

U.S. Department of Labor
Occupational Safety and Health Administration
8344 East R.L. Thornton Frwy.
Suite 420
Dallas, TX 75228
Phone: (214)320-2400 FAX: (214)320-2598



Citation and Notification of Penalty

To:
American Marazzi Tile, Inc.
and its successors
359 Clay Road
Sunnyvale, TX 75182

Inspection Number: 314183492
Inspection Date(s): 07/20/2011- 01/11/2012
Issuance Date: 01/12/2012

Inspection Site:
359 Clay Road
Sunnyvale, TX 75182

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the page 4 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest - You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.

Penalty Payment - Penalties are due within 15 working days of receipt of this notification unless contested. Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance.

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

Notification of Corrective Action - For each violations which you do not contest, you are required by 29 CFR 1903.19 to submit an Abatement Certification to the Area Director of the OSHA office issuing the citation and identified above. The certification must be sent by you within 10 calendar days of the abatement date indicated on the citation. For **Willful** and **Repeat** violations, documents (example: photos, copies of receipts, training records, etc.) demonstrating that abatement is complete must accompany the certification. Where the citation is classified as **Serious** and the citations states that abatement documentation is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item.

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

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

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

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 your inspection will be available 30 calendar days after the Citation Issuance Date. 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 01/12/2012. The conference will be held at the OSHA office located at 8344 East R.L. Thornton Frwy., Suite 420, Dallas, TX, 75228 on _____ at _____.

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

ABATEMENT CERTIFICATION

STEPHEN BOYD, Area Director
U.S. Department of Labor - OSHA
8344 East R.L. Thornton Frwy.
Suite 420
Dallas, TX 75228
Phone: (214)320-2400

American Marazzi Tile, Inc.
359 Clay Road
Sunnyvale, TX 75182

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

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

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

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

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

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

Signature

Typed or Printed Name



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.95(d)(1): When information indicated that any employee's exposure may equal or exceed an 8-hour time-weighted average of 85 decibels, the employer did not develop and implement a monitoring program:

When information indicates that any employee's exposure equalled or exceeded an 8-hour time weighted average of 85 decibels, the employer does not develop and implement a monitoring program. This violation occurred on July 22, 2011, and at times prior thereto, in the glaze prep department and on the mosaic saw line, where the employer did not develop and implement a monitoring program for employees exposed to daily noise levels at or above an 8-hour time weighted average (TWA) of 85 decibels.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that monitoring is developed and implemented in the manufacturing facility.

Date By Which Violation Must be Abated:	01/24/2012
Proposed Penalty:	\$ 5000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.134(c)(3): The employer did not designate a program administrator, who was qualified by appropriate training or experience, to administer or oversee the respiratory protection program and to conduct the required evaluations of program effectiveness:

The employer does not designate a program administrator, who is qualified by appropriate training or experience, to administer or oversee the respiratory protection program and to conduct the required evaluations of program effectiveness. This violation was discovered on July 20, 2011, in the manufacturing facility, where the safety manager, who was designated by the employer as the respiratory protection program administrator, was not qualified by appropriate training or experience.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that the safety manager receives appropriate training to administer and oversee the respiratory protection program.

Date By Which Violation Must be Abated:	01/20/2012
Proposed Penalty:	\$ 3000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee's ability to use a respirator, before the employee was fit tested or required to use the respirator in the workplace:

The employer does not provide a medical evaluation to determine employee's ability to use a respirator. This violation occurred on July 22, 2011, and at times prior thereto, in the body prep, glaze prep, press, and spray finish departments, where the employer had not provided medical evaluation to employees before the employee was required to use the respirator in the workplace.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees required to use respirators are provided with a medical evaluation before they are fit tested or required to use the respirator in the workplace.

Date By Which Violation Must be Abated:	01/31/2012
Proposed Penalty:	\$ 5000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.134(f)(2): The employer did not ensure that an employee using a tight-fitting facepiece respirators is fit-tested prior to initial use of the respirator, whenever a different respirator facepiece (size, style, model or make) is used, and at least annually thereafter:

The employer does not ensure that employees using tight-fitting facepiece respirators are fit-tested prior to initial use, and at least annually thereafter. This violation occurred on July 22, 2011, and at times prior thereto, in the manufacturing facility, where employees were required to use tight-fitting facepiece respirators, but were not fit-tested prior to using the respirator and at least annually thereafter.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees, who are required to use tight-fitting facepiece respirators, are fit-tested prior to using the respirator and at least annually thereafter.

Date By Which Violation Must be Abated:	01/31/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.134(h)(1)(i): Respirators issued for the exclusive use of an employee were not cleaned and disinfected as often as necessary to be maintained in a sanitary condition:

The employer does not ensure that respirators that are issued for the exclusive use of an employee are cleaned and disinfected as often as necessary to be maintained in a sanitary condition. This violation most recently occurred on July 20, 2011, in the spray area of the manufacturing facility, where the 3M full-face and MSA half-mask respirators that were being used by an employee were not maintained in a sanitary condition.

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

Date By Which Violation Must be Abated:	01/20/2012
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.



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.134(k): The employer did not provide effective training to employees who are required to use respirators.

The employer does not provide effective training to employees, who are required to use respirators. This violation occurred on July 22, 2011, and at times prior thereto, in the body prep, glaze prep, press and spray finish departments, where the employer had not provided training to employees before requiring them to use the respirator in the workplace.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees, who are required to use respirators, are provided with effective training prior to using the respirator in the workplace.

Date By Which Violation Must be Abated:	01/31/2012
Proposed Penalty:	\$ 5000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.141(3)(i): All places of employment were not kept clean to the extent that the nature of the work allows:

The employer does not provide a place of employment that is kept clean and orderly. This violation occurred on July 20, 2011, and at times prior thereto:

- a) In press areas #8 and #9, where silica sand had accumulated on workroom floors, passageways, walls, machinery and equipment.
- b) In the body prep area, where silica sand had accumulated on workroom floors, passageways, walls, machinery and equipment.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the requirement, including describing the steps that it is taking to ensure that place of employment is maintained in a clean and orderly condition.

Date By Which Violation Must be Abated:	01/24/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.1000(c): An employee's exposure to respirable dust containing crystalline silica (quartz), listed in Table Z-3, exceeded the 8-hour Time-Weighted-Average (TWA) concentration listed for that material:

The employer does not protect employees from exposure to respirable dust containing crystalline silica (quartz) above the permissible exposure limit. This violation most recently occurred on:

a) July 20, 2011, in the body prep department, where an employee was exposed to respirable dust containing 14% crystalline silica (quartz) at a TWA level of 0.89 mg/M³, which was approximately 1.4 times the permissible exposure limit of 0.62 mg/M³. The exposure level was derived from one sample collected over a 500 minute period.

b) July 20, 2011, in the press department, where a press operator was exposed to respirable dust containing 19% crystalline silica (quartz) at a TWA level of 0.62 mg/M³, which was approximately 1.3 times the permissible exposure limit of 0.48 mg/M³. The exposure level was derived from one sample collected over a 505 minute period.

c) July 22, 2011, in the body prep department, where an employee was exposed to respirable dust containing 4% crystalline silica (quartz) at a TWA level of 4.90 mg/M³, which was approximately 2.9 times the permissible exposure limit of 1.67 mg/M³. The exposure level was derived from one sample collected over a 480 minute period.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees' exposure to respirable dust containing crystalline silica (quartz) does not exceed the permissible exposure limit.

Date By Which Violation Must be Abated:	01/24/2012
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.



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.1000(e): Feasible administrative or engineering controls were not determined and implemented to achieve compliance with the limits prescribed in 29 CFR 1910.1000(a) through (d):

The employer does not determine and implement administrative or engineering controls to achieve compliance with the limits prescribed in 29 CFR 1910.1000(a) through (d). This violation occurred on July 20, 2011, and July 22, 2012, in the body prep and press departments, where the employer had not implemented feasible administrative or engineering controls to achieve compliance with the permissible exposure limit for respirable dust containing crystalline silica (quartz).

Abatement:

Step 1: Effective respiratory protection shall be provided and used by exposed employees as an interim protective measure until feasible engineering controls can be implemented or whenever such controls fail to reduce employee exposure to within permissible exposure limits.

Step 2: A written detailed plan of abatement shall be submitted to the Area Director outlining a schedule for the implementation of engineering measures to control employee exposures to hazardous substances as referenced in this citation. This plan shall include, at a minimum, target dates for the following actions which must be consistent with abatement dates required by this citation:

1. Evaluation of engineering options;
2. Selection of optimum control methods and completion of design;
3. Procurement, installation, and operation of selected controls measures; and
4. Testing and acceptance or modification/redesign of controls.

Note: All proposed control measures shall be approved for each particular use by a competent industrial hygienist or other technically qualified person.

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: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

Step 3: Abatement shall have been completed by the implementation of feasible engineering controls upon verification of their effectiveness in achieving compliance.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that feasible administrative or engineering controls are determined and implemented to achieve compliance with the limits prescribed in 29 CFR 1910.1000(a) through (d).

Date By Which Violation Must be Abated:	01/24/2012
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

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

29 CFR 1910.95(g)(5)(i): Within 6 months of an employee's first exposure at or above the action level, the employer did not establish a valid baseline audiogram against which subsequent audiograms can be compared:

The employer does not establish a valid baseline audiogram for each employee whose noise exposure equaled or exceeded an 8-hour time weighted average (TWA) of 85 dBA. This violation occurred on July 22, 2010, when the employer did not make baseline audiometric testing available to each employee whose noise exposure equaled or exceeded an 8-hour TWA of 85 dBA:

- a) In the glaze prep area, an employee was exposed to continuous noise levels at 116.6% of the allowable 8-hour TWA sound level. The equivalent dBA level of 116.6% is approximately 91.1 dBA. Sampling was performed for 480 minutes during one shift.
- b) In the glaze prep area, an employee was exposed to continuous noise levels at 87.5% of the allowable 8-hour TWA sound level. The equivalent dBA level of 87.5% is approximately 89 dBA. Sampling was performed for 473 minutes during one shift.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that each employee whose noise exposure equal or excess an 8-hour TWA of 85 dBA receives a valid baseline audiogram against which subsequent audiograms can be compared.

Date By Which Violation Must be Abated:	01/31/2012
Proposed Penalty:	\$ 70000.00

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: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.95(g)(6): At least annually after obtaining the baseline audiogram, the employer did not obtain a new audiogram for each employee exposed at or above an 8-hour time-weighted average of 85 decibels:

The employer does not provide annual audiometric testing for each employee whose noise exposure equaled or exceeded an 8-hour time weighted average (TWA) of 85 dBA. This violation occurred on July 20, 2011, when the employer did not make audiometric testing available to employees whose noise exposure equaled or exceeded an 8-hour TWA of 85 dBA:

a) In the mosaic saw line, an employee was exposed to continuous noise levels at 89.8% of the allowable 8-hour TWA sound level. The equivalent dBA level of 89.8% is approximately 89.2 dBA. Sampling was performed for 475 minutes during one shift.

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

Date By Which Violation Must be Abated: 01/31/2012



Citation and Notification of Penalty

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182

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

29 CFR 1910.95(l)(1): The employer did not make available to affected employees or their representatives copies of this standard and did not also post a copy in the workplace:

The employer does not make available to employees, who are exposed to occupational noise, a copy of 29 CFR 1910.95, Occupational Noise Exposure, and post a copy of the standard in the workplace. This violation occurred on July 20, 2011, and at times prior thereto, in manufacturing facility where the employer had not made a copy of 29 CFR 1910.95 available to employees with an occupational exposure to noise at or above an 8-hour TWA of 85 dBA, and post a copy in the workplace.

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

Date By Which Violation Must be Abated:	01/20/2012
Proposed Penalty:	\$ 1000.00



STEPHEN BOYD
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
8344 East R.L. Thornton Frwy.
Suite 420
Dallas, TX 75228
Phone: (214)320-2400 FAX: (214)320-2598



INVOICE/ DEBT COLLECTION NOTICE

Company Name: American Marazzi Tile, Inc.
Inspection Site: 359 Clay Road, Sunnyvale, TX 75182
Issuance Date: 01/12/2012

Summary of Penalties for Inspection Number 314183492

Citation 1, Serious	= \$	49000.00
Citation 2, Willful	= \$	70000.00
Citation 3, Other	= \$	1000.00
TOTAL PROPOSED PENALTIES	= \$	120000.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to:

"DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance.

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

If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

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

Interest. Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 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.



STEPHEN BOYD
Area Director

1/12/2012

Date