

U.S. Department of Labor

Occupational Safety and Health Administration
701 Route 73 South
Building 2, Suite 120
Marlton, NJ 08053
Phone: 856-596-5200 Fax: 856-596-5201



Citation and Notification of Penalty

To:
ALUMINUM SHAPES, LLC.
and its successors
9000 RIVER ROAD
Delair, NJ 08110

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015

Inspection Site:
9000 RIVER ROAD
Delair, NJ 08110

*Violations cited in this Citation and
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This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** 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 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. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=530903> 34.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

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

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

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

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act, The information related to these alleged violations will be posted when our system indicates that you have received this citation. 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.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 09/23/2015. The conference will be held by telephone or at the OSHA office located at 701 Route 73 South, Building 2, Suite 120, Marlton, NJ 08053 on at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1059368

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110
Issuance Date: 09/23/2015

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor — Occupational Safety and Health Administration, 701 Route 73 South, Building 2, Suite 120, Marlton, NJ 08053**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.23(a)(5): For every pit and/or trap door floor opening, while the cover was not in place, was not constantly attended by someone or was not protected on all exposing sides by removable standard railings:

a) Building 10, Danieli Press Area: An attendant was not present and guardrails were not in use while the door to the Danieli butt chute pit was open, on or about 5/13/2015.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6000.00

See page,s through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 2 Type of Violation: SeriOUS

29 FR 1910.23(a)(8): Every floor hole into which persons can accidentally walk were not guarded:

- a) 9000 River Rd, Delair, NJ- Building 10, Danieii Rack Lift Area: Employees worked in the vicinity of the rack lift location where there were unguarded floor holes while working with small racks which was observed on or about 6/22/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$4000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NT 08110

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

29 CFR 191 0.23(c)(1): Open-sided floors and/or platforms four feet or more above adjacent floor or ground level were not guarded with standard railings (or equivalent) and toeboards:

- a) 9000 River Rd, Delair, NJ- Building 3 Back Bay/ Loading Dock: Employees worked on open sided floors or platforms between 52 and 60 inches in height which were not guarded by standard rail (or equivalent- chains), observed on or about 6/22/15.
- b) 9000 River Rd, Delair, NJ- Foundry: Employees worked on open sided floors eight to ten feet around the furnace which were not guarded by standard rail (or equivalent- chains), observed on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$7000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 4 Type of Violation: SerIOUS

29 CFR 1910.23(e)(3)(iv): "The anchoring of posts and framing of members for railings of all types were not of such construction that the completed structure was not capable of withstanding a load of at least 200 pounds applied in any direction at any point on the top rail:

- a) 9000 River Rd, Delair, NJ- Building 3, Back Bay/Shipping Area: Employees loaded trailers or placed orders to be loaded on loading docks at a height of approximately 52 up to 60 inches where vertical posts were not attached or anchored to the loading dock and capable of withstanding 200 pounds of force which was observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$6000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.24(h): "Railings and handrails." Standard railings were not provided on the open sides of all exposed stairways and stair platforms. Stair railings and handrails were not installed in accordance with the provisions of 1910.23.

- a) 9000 River Rd, Delair, NJ, Building 10 Shipping Area: Employees used a stairway for access and egress to and from building 10 which was not provided with railings on its open side and was observed on 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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.

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 6 a Type of Violation: Serious

29 CFR 1910.36(g)(2): Exit accesses(es) were not at least 28 inches (71.1 cm) wide at all points.

- a) 9000 River Rd, Delair, NJ Saw House (number 2 billet saw): Exit access along the table was 11 inches wide, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$3000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation I Item 6 b Type of Violation: Serious

29 CFR 1910.37(a)(3): Exit route(s) were not kept free and unobstructed:

- a) 9000 River Rd, Delair, NJ- Building 11 Shipping Area: The exit door was blocked by a motor, observed on or about 5/13/15.
- b) 9000 River Rd, Delair, NJ Saw House (number 2 billet saw): A reel of steel taping was placed in front of the door, which would not allow the door to open in the event of an emergency, observed on or about 4/16/15.
- c) 9000 River Rd, Delair, NJ- Die Correction: The exit door was blocked by stored dies, observed on or about 8/6/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 7 Type of Violation: SerIOUS

29 CFR 1910.146(e)(1): Before entry was authorized, the employer did not document the completion of measures required by 29 CFR 1910.146(d)(3) by preparing an entry permit:

a) 9000 River Rd, Delair, NJ, Foundry: Entry permits were not filled out prior to foundry employees entering the areas under the furnaces, occurred on or about 5/13/2015.

b) 9000 River Rd, Delair, NJ, Foundry: Entry permits were not filled out prior to foundry employees entering the casting pit, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated: 10/14/2015
Proposed Penalty: \$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.146(g)(1): The employer did not provide training so that all employees whose work was regulated by 29 CFR 1910.146 (permit required confined spaces) acquired the understanding, knowledge, and skills necessary for the safe performance of the duties assigned under 29 CFR 1910.146:

a) 9000 River Rd, Delair, NJ- Foundry: Permit required confined space training had not been provided to employees who enter permit required confined spaces which include but are not limited to areas beneath the furnaces and the casting pit, occurred on or about 5/13/2015,

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NT 08110

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

29 CFR 1910.146(k)(1)(iv): The employer who had designated rescue and emergency services did not inform each rescue team or service of the hazards they may confront when called to perform rescue at the site:

- a) 9000 River Rd, Delair, NJ- Foundry: The Pennsauken Fire Department, who the employer designated to perform permit required confined space rescue, was not informed of the hazards they may confront when called to perform rescue at the facility where employees performed cleaning and maintenance of the areas beneath the casting pit which occurred on or about 5/13/15.
- b) 9000 River Rd, Delair, NJ- Foundry: The Pennsauken Fire Department, who the employer designated to perform permit required confined space rescue, was not informed of the hazards they may confront when called to perform rescue at the facility where employees performed cleaning and maintenance of the areas beneath the holding furnace which occurred on or about 5/13/15.
- c) 9000 River Rd, Delair, NJ- Anodizing: The Pennsauken Fire Department, who the employer designated to perform permit required confined space rescue, was not informed of the hazards they may confront when called to perform rescue at the facility where employees performed cleaning and maintenance of the anodizing tanks which occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated: 10/14/2015
Proposed Penalty: \$5000.00

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 10 Type of Violation: Serious

29 CFR 1910.147(c)(4)(ii): Procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, but not limited to, 29 CFR 1910.147(c)(4)(ii)(A), (c)(4)(ii)(B), (c)(4)(ii)(C) and (c)(4)(ii)(D):

- a) 9000 River Rd, Delair, NJ- Building 6 Sutton 3 Press: A specific energy control procedure was not documented to be utilized for maintenance to shut down the Sutton 3 press, occurred on or about 6/11/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated: 10/14/2015
Proposed Penalty: \$5000.00

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 11 a Type of Violation: SerIOUS

29 CFR 1910.147(c)(4)(ii)(B): The energy control procedures did not clearly and specifically outline the steps for shutting down, isolating, blocking and securing machines or equipment to control hazardous energy.

a) 9000 River Road, Delair, NJ, Foundry: Energy control procedure for the furnace did not include procedures on the placement of blocking devices to prevent the furnace from drifting down while employees entered the pit to clean, observed on or about 8/6/2015.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$7000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 11 b Type of Violation: Serious

29 CFR 1910.147(d)(3): All energy isolating devices that were needed to control the energy to the machine or equipment was not physically located and operated in such a manner as to isolate the machine or equipment from the energy source:

a) 9000 River Road, Delair, NJ, Foundry: Blocking devices were not installed to prevent the furnace from drifting down while employees entered the pit to clean, occurred on or about 5/13/2015.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 10/14/2015

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC,
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 12 Type of Violation: Serious

29 CFR 1910.147(f)(3)(ii)(D): Each authorized employee did not affix a personal lockout or tagout device to the group lockout device before working on the machine or equipment:

- a) 9000 River Rd, Delair, NJ- Foundry (Holding Furnace): Each employee working in a crew under the melting/holding furnace did not apply a personal lock, occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$5000.00

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 13 a Type of Violation: Serious

29 CFR 1910.157(c)(4): Portable fire extinguishers were not kept in their designated places at all times except during use:

- a) 9000 River Road, Delair, NJ, Building 1 Near Extrusion Fabricating Cutting Machine: A portable fire extinguisher was missing from its designated area, observed on or about 6/22/15.
- b) 9000 River Road, Delair, NJ, Anodizing: A portable fire extinguisher was missing from its designated area, observed on or about 8/6/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$3000.00



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 13 b Type of Violation: SeriOUS

29 CFR 1910.157(e)(2): Portable fire extinguishers were not visually inspected at least monthly:

- a) 9000 River Road, Delair, NJ, Oil Water Separator Area: Two Amerex portable fire extinguishers were not subject to a monthly inspection, observed on or about 5/13/15.
- b) 9000 River Road, Delair, NJ, Billet #2: Two portable fire extinguishers were not provided with a monthly inspection, observed on or about 4/16/2015.
- c) 9000 River Road, Delair, NJ, Daneili Press: A portable fire extinguishers was not provided with a monthly inspection, observed on or about 4/16/2015.
- d) 9000 River Road, Delair, NJ, Anodizing: A portable fire extinguishers was not provided with a monthly inspection, observed on or about 4/16/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL R_ESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation I Item 13 c Type of Violation: **Serious**

29 CFR 1910.157(e)(3): Portable fire extinguishers were not subjected to an annual maintenance check:

- a) 9000 River Road, Delair, NJ, Oil Water Separator Area: Two Amerex portable fire extinguishers were not subject to an annual inspection, observed on or about 5/13/15.
- b) 9000 River Road, Delair, NJ, Billet #2: Two portable fire extinguishers were not provided with an annual inspection, observed on or about 4/16/2015,
- c) 9000 River Road, Delair, NJ, Daneili Press: A portable fire extinguishers was not provided with an annual inspection, observed on or about 4/16/2015.
- d) 9000 River Road, Delair, NJ, Anodizing: A portable fire extinguishers was not provided with an annual inspection, observed on or about 4/16/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 13 dType 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 firefighting was not provided to all employees upon initial employment, and at least annually thereafter:

a) 9000 River Road, Delair, NJ: Employees who were expected to use a portable fire extinguisher in the event of an incipient stage fire were not provided with training upon initial hiring and at least annually thereafter, occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Abatement Note: The employer shall provide the education required in paragraph (g)(1) of this section upon initial employment and at least annually thereafter.

Date By Which Violation Must be Abated: 10/14/2015

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 14 Type of Violation: SCHOUS

29 CFR 1910.178(a)(6): The employer did not ensure that all nameplates and markings were in place:

a) 9000 River Rd, Delair, NJ- Foundry: Employees were operating a forklift with an attachment which did not have all nameplates and markings in place for purposes including but not limited hoisting aluminum furnace doors observed 5/13/15.

b) 9000 River Rd, Delair, NJ- Foundry: Employees were operating a forklift with an attachment which did not have all nameplates and markings in place for purposes including but not limited to loading scrap aluminum into furnaces observed 8/6/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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,

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 15 Type of Violation: Serious

29 CFR 1910.179(g)(1)(iv): Multiple conductor cable was used with a suspended pushbutton station, but the station was not supported in some satisfactory manner that protected the electrical conductors against strain:

- a) 9000 River Rd, Delair, NJ- Building 4, P&H 10 ton crane, number 2011: The pendant control box was lacking strain relief where the drop cord met the box, observed on or about 6/23/2015,

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000,00 IN ACCORDANCE WITH 29 CFR 1903.19,

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

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

29 CFR 1910.179(j)(1)(ii)(b): 29 CFR 1910.179(j)(3): A complete periodic inspection of crane(s) had not been conducted in the past 12 months:

a) 9000 River Rd, Delair, NJ- Building 2, crane number 218: A complete inspection of the crane had not been completed since 2013, observed on or about 5/13/2015.

b) 9000 River Rd, Delair, NJ- Building 4, P&H 10 ton crane, number 2011: A complete inspection of the crane had not been completed since 2013, observed on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC,

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 16 b Type of Violation: Serious

29 CFR 1910.179(j)(2)(iii): Monthly inspections of hooks, with a certification record which includes the date of inspection, the signature of the person who performed the inspection and the serial number, or other identifier, of the hook inspected, were not performed:

- a) 9000 River Road, Delair, NJ Facility wide: Monthly inspections with written certifications were not performed on the hook used to rig loads throughout the facility, occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 16 c Type of Violation: SeriOUS

29 CFR 1910.179(j)(2)(iv): Monthly inspections of hoist chains, with a certification record which includes the date of inspection, the signature of the person who performed the inspection and an identifier of the chain which was inspected, were not performed:

- a) 9000 River Road, Delair, NJ Facility wide: Monthly inspections with written certifications were not performed on the chains used to rig loads throughout the facility, occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 16 dType of Violation: SeriOUS

29 CFR 1910.179(m)(1): Thorough monthly inspections of rope conditions, with written, dated and signed reports, were not performed on the running ropes:

- a) 9000 River Road, Delair, NJ Facility wide: Monthly inspections with written certifications were not performed on the running ropes used throughout the facility, occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 17 Type of Violation: **Serious**

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

- a) 9000 River Rd, Delair, NJ- Building 11, Fabrication Shop: Employees operated a Wilton Horizontal band saw to cut materials such as but not limited to metal and plastic with approximately five inches of the unused portion of the blade exposed, which occurred on or about and at times prior thereto 5/13/15.
- b) 9000 River Rd, Delair, NJ- Building 1, Fabrication Machine Shop: Employees operated a 1" belt sander to fabricate parts without a guard to protect employees from flying chips or particles, observed on or about 4/16/15.
- c) 9000 River Rd, Delair, NJ- Building 11, Fabrication Machine Shop: Employees operated a Birmingham Lathe (machine 2124) without a guard to protect from the rotating action of the chuck and part, on or about 4/16/15.
- d) 9000 River Rd, Delair, NJ- Building 1, Fabrication Machine Shop: Employees operated a South Bend Precision Lathe without a guard to protect from the rotating action of the chuck and part, on or about 4/16/15.
- e) 9000 River Rd, Delair, NJ- Building 1, Fabrication Machine Shop: Employees used a Bridgeport milling machine and a Victor milling machine without a guard to protect from the rotating action of the chuck to fabricate parts, on or about 4/16/15.
- 1) 9000 River Rd, Delair, NJ- Building 1, Fabrication Shop; Employees used an Oliver metal cutting saw (internal machine 117) with insufficient chip guarding, on or about 6/22/15.
- g) 9000 River Rd, Delair, NJ- Building 1, Fabrication Shop: Employees operated a Drill Press (6020-4) without a guard to protect from the rotating action of the chuck to fabricate aluminum products, on or about 5/13/15,

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

h) 9000 River Rd, Delair, NJ- Building 10, Danieli Press: Employees took measurements of aluminum extruded products at the Danieli press which was not guarded to prevent employees from having any part of their body in the danger zone during the operating cycle, occurred on or about 7/19/15

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

See pages I 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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 18 Type of Violation: **SeriOUS**

29 CFR 1910.212(b): Machine(s) designed for fixed location(s) were not securely anchored to prevent walking or moving:

- a) 9000 River Rd, Delair, NJ- Mold Maintenance: Employees were exposed to an eight inch Dayton pedestal grinder which was not securely anchored to prevent moving occurred on or about and at times prior thereto 4/16/15.
- b) 9000 River Rd, Delair, NJ- Fabrication Machine Shop: Employees were exposed to a Baldor pedestal grinder-buffer which was not securely anchored to prevent moving occurred on or about and at times prior thereto 4/16/15.
- c) 9000 River Rd, Delair, NJ- Fabrication Machine Shop: Employees were exposed to a Baldor pedestal grinder which was not securely anchored to prevent moving occurred on or about and at times prior thereto 4/16/15.
- d) 9000 River Rd, Delair, NJ- Fabrication Machine Shop: Employees were exposed to a Baldor pedestal grinder which was not securely anchored to prevent moving occurred on or about and at times prior thereto 4/16/15.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

U. S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.213(h)(3): Radial saw(s) were not provided with an adjustable stop to prevent the forward travel of the blade beyond the position necessary to complete the cut in repetitive operations:

- a) 9000 River Rd, Delair, NJ- Building 11, Shipping Department: Employees were operating radial arm saws which did not properly stop the forward travel of the blade used to cut wood for palletization of aluminum products to be shipped, which was observed on or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Building 3, Shipping Department: Employees were operating radial arm saws which did not properly stop the forward travel of the blade used to cut wood for palletization of aluminum products to be shipped, which was observed on or about 5/13/15.
- c) 9000 River Rd, Delair, NJ- Building 6, Shipping Department: Employees were operating radial arm saws which did not properly stop the forward travel of the blade used to cut wood for palletization of aluminum products to be shipped, which was observed on or about 6/22/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.213(h)(4): Radial saw(s) were not installed in a manner so as to cause the cutting head to return gently to the starting position when released by the operator:

- a) 9000 River Rd, Delair , NJ- Building 10, Shipping Department: Employees were operating radial saws that were not installed so as to cause the cutting head to return to the starting position when released, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$5000.00

See pages I 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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 21 a Type of Violation: Serious

29 CFR 1910.215(0(4): Work rest(s) on grinding machinery were not adjusted closely to the wheel with a maximum opening of one eighth inch:

- a) 9000 River Rd. Delair, NJ- Building 1, Machine Shop: The work rests were not properly adjusted on the Baldor pedestal grinder, W10-91. The left opening measured 1/4 of an inch away from the abrasive wheel and the opening on the right measured 1/2 of an inch away from the abrasive wheel, on or about 5/13/2015.
- b) 9000 River Rd, Delair, NJ- Mold Maintenance: The work rests were not properly adjusted on the eight inch Dayton pedestal grinder, on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000,00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.2,15(b)(9): The distance between the abrasive wheel periphery(s) and the adjustable tongue or the end of the safety guard peripheral member at the top exceeded one fourth inch:

a) 9000 River Rd, Delair, NJ- Building 1, Machine Shop: The tongue guards were not properly adjusted on the Baldor pedestal grinder, W10-91. The left opening measured 1/2 of an inch away from the abrasive wheel and the opening on the right also measured 1/2 of an inch away from the abrasive wheel, on or about 5/13/2015.

b) 9000 River Rd, Delair, NJ- Mold Maintenance: The tongue guards were not properly adjusted on the eight inch Dayton pedestal grinder, on or about 4/16/15

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

U.S. Department of Labor

Occupational Safety and Health Administration Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 22 a 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 in 29 CFR 1910.219(m) and (o):

- a) 9000 River Rd, Delair, NJ, Building 1, Fabrication shop: Employees operated a Wales drilling machine (internal machine number 1864) with the pulleys unguarded at approximately 65 inches observed on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 22 b 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) 9000 River Rd, Delair, NJ, Building 1, Fabrication shop: Employees operated a Wales Drilling Machine (internal machine number 1864) with the belts unguarded at approximately 65 inches observed on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.219(0(3): Sprocket wheels and chains which were seven 7 feet or less above floors or platfortns were not enclosed:

- a) 9000 River Rd, Delair, NJ- Stretcher Area: Employees worked near unguarded sprocket and chain wheels, below waist level less than seven feet above the floor on the Daniell press, which were not enclosed in the stretcher area on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015

Inspection Number: 1059368



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 24 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) 9000 River Rd, Delair, NJ- Machine Shop: Employees worked with compressed air for cleaning parts and equipment which was not reduced to less than 30 PSI, occurred on or about 5/13/15.
- b) 9000 River Rd, Delair, NJ- Building 10 Shipping Area: Employees worked with compressed air for cleaning parts and equipment which was not reduced to less than 30 PSI, observed on or about 6/22/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 25 Type of Violation: Serious

29 CFR 1910.252(b)(2)(iii): Workers and other persons adjacent to the welding area were not protected from the rays by noncombustible or flameproof screens or shields:

- a) 9000 River Rd, Delair, NJ- Building 1 Rack Maintenance Area: Employees welding in the rack maintenance area were not using screens to protect employees in the areas adjacent to main roll-up door to the exterior, occurred on or about and at times prior thereto 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$5000.00

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 26 Type of Violation: SeriOUS

29 CFR 1910.253(b)(2)(ii): Inside of buildings, cylinders were not stored in a well-protected, well-ventilated, dry location, at least 20 (6.1 m) feet from highly combustible materials such as oil or excelsior. Cylinders were not stored in definitely assigned places away from elevators, stairs, or gangways. Assigned storage spaces were not located where cylinders would not be knocked over or damaged by passing or falling objects, or subject to tampering by unauthorized persons:

- a) 9000 River Rd, Delair, NJ- Mold Maintenance: an oxygen cylinder was not stored in a well-protected, well-ventilated, dry location, at least 20 (6.1 m) feet from highly combustible materials such as oil or excelsior. The same cylinder was not stored in a definitely assigned place where cylinders would not be knocked over or damaged by passing or falling objects, or subject to tampering by unauthorized persons. Observed on or about 4/16/15.

NOTE: BECAUSE ABATEMENT OF THIS VIOLATION IS ALREADY DOCUMENTED IN THE CASE FILE, THE EMPLOYER NEED NOT SUBMIT CERTIFICATION OR DOCUMENTATION OF ABATEMENT OF THIS VIOLATION AS NORMALLY REQUIRED BY 29 CFR 1903.19.

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, MI 08110

Citation 1 Item 27 Type of Violation: Serious

29 CFR 1910.253(b)(4)(i): Oxygen cylinders were stored near highly combustible material, especially oil and grease; or near reserve stocks of carbide and acetylene or other fuel-gas cylinders, or near another substance likely to cause or accelerate fire; or in an acetylene generator compartment:

- a) 9000 River Rd, Delair, NJ, behind building 4, gas storage area: Oxygen and Fuel gases were stored together in the same location, occurred on or about 4/16/15
- b) 9000 River Rd, Delair, NJ, behind building 10, gas storage area: Oxygen and Fuel gases were stored together in the same location, occurred on or about 4/16/15

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

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

29 CFR 1910.303(b)(8)(i): Electric equipment shall be firmly secured to the surface on which it is mounted.

- a) 9000 River Rd, Delair, NJ- Foundry: A 120V/25A four outlet junction box was not secured to the structural member it hung from, observed on or about 4/16/15.

NOTE: BECAUSE ABATEMENT OF THIS VIOLATION IS ALREADY DOCUMENTED IN THE CASE FILE, THE EMPLOYER NEED NOT SUBMIT CERTIFICATION OR DOCUMENTATION OF ABATEMENT OF THIS VIOLATION AS NORMALLY REQUIRED BY 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

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

- a) 9000 River Rd, Delair, NJ- Foundry Electrical Room- A 120V 2 outlet GFCI receptacle in a 4 gang metallic knockout box was not used as listed or labeled, observed on or about 4/16/15,

NOTE: BECAUSE ABATEMENT OF THIS VIOLATION IS ALREADY DOCUMENTED IN THE CASE FILE, THE EMPLOYER NEED NOT SUBMIT CERTIFICATION OR DOCUMENTATION OF ABATEMENT OF THIS VIOLATION AS NORMALLY REQUIRED BY 29 CFR 1903.19.

Date By Which Violation Must be Abated:

Conected During Inspection

See pages through 4 of this Citation anti Notification of Penalty for information on employer and employee rights and re,sponsibilities.



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 29 a Type of Violation: Serious

29 CFR 1910.303(g)(1): Sufficient access and working space was not provided and maintained about all electric equipment (operating at 600 volts, nominal, or less to ground) to permit ready and safe operation and maintenance of such equipment:

- a) 9000 River Rd, Delair, NJ- Fabrication Machine Shop, DS Row Section: Electrical panel boxes including but not limited to panels rated at 120V up to 460V did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by a work bench and spare materials, observed on or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Fabrication Machine Shop, Individual Equipment Disconnect Section: Electrical panel boxes including but not limited to panels rated at 120V up to 460V did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by a work bench and spare materials, observed on or about 4/16/15.
- c) 9000 River Rd, Delair, NJ- Foundry, Furnace Electrical Controls: Electrical panel boxes including but not limited to panels rated at 120V up to 460V did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by a work bench and spare materials, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19

Date By Which Violation Must be Abated: 10/14/2015
Proposed Penalty: \$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 29 bType of Violation: Serious

29 CFR 1910.303(g)(1)(ii): The required working space about electric equipment rated 600 volts, nominal, or less to ground, was used for storage:

- a) 9000 River Rd, Delair, NJ- Billet Saw number 2: 460V electrical panel boxes did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by items including but not limited to cardboard, containers, chemicals, and spare parts, observed on or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Building 11, Upper Level of Fabrication Area: 460V electrical panel boxes did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by a shelving unit full of parts, observed on or about 4/16/15.
- c) 9000 River Rd, Delair, NJ- Building 10, Lower Vault, Danieli Press: 460V electrical panel boxes did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by items including but not limited to cardboard, containers, chemicals, and spare parts, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19,

Date By Which Violation Must be Abated:

10/14/2015

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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 29 c 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 and were located in the vicinity of easily ignitable material:

- a) 9000 River Rd, Delair, NJ- Billet Saw number 2: Electrical overcurrent devices did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by easily ignitable materials items including but not limited to cardboard, containers, chemicals, observed on or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Building 11, Upper Level of Fabrication Area: Electrical overcurrent devices did not have sufficient work space about them and were not readily accessible in an emergency situation due to being blocked by a shelving unit full of parts, observed on or about 4/16/15.
- e) 9000 River Rd, Delair, NJ- Building 10, Lower Vault, Daniell Press: Electrical overcurrent devices were not readily accessible in an emergency situation due to being blocked by items including but not limited to cardboard, containers, chemicals, and parts, observed on or about 4/16/15.
- d) 9000 River Rd, Delair, NJ- Mold Maintenance: Electrical overcurrent devices were not readily accessible in an emergency situation due to being blocked by items including but not limited to cardboard, containers, chemicals, and parts, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation Item 30 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 use of approved cabinets or other forms of approved enclosures or by any of the means identified in paragraphs (A), (B), (C), and (D) of 29 CFR 1910.303(g)(2)(i):

- a) 9000 River Rd, Delair, NJ- Foundry, Electrical Room: A 120V electrical panel box was live but not guarded against accidental contact where employees used a junction box as an extension cord, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 31 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) 9000 River Rd, Delair, NJ- Building 4: The path to ground was not continuous on an industrial fan, model # MAC-42-320-3209-C7-J1, Serial #13618491, the ground pin was missing, observed on or about 5/13/2015.

b) 9000 River Rd, Delair, NJ- Anodizing Area: The path to ground was not continuous on an industrial fan, model # MAC-42-320-3209-C7-11, the ground pin was missing, observed on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 32 a Type of violation: **Serious**

29 CFR 1910.305(a)(2)(x): Flexible cords and cables were not protected from accidental damage, as might be caused, for example, by sharp corners, projections, and doorways or other pinch points:

- a) 9000 River Rd, Delair, NJ- Foundry: A temporary power cord was used to power a vacuum cleaner and run underneath of a closed door to the foundry electrical room, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS **REQUIRED** TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

Proposed Penalty:

\$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 32 b Type of Violation: **Serious**

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

- a) 9000 River Rd, Delair, NJ- Saw House: flexible cords were used as a substitute for permanent wiring in the saw house to power a computer station, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 33 Type of Violation: **Serious**

29 CFR 1910.305(a)(2)(ix): Lamps for general illumination were not protected from accidental contact or breakage by a suitable fixture or lamp holder with a guard:

- a) 9000 River Rd, Delair, NJ- Building 11, Maintenance Area: Overhead fluorescent light bulbs were not protected from accidental contact, observed on or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Dye Correction: Overhead fluorescent light bulbs were not protected from accidental contact, observed on or about 4/16/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated: 10/14/2015
Proposed Penalty: \$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 34 a Type of Violation: SerIOUS

29 CFR 1910.305(e)(1): Cabinets, cutout boxes, fittings, boxes, and panel board enclosures were not weatherproof in wet locations:

- a) 9000 River Rd, Delair, NJ, Buie Saw number 2, Outside: The control box that operates the conveyor on the exterior of the saw house was not weather proof and was wrapped with duct tape and a rain jacket, observed on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation I Item 34 b Type of Violation: Serious

29 CFR 1910.305(j)(2)(iv): A receptacle installed in a wet or damp location was not suitable for the location:

- a) 9000 River Rd, Delair, NJ, Anodizing: A duplex receptacle 110/120 volt, 20 amp was missing the waterproof enclosure and sealed with duct tape, observed on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

Citation 1 Item 35 a Type of Violation: Serious

29 CFR 1910.1030(0(2)(0(4 The exposure determination did not include a list of all job classifications in which all employees in those job classifications had occupational exposure:

a) 9000 River Road, Delair, NJ: The employer failed to include designated first aid responders in their exposure determination, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$5000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 35 b Type of Violation: SeriOUS

29 CFR 1910.1030(f)(2)(i): Hepatitis B vaccination was not made available within 10 working days of initial assignment to all employee(s) with occupational exposure:

a) 9000 River Road, Delair, NJ: The employer failed to offer the hepatitis B vaccination series to the designated first aid responders at the facility, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:

10/14/2015

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 1 Item 35 c Type of Violation: **Serious**

29 CFR 1910.1030(g)(2)(0): The employer did not ensure that each employee with occupational exposure participated in a training program:

a) 9000 River Road, Delair, NJ: The employer failed to provide a training program to the designated first aid responders at the facility, which included all the required elements of the standard. The training was provided by The Red Cross and did not address specific policies and procedures of the facility to include their post exposure control plan, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated: **10/14/2015**

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

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

- a) 9000 River Rd, Delair, NJ- Building 8, Philadelphia Tramrail, ID Number 1319: The pendant control box was split and missing sections it was wrapped with plastic wrap along the wire and down the top portion of the box, observed on or about 5/13/2015
- b) 9000 River Rd, Delair, NJ- Building 9, P&H 5 Ton, Number 994: The pendant control box case was damaged and was wrapped with black electrical tape around the top portion of the box, observed on or about 5/13/2015.
- c) 9000 River Rd, Delair, NJ- Building 4, P&H 5 ton crane, Id Number 2010: The pendant box was damaged. The lower portion of the back was pushed in and was wrapped with duct tape/ plastic wrap and the rubber boots for the push buttons were missing, observed on or about 6/2,3/15.
- d) 9000 River Rd, Delair, NJ- Building 4, **P&H** 10 ton crane, number 2011: The pendant control box was lacking strain relief where the drop cord met the box, observed on or about 4/23/2015.

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

U.S. Department of Labor

Occupational Safety and Health Administration Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

- e) 9000 River Rd, Delair, NJ- Building 2, Number 218: The pendant control box was missing the rubber boots over the controls, observed on or about 5/13/2015,

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$55000.00

See pages I 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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 3 Item I Type of Violation: **Repeat**

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

- a) 9000 River Rd, Delair, NJ- Building 1, P&H, 3 Ton, Number 178: The pendant control box was missing labels, observed on or about 5/13/2015.
- b) 9000 River Rd, Delair, NJ- Building 2, Number 218: The pendant control box was missing labels, observed on or about 5/13/2015.
- c) 9000 River Rd, Delair, NJ- Building 4, P&H 5 ton crane, Id Number 2010: The pendant box was missing labels, observed on or about 6/23/15.

Aluminum Shapes LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.179(g)(1)(v), which was contained in OSHA inspection number 315978676, citation number 1, item number 2 and was affirmed as a final order on 5/3/2012, with respect to a workplace located at 9000 River Road, Delair, New Jersey.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19,

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$25000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

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

29 CFR 1910.184(c)(1): Sling(s) that were damaged or defective were used:

- a) 9000 River Rd, Delair, NJ- Building 8, Crane 1319, Shipping Area: Employees lifting bundles of finished aluminum product were using Liftall slings which had been damaged sling# 304515-6 had a tear down the center which was approximately 4 inches in length and the center thread was broken, sling # 304515-7 contained a two inch hole towards the upper portion of the gray padded area, and an approximate 8 inch split down the center on the other side of the padded area, or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Building 4, Crane 2010, Extrusion Area: Employees lifting bundles of finished aluminum product were using Liftall slings which had been compromised to the point of showing red indicator thread, the edging threads were ripped, there was a hole the through to the other side approximatley 2 3/4 inches in size, and the eyelet was ripped, observed on or about 6/23/15.
- c) 9000 River Rd, Delair, NJ- Building 4, Crane 2009, Shipping Area: Employees lifting bundles of finished aluminum product were using Lilian slings which had been compromised to the point of showing red indicator threads, there was dime sized hole on the side of the yellow stripe which led through to a larger hole, approximate size of a quarter, observed on or about 6/23/15.

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Aluminum Shapes LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.184(c)(1), which was contained in OSHA inspection number 315978676, citation number 1, item number 3(a) and was affirmed as a final order on 5/3/2012, with respect to a workplace located at 9000 River Road, Delair, New Jersey.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$25000.00

See pages I 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: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.184(i)(9)(iii): Synthetic web sling(s) with snags, punctures, tears, or cuts were not immediately removed from service:

- a) 9000 River Rd, Delair, NJ- Building 8, Crane 1319, Shipping Area: Employees lifting bundles of finished aluminum product were using Liftall slings which had been damaged sling# 304515-6 had a tear down the center which was approximately 4 inches in length and the center thread was broken, sling # 304515-7 contained a two inch hole towards the upper portion of the gray padded area, and an approximate 8 inch split down the center on the other side of the padded area, or about 4/16/15.
- b) 9000 River Rd, Delair, NJ- Building 4, Crane 2010, Extrusion Area: Employees lifting bundles of finished aluminum product were using Liftall slings which had been compromised to the point of showing red indicator thread, the edging threads were ripped, there was a hole through to the other side approximately 2 3/4 inches in size, and the eyelet was ripped, observed on or about 6/23/15.
- c) 9000 River Rd, Delair, NJ- Building 4, Crane 2009, Shipping Area: Employees lifting bundles of finished aluminum product were using Liftall slings which had been compromised to the point of showing red indicator threads, there was dime sized hole on the side of the yellow stripe which led through to a larger hole, approximate size of a quarter, observed on or about 6/23/15.

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Aluminum Shapes LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.184(i)(9)(iii), which was contained in OSHA inspection number 315978676, citation number 1, item number 3(c) and was affirmed as a final order on 5/3/2012, with respect to a workplace located at 9000 River Road, Delair, New Jersey.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000,00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/14/2015

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

U.S. Department of Labor

Occupational Safety and Health Administration

Inspection Number: 1059368

Inspection Date(s): 04/16/2015 - 09/22/2015

Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.

Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 3 Item 3 Type of Violation: RepCat

29 CFR 1910.212(a)(3)(ii): The point of operation of machines whose operation exposed an employee to injury was not guarded:

a) 9000 River Rd Delair, NJ- Building 1, Fabrication Area: Employees operating a metal cutoff saw (machine 888) to cut materials such as but not limited to aluminum were exposed to amputation hazards created by unguarded saw blades, occurred on or about 5/13/15.

b) 9000 River Rd Delair, NJ- Building 1, Fabrication Area: Employees operating a metal cutoff saw (machine 937) to cut materials such as but not limited to aluminum were exposed to amputation hazards created by unguarded saw blades, occurred on or about 5/13/15.

c) 9000 River Rd Delair, NJ- Building 1, Fabrication Area: Employees operating a metal cutoff saw (machine 117) to cut materials such as but not limited to aluminum were exposed to amputation hazards created by unguarded saw blades, occurred on or about 5/13/15.

d) 9000 River Rd, Delair, NJ- Building 11, Fabrication Area: Employees operated a table saw (machine number 2063) to cut materials such as but not limited to plastic where guards were not present to prevent having any part of their body in the danger zone, occurred on or about 4/16/15.

c) 9000 River Rd, Delair, NJ- Building 1, Fabrication Machine Shop: Employees operated a Do-All band saw to cut materials such as but not limited to metal where guards were not present to prevent having any part of their body in the danger zone, occurred on or about 4/16/15.

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Aluminum Shapes LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.212(a)(3)(ii), which was contained in OSHA inspection number 315978676, citation number 1, item number 4 and was affirmed as a final order on 5/3/2012, with respect to a workplace located at 9000 River Road, Delair, New Jersey.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM, FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$25000.00

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

U.S. Department of Labor

Occupational Safety and Health Administration Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015

Inspection Number: 1059368



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1904.39(a)(2): The employer did not report an in-patient hospitalization, amputation, or loss of an eye as a result of a work-related incident to OSHA within twenty-four (24) hours:

a) 9000 River Rd, Delair, NJ: On or about 3/24/15, an employee received an injury to his leg resulting in a hospitalization. The employer did not report the hospitalization of an employee to OSHA within 24 hours.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 4 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.134(c)(2)(0): Respirator users were not provided with the information contained in Appendix D to 29 CFR 1910.134 when the employer determined that any voluntary respirator use was permissible:

- a) 9000 River Road, Delair, NJ, Foundry: Appendix D was not provided to employees who were given N95 respirators to use while in the foundry, occurred on or about 5/13/2015.
- b) 9000 River Road, Delair, NJ, Foundry: Appendix D was not provided to employees who were given N95 respirators to use while in the anodizing area, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:	10/14/2015
Proposed Penalty:	\$0.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 4 Item 3 Type of Violation: **Other-than-Serious**

29 CFR 1910.1200(e)(1): The employer did not develop, implement, and/or maintain at the workplace a written hazard communication program which describes how the criteria specified in 29 CFR 1910.1200(t), (g), and (h) will be met:

a) 9000 River Road, Delair, NJ: Aluminum Shapes did not implement a hazard communication program which included procedures for informing contractors of the chemical hazards on site and ensure the labeling of chemicals removed from their original container, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19,

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$0.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

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

29 CFR 1910.1200(e)(2): The employer that produced, used, or stored hazardous chemicals at the workplace in such a way that employees of other employer(s) could be exposed did not ensure that the hazard communication program included all of the elements outlined in 29 CFR 1910.1200(e)(2)(i) through 29 CFR 1910.1200(e)(2)(iii): (Construction Reference: 1926.59)

a) 9000 River Road, Delair, NJ: Aluminum Shapes hazard communication program did not include the methods that would be used to communicate that hazards associated with the chemicals such as but not limited to ammonia, aluminum dust, silica, manganese, boron, graphite, and sulfuric acid at the facility to the contractors working onsite, occurred on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000,00 AS PER 29 CFR 1903.19.

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

10/14/2015
\$0.00

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

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

Inspection Number: 1059368
Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 4 Item 5 Type of Violation: **Other-than-Serious**

29 CFR 1910.1200(f)(8): The employer did not label portable containers into which hazardous chemicals were transferred,

a) 9000 River Rd, Delair, NJ, #2 Billet Saw House: A white spray bottle containing a green liquid was not marked with its contents, observed on or about 5/13/2015.

b) 9000 River Rd, Delair, NJ, Waste Building: A white spray bottle containing a light blue liquid was not marked with its contents, observed on or about 5/13/2015.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$0.00

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

U.S. Department of Labor

Occupational Safety and Health Administration Inspection Date(s): 04/16/2015 - 09/22/2015
Issuance Date: 09/23/2015



Citation and Notification of Penalty

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110

Citation 4 Item 6 Type of Violation: **Other-than-Serious**

29 CFR 1910.1200(h)(3)(iv): The details of the hazard communication program developed by the employer, did not include an explanation of the labels received on shipped containers and the workplace labeling system used by their employer; the safety data sheet, including the order of information and how employee could obtain and use the appropriate hazard information:

- a) 9000 River Rd, Delair, NJ, Facility: Employees working with and around products including but not limited to, simple green, ammonia, aluminum dust, silica, manganese, boron, graphite, sodium hydroxide and sulfuric acid were not provided with training on the revised HCS label elements and the new format and types of information on each section of the safety data sheets (SDSs), occurred on or about 5/13/15.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM, FAILURE TO DO SO WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 AS PER 29 CFR 1903.19.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/14/2015
\$0.00

Paula Dixon-Roderick
Area Director

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

U.S. Department of Labor

Occupational Safety and Health Administration
701 Route 73 South
Building 2, Suite 120
Marlton, NJ 08053
Phone: 856-596-5200 Fax: 856-596-5201



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: ALUMINUM SHAPES, LLC.
Inspection Site: 9000 RIVER ROAD, Delair, NJ 08110
Issuance Date: 09/23/2015

Summary of Penalties for Inspection Number	1059368
Citation 1, Serious	\$173000.00
Citation 2, Willful	\$55000.00
Citation 3, Repeat	\$75000.00
Citation 4, Other-than-Serious	\$5000.00
TOTAL PROPOSED PENALTIES	\$308000.00

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. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

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

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

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

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



Paula Dixon-Roderick
Area Director

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Date