

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



Citation and Notification of Penalty

To:
ZOTOS INTERNATIONAL INC.
and its successors
Allen Hawker, Sr. Mgr. Env. & Safety
P.O. BOX 71
Geneva, NY 14456-0071

Inspection Number: 315850081
Inspection Date(s): 11/28/2011-05/24/2012
Issuance Date: 05/24/2012

Inspection Site:
300 Forge Ave.
Geneva, NY 14456-0071

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.

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 7 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 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.

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. You are encouraged to review the information concerning your establishment at WWW.OSHA.GOV. If you have any dispute with the accuracy of the information displayed, please contact this office.

ABATEMENT CERTIFICATION

Christopher R. Adams, CIH, CSP, Area Director
U.S. Department of Labor - OSHA
Syracuse Area Office
3300 Vickery Road
North Syracuse, NY 13212
Phone: (315)451-0808

ZOTOS INTERNATIONAL INC.
P.O. BOX 71
Geneva, NY 14456-0071

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 1a was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 1b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 2 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 3c was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 4 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 5b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 6b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 7 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 11 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 12 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 13 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 14b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 15 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 16a was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 16b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 17 was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 18a was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 18b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 19b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 19c was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 23e was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 24 was corrected on _____
by _____.

by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 26b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 27a was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 27b was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 27c was corrected on _____
by _____.

The hazard referenced in Inspection Number 315850081 for the violation identified as Citation 1 and Item 28 was corrected on _____
by _____.

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

Signature

Typed or Printed Name



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 05/24/2012. 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: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

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

29 CFR 1910.22(a)(1): Place(s) of employment were not kept clean and orderly, or in a sanitary condition:

- a) **Compounding Maintenance Area, on or about 1/10/12: Poor housekeeping throughout the maintenance area in that boxes, drums, equipment, parts, pails and expanded metal were placed in the passageways.**
- b) **Maintenance Dept., second floor, on or about 1/18/12: Poor housekeeping throughout the second floor in that boxes, pails, equipment, parts, bins, etc. were in the passageways between the parts racks.**

Abatement certification must be submitted for item b.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 4000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) were not maintained in a clean, so far as possible, in a dry condition:

- a) **Bldg. 5A, Alcohol Room, on or about 12/15/11: Water was puddled on floor at the base of the stairway to the alcohol deck.**
- b) **Packaging Dept., on or about 12/19/11: Water and shampoo product was puddled on the floor at the backside of Line 28 at the rotary filler.**
- c) **Packaging Dept., on or about 12/19/11: Water was puddled on the floor at the backside of Line 2.**
- d) **Packaging Dept., Silicone Line 6, on or about 1/12/12: Floors throughout Line 6 at the front and back sides were very slippery from spilled silicone product.**
- e) **Blow Molding Dept., mezzanine, on or about 1/18/12: Floor was very slippery at the B7 Coolant hopper from spilled resin pellets.**
- f) **Blow Molding Dept., mezzanine, on or about 1/18/12: Floor was very slippery at the EBM-1 coolant hopper from spilled resin pellets.**

Abatement certification must be submitted for item b, c, d, f.

Date By Which Violation Must be Abated: 06/26/2012



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.22(b)(1): Aisle(s) or passageway(s) were not kept clear and in good repair:

- a) **Bldg. 3, Plastic Storage Tank area, on or about 1/10/12: A water hose was laying along the length of the catwalk.**

Date By Which Violation Must be Abated: Corrected During Inspection



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.22(c): Covers and/or guardrails were not provided to protect personnel from the hazards of open pits, open drains, etc.:

- a) **Compounding Area, below Deck 4 East, on or about 12/15/11: A four inch floor drain was not provided with a cover.**
- b) **Packaging Dept., Line 2, on or about 12/19/11: An 11 inch floor drain at the back side of Line 2 was not provided with a cover.**
- c) **Compounding Area, on or about 12/20/11: A 12 inch floor drain at tank 108 was not provided with a cover.**
- d) **Alcohol Room, on or about 1/10/12: A 7" X 7" opening in the grating over the sump pump pit at Tank 78, east side was not guarded and a 6" X 9" floor drain cover was missing below the HC1 tank, west side.**
- e) **Reverse Osmosis System, on or about 1/12/12: A 4" X 6" and a 7" X 7" holes in the grating over the sump pump pit were not guarded.**
- f) **Bldg. 11, Waste Water Treatment Plant, chiller area, on or about 1/12/12: The secondary containment pit around the descaler tank, 22" deep, was not guarded.**
- g) **Bldg. 11, Waster Water Treatment Plant, on or about 1/12/12: The secondary containment pit around the 500 tank and the 600 tank were not guarded in that there were two openings measuring 20" X 20" X 23" deep at the corners of the tanks.**

Abatement certification must be submitted for item f.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 4000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

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

29 CFR 1910.23(a)(2): Ladderway floor opening(s) or platform(s) were not guarded by standard railings with toeboards on all exposed sides:

- a) **ZTC Pump Room, on or about 12/14/11: Openings on the sides of a fixed ladderway to the ZTC pit were not adequately guarded.**

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

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

29 CFR 1910.23(a)(8): Floor hole(s), into which persons could accidentally walk, were not guarded by standard railings with standard toeboards on all exposed sides or by floor hole covers of standard strength and construction:

- a) **Bldg. 11, Waste Water Treatment Plant, on or about 1/12/12: Floor hole, measuring 7" X 42" X 22" deep, between the grating and wall in the chiller area, was not guarded.**
- b) **Bldg. 11, Waste Water Treatment Plant, on or about 1/12/12: Floor hole measuring 10" wide along the length of the wall across from the filter press was not guarded.**

Date By Which Violation Must be Abated:	Corrected During Inspection
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See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.23(c)(1): Open sided floor(s) or platform(s) 4 feet or more above the adjacent floor or ground level were not guarded by standard railings (or the equivalent as specified in 29 CFR 1910.23(e)(3)(i) through (v)), on all open sides and ends:

- a) **Bldg. 1, on or about 12/14/11: An overhead storage area over the cafeteria and company store, approx. 10 feet from floor level, was not provided with guardrails.**
- b) **Boiler Room 2, on or about 12/14/11: An overhead storage area, approx. 9 feet from floor level, was not provided with guardrails.**
- c) **Compounding Area, on or about 12/15/11: Compounding deck, approximately 15 feet from floor level, had top rails missing at tanks 414 and 419, and midrails were missing at the electrical controls between tanks 414 and 418, between tanks 309 and 311, between tanks 316 and 318 and between tanks 312 and 310, and at tank 124, opening measuring 14" X 18" was not guarded.**
- d) **Line Maintenance Office, on or about 12/20/11: An overhead storage area over the maintenance office, approximately eight feet from floor level, was not provided with guardrails.**
- e) **Bldg. 12, Distribution Center, on or about 12/20/11: An overhead storage area over the inventory control office, approximately ten feet from floor level, was not provided with guardrails.**
- f) **Bldg. 12, Distribution Center, on or about 12/20/11: Floor opening measuring 9 1/2 inches wide next to the stairway at the pick line third level, and another floor opening measuring 9 1/2 inches wide next to the stairway at the pick line, second level were not guarded.**
- g) **Blow Molding Dept., platform between screening and blow molding, on or about 1/18/12: A work platform, 56 inches from floor level, was not provided with midrails and the top rails had slack in six sections resulting in the center of the chain being only 24 inches from platform level.**
- h) **Blow Molding Dept., EBM blow molding machine #3, on or about 1/18/12: Platform for accessing the hopper, 58 inches from floor level, was not provided with guardrails.**

See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Abatement certification must be submitted for item e.

Date By Which Violation Must be Abated: 06/26/2012

Citation 1 Item 4 Type of Violation: Serious

29 CFR 1910.24(b): Fixed stairs were not provided for access from one structure level to another where operations necessitated travel regularly, daily, or at each shift:

- a) **Bldg. 12, Distribution Center, on or about 2/9/12: No fixed stairway or ladderway was provided for employees accessing the elevated central palletizing conveyor to clear jams.**
- b) **Bldg. 11, Waste Water Treatment Plant, on or about 1/12/12: No fixed stairway or ladderway was provided for employees accessing the sludge tank in that a 12 foot Michigan A frame step ladder was leaning up against the tank for access.**

Abatement certification must be submitted for item a.

Date By Which Violation Must be Abated: 06/26/2012
Proposed Penalty: \$ 5000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

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

29 CFR 1910.36(e)(1): A side-hinged door was not being used to connect a room to an exit route:

- a) **Bldg. 5A, Alcohol Room, on or about 12/15/11: An overhead door was being used as an exit.**

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 4000.00

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

29 CFR 1910.37(a)(3): Exit routes were not free and unobstructed. Materials and/or equipment were placed either temporarily or permanently within the exit route:

- a) **Powder Mfg. Room, on or about 12/14/11: The means of egress in front of an exit door was blocked by a pallet of soda ash.**
- b) **Outside of Compressor Room, on or about 11/28/11: The exit door from the compressor room was blocked by materials.**

Abatement certification must be submitted for item b.

Date By Which Violation Must be Abated:	06/26/2012
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Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

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

29 CFR 1910.37(a)(4): Safeguards designed to protect employees during an emergency (e.g. sprinkler systems, alarm systems, fire doors, exit lighting) were not in proper working order at all times:

- a) **Bldg. 2, northeast corner, on or about 12/14/11: Emergency lights #148 at door #7M were not functioning.**

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 3000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.37(b)(4): The direction of travel to the exit or exit discharge was not immediately apparent, and no signs were posted along the exit access indicating the direction of travel to the nearest exit and exit discharge:

- a) **Bldg. 1, on or about 12/14/11: There were no exit directional signs throughout Bldg. 1 to indicate the direction of travel to the nearest exit.**
- b) **Soap Room, on or about 12/14/11: There were no exit directional signs in the room to indicate the direction of travel to the nearest exit.**
- c) **Bldg. 2, on or about 12/14/11: There were no exit directional signs throughout Bldg. 2 to indicate the direction of travel to the nearest exit.**
- d) **Bldg. 5A, Alcohol Room, on or about 12/15/11: There were no exit directional signs to indicate the direction of travel to the nearest exit.**
- e) **Bldg. 10, Bottle Warehouse, on or about 1/12/12: There were no exit directional signs to indicate the direction of travel to the nearest exit.**
- f) **Promo Area, Line 19, on or about 11/28/11: There were no exit directional signs to indicate the direction of travel to the nearest exit.**
- g) **Warehouse Alley, on or about 11/28/11: There was no exit directional sign at the double doors leading to the front exit.**
- h) **Screening Room 15, on or about 11/28/11: There was no exit sign leading out the the room.**
- i) **Compressor Room, on or about 11/28/11: There was no exit sign on the door leading out of the room.**

Abatement certification must be submitted for items a, e, and i.

Date By Which Violation Must be Abated: 06/26/2012



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.106(e)(2)(iv)(c): Class I flammable liquid(s) were used where there were open flame(s) or other source(s) of ignition within the possible path of vapor travel:

- a) **Packaging Maintenance Area, on or about 1/12/12: Methyl Ethyl Ketone, a Class I flammable liquid was used on a workbench where there was, including, but not limited to, a four way receptacle outlet.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 5000.00

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

29 CFR 1910.107(b)(3): The combustible floor surface(s) of spray booth(s) were not covered with noncombustible material:

- a) **Maintenance Dept., second floor, on or about 1/18/12: The floor of the paint spray booth was lined with cardboard.**

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



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.107(c)(6): Electrical wiring and equipment outside of but within 20 feet of spraying area(s), and not separated therefrom by partitions, did not conform to the provisions for Class I, Division 2, hazardous locations:

- a) **Maintenance Dept., second floor, on or about 1/18/12: An electrical switch, attached to the front edge of a paint spray booth was not approved for the location.**

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

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

29 CFR 1910.107(c)(7): Electric lamps outside of but within 20 feet of spraying area(s), and not separated therefrom by partition(s), were not protected from physical damage by suitable guards or by location:

- a) **Maintenance Dept., second floor, on or about 1/18/12: A light fixture attached to the front edge of a paint spray booth was not approved for the location.**

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



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 11 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) **Bldg. 12, Distribution Center, on or about 12/20/11: No fall protection was provided for employees accessing the Central Palletizer conveyor for clearing jams. Located 11 feet from floor level.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 7000.00

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

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

- a) **Packaging Dept., Line 30, on or about 12/19/11: Employees were observed performing servicing operations on the Pack West filler, did not lock out the equipment.**
- b) **Packaging Dept., Line 3, on or about 12/20/11: Employee was observed performing servicing operations on the filler head, did not lock out the equipment.**

Abatement documentation must be submitted for these items.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to items (a) through (d) of this section:

- a) **At the establishment, on or about 2/13/12: Where employees job duties include servicing and maintenance on the following machines and equipment, including, but not limited to fillers, cappers, bottle feeders, robots, agitators, sealers, silkscreen machines, and blow molding machines, there were no specific written procedures developed and documented.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

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

29 CFR 1910.157(c)(1): Portable fire extinguishers were not mounted, located and identified so that they were readily accessible without subjecting the employees to injuries:

- a) **Powder Mfg. Area, on or about 12/14/11: Pallets of cardboard boxes were stored in front of a fire extinguisher.**
- b) **Powder Mfg. Area, on or about 12/20/12: Two 55 gallon drums of material were stored in front of a fire extinguisher.**
- c) **Bldg. 12, Distribution Center, Shipping Door #1, on or about 12/20/11: A fire extinguisher was blocked by an air compressor and a barrel.**
- d) **Maintenance Dept., Welding Shop, on or about 1/18/12: A fire extinguisher was blocked by a cart and a trash container.**

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 3000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 14b 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:

- a) **At the establishment, on or about 2/13/12: Annual training was not provided to employees on the use of fire extinguishers and the hazards involved with incipient stage fire fighting.**

***ABATEMENT NOTE: The employer must either correct the alleged violation or implement a Fire Safety Policy; as outlined in 29 CFR 1910.38 and 29 CFR 1910.39 which includes the evacuation requirements of 29 CFR 1910.157(b).**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 06/26/2012

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

29 CFR 1910.176(b): Materials storage racks were not stable or secure against sliding and collapse due to damaged support structures:

- a) **Bldg. 12, Distribution Warehouse, on or about 1/18/12: Storage racks had damaged vertical supports at the following locations, including, but not limited to: 12-019-028-1, 12-019-055-1, 12-019-056-1, 12-019-066-1, 12-019-078-1, 12-030-051-2, 12-030-024-2, 12-029-024-1, 12-032-026-3.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 06/26/2012
Proposed Penalty: \$ 5000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

Citation 1 Item 16a Type of Violation: **Serious**

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) and other employees from hazard(s) created by rotating parts, ingoing nip points and moving parts:

- a) **Packaging Dept., Line 1, on or about 12/15/11: Ingoing nip points on the bottle hopper between the hopper and moving conveyor belt, were not guarded.**
- b) **Packaging Dept., Line 1, on or about 12/15/11: Ingoing nip points and moving parts on the Hoppmann FL/100 bottle feeder were not adequately guarded in that there were no interlocks on the doors.**
- c) **Packaging Dept., Line 1, on or about 12/15/11: Ingoing nip points on a box conveyor were not guarded in three areas where slats were broken.**
- d) **Packaging Dept., Line 1, on or about 12/15/11: Ingoing nip points on the transfer belts and rotating vertical and horizontal shafts for the Hi Speed check weigher/bottle advancer at the infeed and discharge areas were not guarded.**
- e) **Packaging Dept., Line 1, on or about 12/15/11: Moving parts at the robot arm Flexicell robot packing machine were not adequately guarded at the infeed and outfeed areas along the conveyor line.**
- f) **Packaging Dept., Line 4, on or about 12/15/11: Nip points at the Filamatic filler head were not guarded.**
- g) **Packaging Dept., Line 4, on or about 12/15/11: Ingoing nip points on the bottle feeder carousel were not guarded in that there were no interlock devices on the doors.**
- h) **Packaging Dept., Line 4, on or about 12/15/11: Ingoing nip points and rotating parts on the rotary capper were not guarded.**

See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

- i) Packaging Dept., Line 1, on or about 12/15/11: Ingoing nip points on a McDowell International carton gluer were not guarded at the reciprocating ram.
 - j) Packaging Dept., Line 34, on or about 12/15/11: Ingoing nip points and moving parts on the Acasi bottle feeder and the filler head areas were not guarded.
 - k) Packaging Dept., Line 31, on or about 12/15/11: Ingoing nip points at the transfer belt area and at the filler head area were not guarded.
 - l) Packaging Dept., Line 28, on or about 12/15/11: Ingoing nip points on the bottle hopper between the hopper and moving conveyor belt, were not guarded.
 - m) Packaging Dept., Line 28, on or about 12/19/11: Ingoing nip points and rotating parts on the Biner Ellison rotary filler and on the Resina capper were not guarded.
 - n) Packaging Dept., Line 26, on or about 12/19/11: Ingoing nip points on the Nordenmatic 702 tube feeder to filler were not guarded.
 - o) Packaging Dept., Line 25, on or about 12/19/11: Ingoing nip points on the tube feeder to filler were not guarded.
 - p) Packaging Dept., Line 18, on or about 12/19/11: Ingoing nip points and rotating parts on the TFS 10 tube filler were not adequately guarded in two areas.
 - q) Packaging Dept., Line 30, on or about 12/19/11: Ingoing nip points on the Pack West filler were not adequately guarded.
 - r) Packaging Dept., Line 2, on or about 12/19/11: Ingoing nip points at the sprocket pulley on the packing conveyor between the capper and box taper were not guarded.
 - s) Packaging Dept., Line 2, on or about 12/19/11: Ingoing nip points and rotating parts on the Acasi bottle capper and on the filler machine were not guarded.
 - t) Packaging Dept., Line 2, on or about 12/19/11: Ingoing nip points and rotating parts on the transfer belts to the date coder were not guarded.
 - u) Packaging Dept., Line 2A, on or about 12/19/11: Ingoing nip points and rotating parts on the rotary filler and at the back side of the Line 2A bottler capper were not guarded.
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See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

- v) Packaging Dept., Line 23, on or about 12/20/11: Ingoing nip points on the filler head were not guarded.
 - w) Packaging Dept., Line 3, on or about 12/20/11: Ingoing nip points and moving parts on the Hoppman bottler feeder were not guarded.
 - x) Packaging Dept., Line 3, on or about 12/20/11: Ingoing nip points on the tabletop conveyor to the coder were not guarded.
 - y) Packaging Dept., Line 3, on or about 12/20/11: Ingoing nip points on the bottle hopper between the hopper and moving conveyor belt, were not guarded.
 - z) Bldg. 12, Distribution Center, Pick Line, on or about 12/20/11: Ingoing nip points at the conveyor belts and pulleys were not guarded on the third level area 160, on the second level area 150 and on the first level area 140.
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- aa) Compounding Area, Upper Deck #1, on or about 1/10/12: Rotating agitator arm for Tank #104 was not guarded.
 - bb) Packaging Dept., Line 1, on or about 1/10/12: Ingoing nip points and moving parts on a McDowell box erector, back side, were not guarded in that the interlock was bypassed on the guard.
 - cc) Perm Packaging Dept., Line 9A, on or about 1/10/12: Ingoing nip points on the case former at the plungers were not guarded.
 - dd) Perm Packaging Dept., Line 9A, on or about 1/10/12: Ingoing nip points and moving parts on a head cover machine at the infeed rollers, cam area and the tucker arm area were not guarded.
 - ee) Perm Packaging Dept., Line 9A, on or about 1/10/12: Ingoing nip points on two table top conveyors, at the return belt area and at the accumulation table inlet conveyor, were not guarded.
 - ff) Perm Packaging Dept., Line 9A, on or about 1/10/12: Ingoing nip points on a belt conveyor and pulley on the Edson case packer machine at the box drop area were not guarded.

See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

- gg) Perm Packaging Dept., Line 9a, on or about 1/10/12: Reciprocating tucker arm on a Kliklok sealer machine was not guarded.
- hh) Perm Packaging Dept., Line 8, on or about 1/10/12: Ingoing nip points and rotating parts on the fill line bottle capper were not guarded.
- ii) Perm Packaging Dept., Line 8, on or about 1/10/12: Rotating helix at the capper was not adequately guarded.
- jj) Perm Packaging Dept., Line 9, on or about 1/10/12: Ingoing nip points and rotating parts on the fill line bottle capper were not guarded.
- kk) Perm Packaging Dept., Line 9, on or about 1/10/12: Ingoing nip points on the filler heads were not guarded.
- ll) Perm Packaging Dept., Line 9, on or about 1/10/12: Rotating helix at the capper was not adequately guarded.
- mm) Perm Packaging Dept., Line 5, on or about 1/10/12: Pinch points between the retracting filling head and frame of machine were not guarded.
- nn) Perm Packaging Dept., Line 5, on or about 1/10/12: Rotating parts and ingoing nip points were not guarded on the rotary capper at the back side.
- oo) GMP Room, Line 36, on or about 1/12/12: Ingoing nip points on the Acasi cap tightener were not guarded.
- pp) GMP Room, Line 36, on or about 1/12/12: Ingoing nip points and rotating parts on the rotary filler were not adequately guarded.
- qq) Packaging Dept., Silicone Line 6, on or about 1/12/12: Ingoing nip points on the filler and transfer belt area at the coder were not guarded.
- rr) Alcohol Filling Room, on or about 1/12/12: Ingoing nip points and rotating parts on the filler machine and on the bottler capper were not guarded.
- ss) Alcohol, Line 6A, on or about 1/12/12: Ingoing nip points on the conveyor belt for the coder were not guarded.

See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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- tt) Bldg. 3, Line 35, on or about 1/12/12: Ingoing nip points on the filler head were not guarded.
 - uu) Bldg. 3, Line 39, on or about 1/12/12: Ingoing nip points on the filler head were not guarded.
 - vv) Packaging Maintenance Area, on or about 1/12/12: Rotating chuck on a Delta drill press was not guarded.
 - ww) Screening Dept. 722, on or about 1/12/12: Ingoing nip points, rotating parts and moving parts on Silk Screen machines S2, S3, S4, S5 were not guarded at the pre-orientation bottle areas, nose cone areas, silk screening units, and transfer arms.
 - xx) Screening Dept. 722, on or about 1/12/12: Ingoing nip points and moving parts on OMSO silk screen machines #S11, S13 and S15 at the back sides, each located at station one of the machine, were not guarded.
 - yy) Blow Molding Dept., Bage Machine #2 and #3, on or about 1/18/12: Ingoing nip points and rotating parts on the head cover machine #2 and #3 were not adequately guarded.
 - zz) Packaging Dept., Line 23, on or about 1/18/12: Moving parts at the robot arm on the robot packing machine were not adequately guarded at the discharge conveyor line.

Abatement documentation must be submitted for item d, f, g, h, j, k, l, m, u, v, y, z, kk, mm, oo, pp, qq, rr, tt, uu, vv, ww, yy.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 16b Type of Violation: **Serious**

29 CFR 1910.212(a)(2): Machine guard(s) on machine(s) were so installed that they offered accident hazards in themselves:

- a) **Packaging Dept., on or about 12/20/11: Struts provided for the hopper guard cover for Line 1 and Line 3 did not prevent the hopper guard cover from slamming down.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated: 06/26/2012

Citation 1 Item 17 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) **Powder Bldg., on or about 12/20/11: Point of operation on a manual capper on the powder line was not guarded.**
- b) **Perm Packaging Dept., Line 9A, on or about 1/20/12: Point of operation on the head cover machine at the cutter area was not guarded.**
- c) **Blow Molding Dept., on or about 1/18/12: Point of operation on Jomar blow molding machine BM#5 was not adequately guarded in that the interlocks were not functioning and the top guard was missing in the front.**
- d) **Screening Dept. 722, on or about 11/28/11: Point of operation on two Novax silk screening machine S13 and S14 were not guarded in that the interlocks were not functioning.**

Abatement documentation must be submitted for item a, c.

Date By Which Violation Must be Abated: 06/26/2012
Proposed Penalty: \$ 7000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

Citation 1 Item 18a Type of Violation: **Serious**

29 CFR 1910.213(d)(1): Circular handfed crosscut table saw(s) were not guarded by an automatically adjusting hood which completely enclosed that portion of the saw above the table and above the material being cut:

- a) **Maintenance Dept., second floor, on or about 2/9/12: A Craftsman table saw was not provided with a guard.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 5000.00

Citation 1 Item 18b Type of Violation: **Serious**

29 CFR 1910.213(m)(1): Cutting heads of wood shaper(s) were not enclosed with a cage or adjustable guard so designed so as to keep the operator's hand away from the cutting edge:

- a) **Maintenance Dept., second floor, on or about 1/18/12: Point of operation on a Powercraft shaper was not guarded.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
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Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 18c Type of Violation: **Serious**

29 CFR 1910.213(r)(4): Suitable guard(s) were not provided to reduce to a minimum the hazard due to the point of operation of a chop saw:

- a) **Old Compounding Office, on or about 1/10/12: Point of operation on a Makita chop saw, Serial #8650, was not guarded.**

Date By Which Violation Must be Abated: **Corrected During Inspection**

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

Citation 1 Item 19a Type of Violation: **Serious**

29 CFR 1910.219(c)(2)(i): Exposed part(s) of horizontal shafting were not protected by stationary casing(s) enclosing shafting completely or by trough(s) enclosing sides and top or sides and bottom of shafting:

- a) **Perm Packaging Dept., Line 9A, on or about 1/10/12: Rotating horizontal shaft driving the neutralizer and lotion dispensing machine was not guarded.**
- b) **Perm Packaging Dept., Line 9A, on or about 1/20/12: Rotating horizontal shaft driving the case sealer at the gluing area was not guarded.**

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



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 19b Type of Violation: **Serious**

29 CFR 1910.219(c)(3): Vertical or inclined shafting was not enclosed with stationary casing(s):

- a) **Compounding Area, on or about 12/15/11: Rotating inclined shafting on the agitators for wax kettles 403, 407 and tank 316 were not guarded.**
- b) **Pomade Compounding Area, on or about 1/10/12: Rotating vertical shaft on the pomade C4 tank was not adequately guarded.**

Abatement certification must be submitted for item a.

Date By Which Violation Must be Abated: 06/26/2012



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 19c Type of Violation: **Serious**

29 CFR 1910.219(c)(4)(i): Unguarded projecting shaft end(s) did not present a smooth edge and end and projected more than one half the diameter of the shaft:

- a) **Packaging Dept., Line 1, on or about 12/15/11: Rotating shaft end on the conveyor for the Hoppmann bottle hopper, approx. 18 inches from floor level, was not guarded.**
- b) **Packaging Dept., Line 28, on or about 12/15/11: Rotating shaft end on the conveyor for the Hoppmann bottle hopper, approx. 18 inches from floor level, was not guarded.**
- c) **Packaging Dept., Line 3, on or about 12/20/11: Rotating shaft end with setscrews for the tabletop conveyor at the coder was not guarded.**
- d) **Packaging Dept., Line 3, on or about 12/15/11: Rotating shaft end on the conveyor for the Hoppmann bottle hopper, approx. 18 inches from floor level, was not guarded.**
- e) **Perm Packaging Dept., Line 9, on or about 2/9/12: Rotating shaft end with setscrews at the coder discharge conveyor was not guarded.**
- f) **Perm Packaging Dept., Line 9, on or about 2/9/12: Rotating shaft end with setscrews at the infeed conveyor to the filler was not guarded.**
- g) **Packaging Dept., Silicone Line 6, on or about 1/12/12: Rotating shaft end with setscrews at the table top puck conveyor was not guarded.**

Abatement certification must be submitted for item b, d, g.

Date By Which Violation Must be Abated: 06/26/2012



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 19d Type of Violation: **Serious**

29 CFR 1910.219(c)(4)(ii): The unused keyway(s) of projecting shaft end(s) were not filled up or covered:

- a) **Packaging Dept., Line 4, on or about 12/15/11: Two rotating shaft ends with keyways on the conveyor to the capper were not guarded.**
- b) **Packaging Dept., Line 28, on or about 12/19/11: Rotating shaft end with keyway on the puck return conveyor was not guarded.**
- c) **Perm Packaging Dept., Line 8, on or about 1/10/12: Rotating shaft end with keyway was not guarded on the infeed conveyor to the filler.**
- d) **Candle Room, on or about 1/10/12: Rotating shaft end with keyway was not guarded at the drive end of the conveyor.**

Date By Which Violation Must be Abated: **Corrected During Inspection**

Citation 1 Item 19e Type of Violation: **Serious**

29 CFR 1910.219(i)(2): Revolving surfaces of shaft coupling(s) were not covered by a safety sleeve:

- a) **Soap Room, on or about 12/14/11: Rotating shaft coupling was not guarded on the distribution pump for F-1 tank.**

Date By Which Violation Must be Abated: **Corrected During Inspection**



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

Citation 1 Item 20a Type of Violation: **Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified at 29 CFR 1910.219(m) & (o):

- a) **Perm Packaging Dept., Line 9A, on or about 1/20/12: Two sets of pulleys driving the case sealer at the gluing area were not guarded.**
- b) **Maintenance Dept., second floor, on or about 1/18/12: Pulleys driving a Powercraft shaper/moulder were not guarded.**

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

Citation 1 Item 20b Type of Violation: **Serious**

29 CFR 1910.219(e)(1)(i): Horizontal belts which had both runs seven feet or less from the floor level were not guarded with a guard that extended to at least fifteen inches above the belt:

- a) **Maintenance Dept., second floor, on or about 1/18/12: Horizontal V belt driving a Powercraft shaper/moulder was not guarded.**

Date By Which Violation Must be Abated:	Corrected During Inspection
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Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 20c Type of Violation: **Serious**

29 CFR 1910.219(e)(3)(i): Vertical or inclined belt(s) were not enclosed by guard(s) conforming to the requirements specified at 29 CFR 1910.219(m) and (o):

- a) **Perm Packaging Dept., Line 9A, on or about 1/20/12: Two V belts driving the case sealer at the gluing area were not guarded.**

Date By Which Violation Must be Abated: **Corrected During Inspection**

Citation 1 Item 21 Type of Violation: **Serious**

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven feet or less above floors or platforms were not enclosed:

- a) **Packaging Dept., Line 1, on or about 12/15/11: Chain and sprockets driving the conveyor for the bottle hopper were not guarded.**
- b) **Perm Packaging Dept., Line 9A, on or about 1/10/12: Chain and sprockets driving the infeed table at the neutralizer and lotion dispensing machine were not guarded.**
- c) **Perm Packaging Dept., Line 9A, on or about 1/10/12: Chain and sprockets driving the turning station on the case sealer were not guarded.**
- d) **Perm Packaging Dept., Line 9, on or about 1/10/12: Chain and sprockets driving the accumulator table were not guarded.**

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



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 22 Type of Violation: **Serious**

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 p.s.i.:

- a) **Blow Molding Dept., Jomar blow molding machine # BM4, on or about 1/18/12: A compressed air gun used for cleaning purposes measured > 100 psi.**
- b) **Blow Molding Dept., Bag machine #3, on or about 1/18/12: A compressed air gun used for cleaning purposes measured > 60 psi.**
- c) **Blow Molding Dept., B4 colorant hopper, on or about 1/18/12: A compressed air gun used for cleaning purposes measured > 60 psi.**
- d) **Blow Molding Dept., EBM-2, on or about 1/18/12: A compressed air gun used for cleaning purposes measured > 60 psi.**

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



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

Citation 1 Item 23a Type of Violation: **Serious**

29 CFR 1910.303(b)(1): Electrical equipment was not free from recognized hazards that were likely to cause death or serious physical harm to employees:

- a) **Packaging Dept., Line 2, on or about 12/19/11: The outer jacket insulation was worn through on two flexible cords providing current to the air solenoids at the filler heads.**
- b) **Maintenance Dept., Welding Shop, on or about 1/18/12: The outer jacket on a flexible cord powering a Leading Edge wall mounted fan was damaged.**

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

Citation 1 Item 23b Type of Violation: **Serious**

29 CFR 1910.304(f)(1)(iv): Overcurrent devices for circuits rated 600 volts, nominal, or less were not readily accessible to each employee or authorized building management personnel:

- a) **Powder Area, Bldg. 1, Receiving Storage, on or about 12/14/11: A circuit breaker panel was blocked by a Crown pallet jack #3617 on the east wall outside of Powder Lab.**

Date By Which Violation Must be Abated: Corrected During Inspection

See pages 1 through 7 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 23c Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(iii): Cable(s) were not secured to the cabinet(s), cutout box(es) or enclosures:

- a) **Packaging Dept., Line 30, on or about 12/19/11: Flexible conduit was pulled loose from the motor fittings in two areas on a carton taper #12.**
- b) **Bldg. 12, Distribution Line, Z3 Line, on or about 12/20/11: Rigid conduit was broken at the duplex receptacle outlet fitting.**

Date By Which Violation Must be Abated: **Corrected During Inspection**

Citation 1 Item 23d Type of Violation: **Serious**

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

- a) **Packaging Dept., Line 1, on or about 12/15/11: Flexible cord providing current to the carton taper #2 was spliced.**
- b) **Packaging Dept., Line 2A, on or about 12/19/11: Flexible cord providing current to the speed control motor for the star wheel was spliced.**

Date By Which Violation Must be Abated: **Corrected During Inspection**



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 23e Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords were not connected to devices and fittings so that tension would not be transmitted to joints or terminal screws:

- a) **Packaging Dept., Line 34, on or about 12/15/11: Flexible cord providing current to the bottle hopper conveyor was pulled loose from the motor fitting.**
- b) **Pomade Compounding Room, on or about 1/10/12: Flexible cord providing current to a TPI pedestal fan was pulled loose from the motor fitting.**
- c) **Maintenance Dept., Welding Shop, on or about 1/18/12: Flexible cord providing current to a Lincoln welder was pulled loose from the plug fitting.**
- d) **Bldg. 2, Central Weight Station #2, on or about 2/13/12: There was no strain relief on the pendant control for a Demag overhead hoist #2.**

Abatement certification must be submitted for item d.

Date By Which Violation Must be Abated: 06/26/2012



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 24 Type of Violation: **Serious**

29 CFR 1910.303(b)(7): There were damaged parts that may adversely affect safe operation or mechanical strength of the equipment, such as broken, bent, cut or deteriorated by corrosion, chemical action or overheating:

- a) **Bldg. 2, Central Weigh Stations #1 and #6, on or about 2/13/12: The pendant controls on Demag overhead #1 and #6 had broken emergency stop buttons.**
- b) **Bldg. 2, Compounding Area, on or about 2/13/12: The pendant controls on Demag overhead hoist #7 at Deck 4 East and Demag overhead hoist #8 at Deck 3 East had broken emergency stop buttons.**

Abatement certification must be submitted for these items.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

Citation 1 Item 25a Type of Violation: **Serious**

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets or other forms of approved enclosures, or other means listed under this provision:

- a) **Aerosol Room, on or about 11/28/11: A 480 volt control panel for the water bath had the door open exposing live electrical parts.**

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

Citation 1 Item 25b Type of Violation: **Serious**

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

- a) **Perm Packaging Dept., near Line 8, on or about 1/10/12: A circuit breaker panel on the column had two blanks missing.**

Date By Which Violation Must be Abated:	Corrected During Inspection
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Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 25c Type of Violation: **Serious**

29 CFR 1910.305(b)(2)(i): Pull boxes, junction boxes, and fittings were not provided with covers approved for the purpose and in completed installations, each outlet box was not provided with a cover, faceplate or fixture canopy:

- a) **Bldg. 1, outside forklift maintenance, on or about 12/14/11: A duplex receptacle outlet on a Skyjack scissors lift #3219, was not provided with a cover.**
- b) **Old Compounding Room, on or about 1/10/12: A duplex receptacle outlet on the wall was not provided with a cover.**

Date By Which Violation Must be Abated: Corrected During Inspection

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

Citation 1 Item 26a Type of Violation: **Serious**

29 CFR 1910.304(g)(5): The path to ground from circuits, equipment, and enclosures was not permanent, continuous and effective:

- a) **Packaging Dept., on or about 12/19/12: A Global pedestal fan was not grounded in that the ground pin was missing from the plug end.**
- b) **Pomade Compounding Room, on or about 1/10/12: A TPI pedestal fan was not grounded in that the ground pin was missing from the plug end.**

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: \$ 3000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 26b 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) **Bldg. 12, Distribution Center, Z4 Line, on or about 12/20/11: A metal outlet box with a pigtail and a strip outlet, providing power to a Lantech stretch wrap machine, were being used as permanent wiring.**
- b) **Bldg. 12, Distribution Center, Z2 Line, on or about 12/20/11: A strip outlet used to power a Lantech stretch wrap machine was being used as permanent wiring.**
- c) **Bldg. 11, Waste Water Treatment Plant, Soap Tank Room, on or about 1/12/12: An extension cord used to power a cooling tower chemical control unit and two sump pumps was being used as permanent wiring.**
- d) **Blow Molding Dept., mezzanine, on or about 1/18/12: The following flexible cords were being used as permanent wiring: A relocatable power tap and an extension cord between B5 and B7 colorant hoppers; an extension cord run along the guardrail at B5 scale blender; extension cord at the B7 scale blender, extension cord at the EBM B2 scale blender; a duplex receptacle outlet and flexible cord run along the guardrail at the EBM B5 colorant hopper, extension cord at the EBM-1 hopper to the scale blender and extension cord at the EBM-2 hopper.**
- e) **Machine Shop, on or about 1/18/12: A relocatable power tap attached to the wall and providing current to a belt sander and a buffing wheel was being used as permanent wiring.**

Abatement certification must be submitted for item e.

Date By Which Violation Must be Abated: 06/26/2012



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

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

Citation 1 Item 27a Type of Violation: **Serious**

29 CFR 1910.332(b)(1): Employees were not trained in and familiar with the safety related work practices required by 29 CFR 1910.331 through 29 CFR 1910.335 that pertained to their respective job assignments:

- a) **Throughout the facility, on or about 11/28/11: Unqualified employees were performing servicing and/or maintenance, including troubleshooting on live electrical equipment, were not provided training in regards to safety related work practices and the use of personal protective equipment.**

Abatement documentation must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
Proposed Penalty:	\$ 7000.00

Citation 1 Item 27b Type of Violation: **Serious**

29 CFR 1910.332(b)(2): Employees, who were not qualified persons, were not trained in and familiar with any electrically related safety practices not specifically addressed by 29 CFR 1910.331 through 29 CFR 1910.335, but which were necessary for their safety:

- a) **Packaging Perm Line 11A, on or about 11/28/11: Unqualified employees were troubleshooting the PLC at a 220 volt live control panel and were not provided training in regards to safety related work practices and the use of personal protective equipment.**

Abatement documentation must be submitted for this item.

Date By Which Violation Must be Abated:	06/26/2012
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Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 27c Type of Violation: **Serious**

29 CFR 1910.333(b)(2)(i): The employer did not maintain a copy of the written procedures outlined in 29 CFR 1910.333 (b)(2) and did not make it available for inspection by employees:

- a) **Throughout the facility, on or about 11/28/11: There were no written safety related work practice procedures in place to prevent electric shock or other injuries to employees when working on machines and equipment.**

Abatement documentation must be submitted for this item.

Date By Which Violation Must be Abated: 06/26/2012

Citation 1 Item 28 Type of Violation: **Serious**

29 CFR 1910.333(a)(2): Where exposed live parts were not deenergized, other safety related work practices were not used to protect employees who could be exposed to the electrical hazards involved:

- a) **Packaging Perm Line 11A, on or about 11/28/11: Unqualified employees troubleshooting the PLC at a 220 volt live control panel did not follow safety related work practices for work on energized parts.**

Abatement documentation must be submitted for this item.

Date By Which Violation Must be Abated: 06/26/2012
Proposed Penalty: \$ 7000.00



Citation and Notification of Penalty

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071

Citation 1 Item 29 Type of Violation: **Serious**

29 CFR 1910.333(c)(2): Unqualified persons worked on electric circuit parts or equipment that had not been de-energized:

- a) **Packaging Perm Line 11A, on or about 11/28/11: Unqualified employees were troubleshooting the PLC at a live 220 volt control panel.**

Abatement documentation must be submitted for this item.

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



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.osha.gov>



**INVOICE/
DEBT COLLECTION NOTICE**

Company Name: ZOTOS INTERNATIONAL INC.
Inspection Site: 300 Forge Ave., Geneva, NY 14456-0071
Issuance Date: 05/24/2012

Summary of Penalties for Inspection Number 315850081

Citation 1, Serious = \$ 154000.00
TOTAL PROPOSED PENALTIES = \$ 154000.00

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.

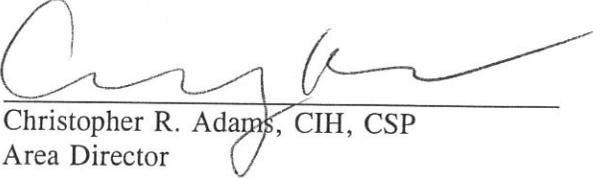
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

5/24/2012

Date