrograms for wipe samples collected at the workstation.

Abatement certification must be submitted for this item.

Date By Which Violation **Must** be Abated:

12/21/2011



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1025(h)(1): **All** surfaces were not maintained as free as practicable of accumulations of lead:

- a) Proofing area throughout **facility**, on or about 06/09/11: Employees were exposed to lead contaminated surfaces while performing Proof and Clean operations. Laboratory results indicated a lead concentration ranging from 25.2 micrograms to 2,826.5 micrograms for wipe samples collected in the work area.
- b) 82-2 '**Gallery** Area', on or about 06/11/11: Employees were exposed to lead contaminated surfaces while performing firearm accuracy testing and cleaning. Laboratory results indicated a lead concentration ranging from 44.9 micrograms to 35,515 micrograms for wipe samples collected in the work area.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated:

12/21/2011

Proposed Penalty:

\$ 5000.00



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1027(k)(1): All surfaces shall be maintained as free as practicable of accumulations of cadmium.

- a) 50-1 Brazing Station, on or about 06/09/11: Employee was exposed to cadmium contaminated surfaces **while** performing brazing operations using cadmium shims, which contain up to **30%** cadmium by weight. Laboratory results indicated a cadmium concentration of 392.4 micrograms for a wipe sample collected at **the** employee workstation.
- b) 48-1 'North' Brazing Station, on or about 06/21/11: Employee was exposed to cadmium contaminated surfaces while performing brazing operations using cadmium shims, which contain up to 30% cadmium by weight. Laboratory results indicated a cadmium concentration ranging from 2.19 micrograms to 4,150 micrograms for wipe samples collected at the workstation.
- c) 48-3 Brazing Station, on or about 06/22/11: Employee was exposed to cadmium contaminated surfaces while performing brazing operations using cadmium shims, which contain up to **30%** cadmium by weight. Laboratory results indicated a cadmium concentration ranging from 2.22 micrograms to 16.2 micrograms for wipe samples collected at the workstation.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated:

12/21/2011



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1027(d)(1)(i): Each employer who has a workplace or work operation covered by this section shall determine if any employee may be exposed to cadmium at or above the action level:

- a) **50-1** Brazing Station, on or about **06/09/11**: Employee was performing brazing operations using cadmium shims, which contain up to **30%** cadmium by weight. Employer did not perform exposure monitoring to assess hazards and cadmium exposure associated with this operation.
- b) **48-1** 'North' Brazing Station, on or about **06/21/11**: Employee was performing brazing operations using cadmium shims, which contain up to 30% **cadmium** by weight. Employer did not perform exposure monitoring to assess hazards and cadmium exposure associated with this operation.
- c) **48-3** Brazing Station, **on** or about 06/22/11: Employee was performing brazing operations using cadmium shims, which contain up to **30%** cadmium by weight. Employer did not perform exposure monitoring to assess hazards and cadmium exposure associated with this operation.

Abatement certification must be submitted for this item.

Date **By Which** Violation **Must** be Abated: 12/21/2011
Proposed Penalty: \$ 5000.00



Citation and Notification of Penalty

Company Name: REMINGTON **ARMS** CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1200(f)(5)(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:

- a) Behind Dip Tank Line, on or about 05/24/11: A bottle of hydrochloric acid was not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.
- b) **72-2**, on or about 06/01/11: A spray bottle of 'Armakleen MPC', used for general purpose cleaning, not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.
- c) **76-1**, on or about 06/01/11: A four quart '795 Oil' dispenser used for machine maintenance was not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.
- d) 61-1 'Police Repair Area' on or about 06/14/11: A squirt bottle of 'Rem Oil', used for cleaning, lubrication, and general maintenance, was not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.
- e) 62-1 'Catwalk', on or **about** 06/14/11: Two one gallon bottles of 'Antifoam' was not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.
- f) 50-1 'Chamber Area', on or about 06/15/11: A one gallon can of '68 Hydraulic Oil', used for machine maintenance and lubrication was not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.
- g) 46-3, on or about 06/22/11: **A** parts washing container filled with 'Alkaline Cleaner 758', not labeled, tagged or marked with the identity of the hazardous **chemical(s)** contained within.

Abatement certification must be submitted for these items.

Date By Which Violation **Must** be Abated:
Proposed Penalty:

12/21/2011
\$ 4000.00

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: REMINGTON ARMS CO., INC.
Inspection Site: 14 NOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1200(f)(9): The employer did not ensure that labels or other forms of warning were legible, in English, and prominently displayed on the container, or readily available in the work area throughout each work shift:

- a) 66-1, on or about 06/09/11: 5 containers of flammable patching compound were labeled in Chinese. Employees in this area were not able to read this language.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 11/16/2011

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

29 CFR 1910.1450(e)(1): Where hazardous chemicals were used in the workplace, the employer did not develop and carry out the provisions of a written Chemical Hygiene Plan which was capable of protecting employees from health hazards associated with hazardous chemicals and which was capable of keeping exposures below the limits specified in 29 CFR 1910.1450(c):

- a) 84-1 'Chem Met Lab', on or about 07/14/11: Employees worked with hazardous **chemicals** in a **chemical/metallurgical** laboratory. Employees were exposed to health hazards associated with chemicals including but not limited to various strong acids and bases, without the guidance of a written chemical hygiene plan.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 12/21/2011
Proposed Penalty: \$ 4000.00

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: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

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

29 CFR 1910.1450(h)(1)(i): The employer did not ensure that labels on incoming containers of hazardous chemicals were not removed or defaced:

- a) **84-1 'Chem Met Lab', on or about 07/14/11: Employees were using 1N HCL titration system. The labeling of this system had been ripped off and could no longer be read by employees.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: **12/21/2011**



Citation and Notification of Penalty

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357

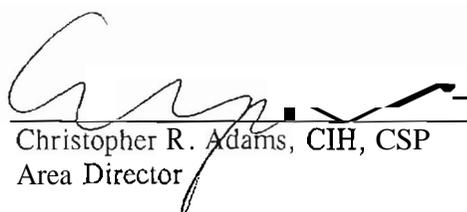
Citation 2 Item 1 Type of Violation: **Other**

29 CFR 1910.134(c)(2)(i): When voluntary respirator use is permissible, the employer shall provide the respirator users with the information contained in Appendix D to this section:

- a) Powdered Metal and MIM, on or about 05/25/11: Employee wore a respirator voluntarily while performing metal injection molding. The employer did not provide the employee with the information contained in Appendix D of this section.
- b) 84-3 'Spray Room', on or about 06/14/11: Employees wore respirators voluntarily while duracoating and changing filters on spray booth. The employer did not provide these employees with Appendix D of this section.

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated: 11/30/2011
Proposed Penalty: \$ 0.00



Christopher R. Adams, CIH, CSP
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
Syracuse Area Office
3300 Vickery Road
North Syracuse, NY 13212
Phone: (315)451-0808 FAX: (315)451-1351
OSHA Website Address: <http://www.osba.gov>



INVOICE/ DEBT COLLECTION NOTICE

Company Name: REMINGTON ARMS CO., INC.
Inspection Site: 14 HOEFLER AVENUE, ILION, NY 13357
Issuance Date: 11/04/2011

Summary of Penalties for Inspection Number 314352329

Citation 1, Serious	= \$	46000.00
Citation 2, Other	= \$	0.00
TOTAL PROPOSED PENALTIES	= \$	46000.00

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 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 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.



Christopher R. Adams, CIH, CSP
Area Director

11/4/2011 _____
Date

U.S. DEPARTMENT OF LABOR

Occupational Safety and Health Administration
3300 Vickery Road
North Syracuse, New York 13212-4531
Telephone 315-451-0808
FAX (315) 451-1351
OSHA Website Address: <http://www.osha.gov>

(i)

11/4/11

REMINGTON ARMS CO., INC.
Igor Popov, Plant Manager
14 HOEFLER AVENUE
ILION, NY 13357

Reference: Inspection # **314352329**

Dear Mr. Popov:

In an effort to reduce the paperwork burden on employers, OSHA instituted the Abatement Verification Standard, 29 CFR **1903.19**, in May of **7997**. This standard allows the employer to provide a letter certifying, where indicated, that an item was corrected in lieu of providing copies of documents that verify abatement. The requirement for certification is indicated in the citation by the following language: "Abatement certification must be submitted for this item."

In some circumstances, documentation is required in addition to the certification letter. This documentation may include, for example, photographs, air sampling results, purchase orders, copies of cited programs. The requirement for documentation is indicated in the citation by the following language: "Abatement documentation must be submitted for this item."

These abatement responses must be prepared and received in this office by the date(s) indicated on the citation. Where the citation item reads, "Corrected During Inspection," no further response is necessary.

Copies of any abatement certification and documentation submitted to OSHA must be posted for those employees who were exposed to the hazard. This posting must remain posted for three working days after submitting the letter to OSHA.

An optional abatement certification letter has been enclosed for your convenience. Please return the response to us at the above address or fax number for the following items:

Citation **1**, Items **1a, 1b, 1c, 1d, 1e, 2, 3a, 3b, 4, 5, 6a, 6b, 6c, 6d, 6e, 7a, 7b, 8, 9a, 9b, 10a, 10b**

Citation **2** Item **1**

If you have any questions, please contact *the Assistant Area Director, Jeff Prebish* at extension 3034.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chris Adams', written over a horizontal line.

Christopher R. Adams, CIH, CSP
Area Director
Syracuse Area Office

encl.

ABATEMENT CERTIFICATION

REMINGTON ARMS CO, INC.
14 HOEFLER AVENUE
ILION, NY 13357

Reference: **Inspection # 314352329**

In accordance with 29 ~~CFR~~ 1903.19, Abatement Verification, this document is being offered to certify that abatement has been accomplished for the citations noted below.

I certify that all employees and their representatives have been informed of the abatement action taken on these violations. Additionally, I attest that the information contained in this document is accurate.

Signature

Typed or Printed Name

Date

Citation #1, ~~Item~~ #1a was corrected on (date) _____ by (describe **corrective**
action): _____

Citation #I, **Item** #1b was corrected on (date) _____ by (describe corrective
action): _____

Abatement Certification Cont'd

Inspection # 314352329

Citation #1, Item #1c was corrected on (date) _____ by (describe corrective action): _____

_____.

Citation #1, Item #1d was corrected on (date) _____ by (describe corrective action): _____

_____.

Citation #1, Item #1e was corrected on (date) _____ by (describe corrective action): _____

_____.

Citation #1, Item #2 was corrected on (date) _____ by (describe corrective action): _____

_____.

Citation #1, Item #3a was corrected on (date) _____ by (describe corrective action): _____

_____.

Abatement Certification Cont'd

Inspection # 314352329

Citation #1, Item #3b was corrected on (date)_____ by (describe corrective action):_____

_____.

Citation #1, Item #4 was corrected on (date)_____ by (describe corrective action):_____

_____.

Citation #1, Item #5 was corrected on (date)_____ by (describe corrective action):_____

_____.

Citation #1, Item #6a was corrected on (date)_____ by (describe corrective action):_____

_____.

Citation #1, Item #6b was corrected on (date)_____ by (describe corrective action):_____

_____.

Abatement Certification Cont'd

Inspection # 314352329

Citation #1, Item #6c was **corrected** on (date) _____ by (describe corrective
action): _____

_____.

Citation #1, Item #6d was corrected on (date) _____ by (describe corrective
action): _____

_____.

Citation #1, Item #6e was **corrected** on (date) _____ by (describe corrective
action): _____

_____.

Citation #1, Item #7a was corrected on (date) _____ by (**describe** corrective
action): _____

_____.

Citation #1, Item #7b was corrected on (date) _____ by (describe **corrective**
action): _____

_____.

Citation #1, Item #8 was corrected on (date) _____ by (describe corrective
action): _____

_____.

Abatement Certification Cont'd

Inspection # 314352329

Citation #1, Item #9a was corrected on (date) _____ by (describe corrective action): _____

Citation #1, Item #9b was corrected on (date) _____ by (describe corrective action): _____

Citation #1, Item #10a was corrected on (date) _____ by (describe corrective action): _____

Citation #1, Item #10b was corrected on (date) _____ by (describe corrective action): _____

Citation #2, Item #1 was corrected on (date) _____ by (describe corrective action): _____

