

U.S. Department of Labor
Occupational Safety and Health Administration
Federal Office Building - Room 620
200 North High Street
Columbus, OH 43215-2497
Phone: (614)469-5582 FAX: (614)469-6791



Citation and Notification of Penalty

To:
Anchor Hocking, LLC

and its successors
1115 W. Fifth Avenue
Lancaster, OH 43130

Inspection Site:
1115 W. Fifth Avenue
Lancaster, OH 43130

7011 0110 0001 8776 5823

Inspection Number: 314592213
Inspection Date(s): 03/23/2011 - 03/24/2011

Issuance Date: 08/31/2011

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

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

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

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request and complete the conference with the Area Director prior to the expiration of the contest period (15 government working days). 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 telephone immediately if, you wish to schedule an informal conference. 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 3 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.

As a letter of contest immediately places the case in litigation, an informal conference will not be held following OSHA receipt of a contest letter. Please have your conference first, and if a settlement is not reached, you may contest at that point. The running of the 15 working day contest period is not interrupted by an informal conference.

Penalty Payment - Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance.

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

Notification of Corrective Action - For violations which you do not contest, you should notify the U.S. Department of Labor Area Office promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the Area Office in writing of the abatement steps you have taken and of their dates, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc.

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 regarding 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 08/31/2011. The conference will be held at the OSHA office located at Federal Office Building - Room 620, 200 North High Street, Columbus, OH, 43215-2497 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

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

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

- a. In the furnace area on or about March 23, 2011, glass forming work platforms above the molten glass feeder pump, such as, but not necessarily limited to shop 2-1 glass former were not provided with inner guardrails, thereby exposing employees to a burn hazard.

Abatement Documentation Required

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 7000.00

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

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

- a. Shop 2-1 glass forming machine/press on or about March 23, 2011, the employer did not provide adequate hazardous energy control procedures that described specific methods to be utilized in order to isolate electrical, hydraulic and kinetic energy during maintenance operations.

Abatement Documentation Required

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 7000.00

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



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

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

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

- a. In the furnace area on or about March 18, 2011, glass former operators who were required to perform maintenance and/or servicing work were not trained on lockout/tagout as authorized employees.
- b. In the furnace area on or about March 18, 2011, glass former floor operators who were required to perform maintenance and/or servicing work were not trained on lockout/tagout as authorized employees.
- c. In the furnace area on or about March 18, 2011, glass former tank foremen who were required to perform maintenance and/or servicing work were not trained on lockout/tagout as authorized employees.

On or about March 18, 2011, a glass former operator employee who was performing maintenance on the stem of the Shop 2-1 glass former had his right hand caught in the sleeve of the glass former press stem that resulted in an amputation of the right index finger.

Abatement Documentation Required

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 7000.00

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



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

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

29 CFR 1910.147(d)(4)(i): Lock out or tagout devices were not affixed to each energy isolating device by authorized employees:

- a. In the furnace area on or about March 18, 2011, the employer did not enforce the utilization of hazardous energy control procedures in that locks/tags had not been used; and all hazardous energy had not been isolated to render machines and equipment, such as, but not necessarily limited to the shop 2-1 glass forming machine safe for employees to perform servicing and/or maintenance.

On or about March 18, 2011, an employee who was performing a repair to the stem of the glass former press had his right hand caught in the sleeve of a glass former press stem that resulted in an amputation of the right index finger.

Abatement Documentation Required

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 7000.00

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

29 CFR 1910.305(g)(1)(iv)(A): Unless specifically permitted in paragraph (g)(1)(ii) of this section, flexible cords and cables may not be used as a substitute for the fixed wiring of a structure:

- a. In the furnace area on or about March 23, 2011, flexible cords (extension cords) were used to provide power to fixed lighting installations as a substitute for installing approved fixed wiring.

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 3300.00

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



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

Citation 2 Item 1 Type of Violation: Repeat

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

- a. In the furnace area on or about March 23, 2011, glass forming work platforms, such as, but not necessarily limited to shop 2-1 were not provided with outer guardrails thereby exposing employees to a fall hazard.

Anchor Hocking, LLC was previously cited for a violation of this occupational safety and health standard, which was contained in OSHA inspection number 310482237, citation number 01, item number 01, and was affirmed as a final order on January 9, 2008, with respect to a workplace located at 1115 West Fifth Avenue, Lancaster, Ohio 43130.

Abatement Documentation Required

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 38500.00



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

Citation 2 Item 2 Type of Violation: Repeat

29 CFR 1910.147(c)(6)(i): The employer did not conduct an annual or more frequent inspection of the energy control procedure to ensure that the procedure and requirements of this standard were followed:

- a. In the workplace on or about March 23, 2011, the employer did not conduct an annual inspection of the lockout/tagout procedures for machines and equipment, such as, but not limited to the shop 2-1 glass former.

Anchor Hocking, LLC was previously cited for a violation of this occupational safety and health standard, which was contained in OSHA inspection number 310482237, citation number 01, item number 02, and was affirmed as a final order on January 9, 2008, with respect to a workplace located at 1115 West Fifth Avenue, Lancaster, Ohio 43130.

Abatement Documentation Required

Date By Which Violation Must be Abated:	10/03/2011
Proposed Penalty:	\$ 38500.00

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



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

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

29 CFR 1904.29(a): A Log of all Work-Related Injuries and Illnesses (OSHA Form 300), and/or the Summary of Work-Related Injuries and Illnesses, (OSHA Form 300-A), and/or the Injury and Illness Incident Report (OSHA Form 301) or equivalent forms were not kept by the establishment:

- a. In the workplace, the employer had recordable injuries/illnesses in 2010 and did not have an OSHA 300 log or its equivalent for the 2010 calendar year.

Date By Which Violation Must be Abated:	09/17/2011
Proposed Penalty:	\$ 1100.00

Citation 3 Item 2 Type of Violation: **Other**

29 CFR 1904.29(b)(1): The OSHA Form 300 or equivalent did not adequately describe the location and/or provide a detailed description of the recordable injury and illness:

- a. In the workplace on the 2011 OSHA 300 log, the employer did not describe in adequate detail for all entries of column F, the injury or illness and parts of the body affected and object or substance that caused the injury/illness.

Date By Which Violation Must be Abated:	09/17/2011
Proposed Penalty:	\$ 1100.00

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



Citation and Notification of Penalty

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

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

29 CFR 1904.29(b)(1): The OSHA Form 300 or equivalent did not adequately describe the location and/or provide a detailed description of the recordable injury and illness:

- a. In the workplace on the 2009 OSHA 300 log, the employer did not describe in adequate detail for all entries of column F, the injury or illness and parts of the body affected and object or substance that caused the injury/illness.

Date By Which Violation Must be Abated:	09/17/2011
Proposed Penalty:	\$ 1100.00

Citation 3 Item 4 Type of Violation: **Other**

29 CFR 1904.29(b)(1): The OSHA Form 300 or equivalent did not adequately describe the location and/or provide a detailed description of the recordable injury and illness:

- a. In the workplace on the 2008 OSHA 300 log, the employer did not describe in adequate detail for all entries of column F, the injury or illness and parts of the body affected and object or substance that caused the injury/illness.

Date By Which Violation Must be Abated:	09/17/2011
Proposed Penalty:	\$ 1100.00

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



Citation and Notification of Penalty

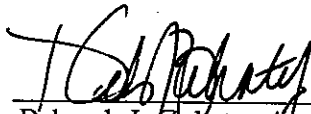
Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130

Citation 3 Item 5 Type of Violation: Other

29 CFR 1904.29(b)(3): The employer did not enter each recordable injury or illness on the OSHA 300 Log and/or an incident report (OSHA Form 301 or equivalent) within seven (7) calendar days of receiving information that a recordable injury or illness had occurred:

- a. The employer did not document within seven (7) calendar days an injury that occurred on March 18, 2011, on the 2011 OSHA log.

Date By Which Violation Must be Abated:	09/17/2011
Proposed Penalty:	\$ 1100.00


Deborah J. Zubaty, Area Director
Columbus Area Office

See pages 1 through ? 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
Federal Office Building - Room 620
200 North High Street
Columbus, OH 43215-2497
Phone: (614)469-5582 FAX: 614-469-6791
OSHA Website Address: <http://www.osha.gov>



INVOICE/ DEBT COLLECTION NOTICE

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130
Issuance Date: 08/31/2011

Summary of Penalties for Inspection Number 314592213

Citation 1, Serious	= \$	31300.00
Citation 2, Repeat	= \$	77000.00
Citation 3, Other	= \$	5500.00
TOTAL PROPOSED PENALTIES	= \$	113800.00

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.

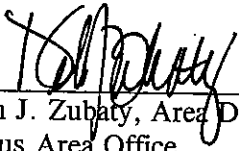
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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



Deborah J. Zubaty, Area Director
Columbus Area Office

NOTICE

Pursuant to the Debt Collection Act of 1982 (Pub. Law 97-365) and the Title 29 Code of Federal Regulations, Part 20, FAILURE TO REMIT PENALTY OWED OSHA may result in one or more of the following:

- * Interest, administrative fees and/or delinquent charges being added
- * Referral to OSHA's National Debt Collection Team
- * Referral to debt collection agency (an additional fee will be assessed)
- * Notification to commercial credit reporting agencies
- * Notification to the Internal Revenue Service: Any amount owed may be withheld from your tax refund.

Corrective action, taken by you for each alleged violation should be submitted to this office on or about the abatement dates indicated on the Citation and Notification of Penalty.

If the hazards itemized on this citation(s) are not abated/corrected and a follow-up inspection is conducted, your establishment may receive Failure to Abate Citation for the uncorrected hazards with subsequent additional monetary penalties of up to thirty (30) times the original penalty amount of the uncorrected hazards.

A work sheet has been provided to assist in providing the required abatement information. A completed copy of this worksheet should be posted at the worksite with the Citation(s).

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Company Name: Anchor Hocking, LLC
Inspection Site: 1115 W. Fifth Avenue, Lancaster, OH 43130
Issuance Date: 08/31/2011

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" or "Quick Fix Applied" and return this page to:
U.S. Department of Labor - Occupational Safety and Health Administration, Federal Office Building - Room 620, 200 North High Street, Columbus, OH 43215-2497.

NAME OF COMPANY OFFICIAL

DATE

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 for not more than six months or both.

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