

U.S. Department of Labor
Occupational Safety and Health Administration
420 Madison Ave Suite 600
Toledo, OH 43604
Phone: 419-259-7542 Fax: 419-259-6355



Citation and Notification of Penalty

To:
Boomerang Rubber, Inc.
and its successors
105 Dinsmore St.
Botkins, OH 45306

Inspection Number: 107944
Inspection Date(s): 10/20/2011 - 10/20/2011
Issuance Date: 04/11/2012

Inspection Site:
105 Dinsmore St.
Botkins, OH 45306

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

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

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

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such

an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

Notification of Corrective Action – For each violation which you do not contest, you 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, 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 04/11/2012. The conference will be held at the OSHA office located at 420 Madison Ave, Toledo, OH 43604 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 107944

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306
Issuance Date: 04/11/2012

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, 420 Madison Ave, Suite 600 Toledo, OH 43604**

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



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

29 CFR 1910.23(c)(1): Every open-sided floor or platform 4 feet or more above adjacent floor or ground level was not guarded by a standard railing (or the equivalent as specified in paragraph (e)(3) of this section) on all open sides except where there is entrance to a ramp, stairway, or fixed ladder. The railing shall be provided with a toe board wherever, beneath the open sides:

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure an employee was protected from falling 66 inches to concrete when working from a pallet elevated by a forklift. The pallet was not provided with a standard guardrail and was open on all four sides.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	04/18/2012
Proposed Penalty:	\$3,080.00

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

29 CFR 1910.36(g)(2): An exit access was not at least 28 inches (71.1 cm) wide at all points. Where there is only one exit access leading to an exit or exit discharge, the width of the exit and exit discharge must be at least equal to the width of the exit access.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about January 6, 2012, the employer did not ensure the fire exit route leading to the fire exit on the east side of the press room was at



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

least 28 inches in width. A refrigerator was sitting in the middle of the exit route, reducing the exit route width to sixteen inches.

No additional abatement information is needed for this item

Date by which Violation must be Abated:	Corrected During Inspection
Proposed Penalty:	\$3,850.00

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

29 CFR 1910.95(b)(1): When employees were subjected to sound exceeding those listed in Table G-16, feasible administrative or engineering controls were not utilized. If such controls fail to reduce sound levels within the levels of Table G-16, personal protective equipment shall be provided and used to reduce sound levels within the levels of the table.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure feasible engineering or administrative controls were utilized to reduce the sound level exposure for an employee working near the grinder located in building #16. The employee was exposed to a noise dose of 608% or an equivalent sound level of 103.2 dBA during the 474 minute sampling session.

ABATEMENT SCHEDULE

STEP 1- As an interim protective measure and when administrative or engineering controls fail to reduce sound levels to within the levels of Table G-16, effective hearing protection shall be provided and used by all exposed employees. In addition, an effective hearing conservation program in accordance with 29 CFR 1910.95(c) through (n) shall be maintained.

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



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

All proposed control measures shall be evaluated for each particular use by a competent industrial hygienist or other technically qualified person. 90-day progress reports are required during the abatement period.

STEP 3- Abatement shall have been completed by the implementation of feasible engineering and/or administrative controls upon verification of their effectiveness in achieving compliance.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

Step 1 – Must be abated by - 04/26/12

Step 2 – Must be abated by - 06/15/12

Step 3 – Must be abated by - 08/17/12

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	08/17/2012
Proposed Penalty:	\$5,390.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

Citation 1 Item 4 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.

- a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure noise monitoring had been conducted for the grinder operation located in building #16. The employee was exposed to a noise dose of 608% or an equivalent sound level of 103.2 dBA during the 474 minute sampling session.
- b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure noise exposure monitoring had been conducted for the banbury mixer and guillotine operation located in the stat refining building. The employee was exposed to a noise dose of 105% or an equivalent sound level of 90.5 dBA during the 468 minute sampling session.

No additional abatement information is needed for this item.

Date by which Violation must be Abated:	Corrected During Inspection
Proposed Penalty:	\$5,390.00

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

29 CFR 1910.95(g)(1): The employer did not establish and maintain an audiometric testing program as provided in this paragraph by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels.

- a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure audiometric testing had been conducted for an employee working near the grinder located in building #16. The employee was exposed to a noise dose of 608% or an equivalent sound level of 103.2 dBA during the 474 minute sampling session.
- b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure audiometric testing had been conducted for an employee operating the banbury mixer and



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

guillotine cutters located in the stat refining building. The employee was exposed to a noise dose of 105% or an equivalent sound level of 90.5 dBA during the 468 minute sampling session.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012
Proposed Penalty: \$5,390.00

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

29 CFR 1910.95(k)(1): The employer did not train each employee who is exposed to noise at or above an 8-hour time weighted average of 85 decibels in accordance with the requirements of this section. The employer shall institute a training program and ensure employee participation in the program.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure hearing conservation training had been conducted for an employee working near the grinder located in building #16. The employee was exposed to a noise dose of 608% or an equivalent sound level of 103.2 dBA during the 474 minute sampling session.

b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure hearing conservation training had been conducted for an employee operating the banbury mixer and guillotine cutters located in the stat refining building. The employee was exposed to a noise dose of 105% or an equivalent sound level of 90.5 dBA during the 468 minute sampling session.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 05/09/2012
Proposed Penalty: \$5,390.00

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

29 CFR 1910.137(b)(2)(viii): Electrical protective equipment was not subjected to periodic electrical tests. Test voltages and the maximum intervals between tests shall be in accordance with Table I-5 and Table I-6.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure rubber insulated gloves used by employees to protect from electrical shock hazards were inspected annually. Gloves worn by the mill operator in the stat refining building were last tested on August 2010.

b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure rubber insulated gloves used by employees to protect from electrical shock hazards were annually inspected. Gloves worn by the maintenance supervisor were last tested on August 2008.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012
Proposed Penalty: \$3,850.00

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

29 CFR 1910.219(c)(4)(i): Projecting shaft ends did not present a smooth edge and end and projected more than one-half the diameter of the shaft unless guarded by nonrotating caps or safety sleeves.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure the shaft ends for the cracker mill conveyor and the shaft ends for the trimmer blades located in building #2 did not extend more than 1/2 the diameter of the shaft.

No additional abatement information is needed for this item.

Date by which Violation must be Abated: Corrected During Inspection
Proposed Penalty: \$5,390.00

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 9 a Type of Violation: **Serious**

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

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure maintenance employees were properly trained in electrical safety related work practices prior to performing electrical work such as but not limited to changing fuses, rewiring electrical



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

motors, and troubleshooting. Employees were deficient in their knowledge of electrical safety related work practices topics such as but not limited to:

1. How to determine a deenergized condition prior to performing electrical work. Employees would verify the absence of electrical energy by testing phase to ground with voltage detection equipment but there was not test performed between phases;
2. How to visually inspect test equipment and how to perform a functional test of the test equipment prior to using the equipment;
3. Live-dead-live tests of the electrical testing equipment prior to using the voltage detection equipment on a potentially live circuit were not conducted;
4. Deficiencies of voltage detection pens;
5. Electrical hazards such as electrical shock and arc flashes;
6. How to inspect electrical protective equipment;

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	05/09/2012
Proposed Penalty:	\$5,390.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

29 CFR 1910.333(a): Safety-related work practices were not employed to prevent electric shock or other injuries resulting from either direct or indirect electrical contacts, when work is performed near or on equipment or circuits which are or may be energized. The specific safety-related work practices shall be consistent with the nature and extent of the associated electrical hazards.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure maintenance employees properly followed electrical safety related work practices prior to performing electrical work such as but not limited to changing fuses, rewiring electrical motors, and troubleshooting.

1. A maintenance employee was not wearing electrical protective equipment for the body, hands, face, eyes, and head before entering a 480 volt electrical cabinet for the cracker mill located in building #2;
2. A maintenance employee did not perform a live-dead-live test with his voltage testing equipment prior to using the voltage testing equipment to verify a deenergized electrical state on the electrical disconnect for the cracker mill located in building #2;
3. A maintenance employee did not properly verify a zero energy state when testing the electrical disconnect for the cracker mill. The employee tested phase to ground for electrical current but did not test phase to phase.
4. Electrical test equipment was not visually inspected prior to being used and the employee did not ensure the test equipment was functioning properly.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET); and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:

05/09/2012



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

29 CFR 1910.334(c)(2): Test instruments and equipment and all associated test leads, cables, power cords, probes, and connectors were not visually inspected for external defects and damage before the equipment is used. If there was a defect or evidence of damage that might expose an employee to injury, the defective or damaged item was not removed from service, and no employee may use it until repairs and tests necessary to render the equipment safe have been made.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 14, 2012, the employer did not ensure employees inspected voltage testing equipment prior to using it to verify the absence of voltage in the cracker mill electrical disconnect. It was determined during the inspection the probes were previously damaged by an electrical arc and were not removed from service.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	04/18/2012
Proposed Penalty:	\$3,850.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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 1910.1030(c)(1)(i): Each employer having an employee(s) with occupational exposure as defined by paragraph (b) of this section did not establish a written Exposure Control Plan designed to eliminate or minimize employee exposure:

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about December 23, 2011, the employer did not develop and implement an exposure control plan for employees with anticipated occupational exposure to blood in manufacturing departments such as but not limited to the press room and building #2. Supervisors and other employees working in the press room were designated to respond to injuries such as severe lacerations as part of their job responsibilities.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	05/09/2012
Proposed Penalty:	\$5,390.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

Citation 1 Item 11 b Type of Violation: **Serious**

29 CFR 1910.1030(c)(2)(i): Each employer who has an employee(s) with occupational exposure as defined by paragraph (b) of this section did not prepare an exposure determination:

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about December 23, 2011, the employer did not prepare an exposure determination to identify employees with anticipated occupational exposure to blood in manufacturing departments such as but not limited to the press room and building #2. Supervisors and other employees working in the press room were designated to respond to injuries such as severe lacerations as part of their job responsibilities.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:

05/09/2012

Citation 1 Item 11 c Type of Violation: **Serious**

29 CFR 1910.1030(d)(1): Universal precautions were not observed to prevent contact with blood or other potentially infectious materials. Under circumstances in which differentiation between body fluid types is difficult or impossible, all body fluids shall be considered potentially infectious materials.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about December 23, 2011, the employer did not ensure employees were using universal precautions to prevent exposure to blood and other infectious materials when exposed to blood in manufacturing departments such as but not limited to the press room. Supervisors and other employees working in the press room were designated to respond to injuries such as severe lacerations as part of their job responsibilities.



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 05/09/2012

Citation 1 Item 11 d Type of Violation: **Serious**

29 CFR 1910.1030(f)(1)(i): The employer did not make available the hepatitis B vaccine and vaccination series to all employees who have occupational exposure, and post-exposure evaluation and follow-up to all employees who have had an exposure incident.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about December 23, 2011, the employer did not ensure employees with anticipated occupational exposure to blood in manufacturing departments such as but not limited to the press room were not provided with a hepatitis B vaccination. Supervisors and other employees working in the press room were designated to respond to injuries such as severe lacerations as part of their job responsibilities.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

Citation 1 Item 11 e Type of Violation: **Serious**

29 CFR 1910.1030(g)(1)(i)(A): Warning labels were not affixed to containers of regulated waste, refrigerators and freezers containing blood or other potentially infectious material; and other containers used to store, transport or ship blood or other potentially infectious materials, except as provided in paragraph (g)(1)(i)(E), (F) and (G).

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about December 23, 2011, and December 30, 2011, the employer did not ensure waste contaminated with blood in manufacturing departments such as but not limited to the press room was placed in a labeled container. On these dates employees received serious lacerations and the materials used to wrap the employees wounds were placed in the regular trash.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012

Citation 1 Item 11 f Type of Violation: **Serious**

29 CFR 1910.1030(g)(2)(i): The employer did not train each employee with occupational exposure in accordance with the requirements of this section. Such training must be provided at no cost to the employee and during working hours. The employer shall institute a training program and ensure employee participation in the program.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about December 23, 2011, the employer did not develop and implement a training program for employees with anticipated occupational exposure to blood in manufacturing departments such as but not limited to the press room. Supervisors and other employees working in the press room were designated to respond to injuries such as severe



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

lacerations as part of their job responsibilities. Training did not include the following topics:

1. An accessible copy of the regulatory text of this standard and an explanation of its contents;
2. A general explanation of the epidemiology and symptoms of bloodborne diseases;
3. An explanation of the modes of transmission of bloodborne pathogens;
4. An explanation of the employer's exposure control plan and the means by which the employee can obtain a copy of the written plan;
5. An explanation of the appropriate methods for recognizing tasks and other activities that may involve exposure to blood and other potentially infectious materials;
6. An explanation of the use and limitations of methods that will prevent or reduce exposure including appropriate engineering controls, work practices, and personal protective equipment;
7. Information on the types, proper use, location, removal, handling, decontamination and disposal of personal protective equipment;
8. An explanation of the basis for selection of personal protective equipment;
9. Information on the hepatitis B vaccine, including information on its efficacy, safety, method of administration, the benefits of being vaccinated, and that the vaccine and vaccination will be offered free of charge;
10. Information on the appropriate actions to take and persons to contact in an emergency involving blood or other potentially infectious materials;
11. An explanation of the procedure to follow if an exposure incident occurs, including the method of reporting the incident and the medical follow-up that will be made available;
12. Information on the post-exposure evaluation and follow-up that the employer is required to provide for the employee following an exposure incident;



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

13. An explanation of the signs and labels and/or color coding required by paragraph (g)(1); and

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 05/09/2012

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 12 a Type of Violation: **Serious**

29 CFR 1910.1200(e)(1): The employer did not develop, implement, and maintain at each workplace, a written hazard communication program which at least describes how the criteria specified in paragraphs (f), (g), and (h) of this section for labels and other forms of warning, material safety data sheets, and employee information and training will be met:

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure a hazard communication program was developed and implemented which covered employees working in areas such as but not limited to the press room, stat refining building, building #2 and building #16. Employees in these areas were exposed to substances such as waste oil, limestone dust, total particulates, zinc stearate, and compressed gases such as oxygen and acetylene.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012
Proposed Penalty: \$3,080.00

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

29 CFR 1910.1200(h)(1): The employer did not provide employees with effective information and training on hazardous chemicals in their work area at the time of their initial assignment, and whenever a new physical or health hazard the employees have not previously been trained about is introduced into their work area. Information and training may be designed to cover categories of hazards (e.g., flammability, carcinogenicity) or specific chemicals. Chemical-specific information must always be available through labels and material safety datasheets.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure a employees working in areas such as but not limited to the press room, stat refining building, building #2 and building #16 were provided with information and training on the following topics:

1. The requirements of the hazard Communication standard;
2. Operations in their work areas where hazardous chemicals are present;
3. Physical and health effects of the chemicals in the work area;
4. Explanation of the labeling system;
5. Explanation of the material safety data sheet;



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012

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

29 CFR 1910.1200(f)(5)(i): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged, or marked with the identity of the hazardous chemical(s) contained therein:

- a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure large totes of used oil located under the banbury mixer in the stat refining building were labeled as to the identity of the substances.
- b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure large holding tanks of RLS Z-176 parting agent located adjacent to the wig wag machine in the stat refining building were labeled as to the identity of the substances.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 05/09/2012

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

29 CFR 1910.1200(f)(5)(ii): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged, or marked with the appropriate hazard warnings, or alternatively, words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals, and which, in conjunction with the other information immediately available to employees under the hazard communication program, will provide employees with the specific information regarding the physical and health hazards of the hazardous chemical.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure large totes of used oil located under the banbury mixer in the stat refining building were labeled as to the health hazards of the substances.

b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure large holding tanks of RLS Z-176 parting agent located adjacent to the wig wag machine in the stat refining building were labeled as to the health hazards of the substances.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 05/09/2012



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

29 CFR 1910.212(a)(1): One or more methods of machine guarding were 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. Examples of guarding methods are-barrier guards, two-hand tripping devices, electronic safety devices, etc. :

- a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure the end roller for the cracker mill conveyor located in building #2 was properly guarded. Employees place their hands within inches of the ingoing nip point created between the roller and the conveyor belt when removing rubber from the conveyor.
- b. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure the trimmer blades for the cracker mill conveyor located in building #2 were properly guarded. Employees are exposed to the unguarded trimmer blades when working adjacent to the equipment.
- c. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure an idle roller for the #9 conveyor located in the stat refining building was properly guarded. Employees are exposed to the unguarded idle roller when walking under the conveyor to get from one side of the facility to the other.
- d. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure an idle roller for the #5 conveyor located in the stat refining building was properly guarded. Employees are exposed to the unguarded idle roller when walking under the conveyor to get from one side of the facility to the other.
- e. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about February 8, 2012, the employer did not ensure the tail pulley for the #4 conveyor located in the stat refining building was properly guarded. Employees are exposed to the unguarded tail pulley when removing sheets of rubber from the conveyor.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the

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

Inspection Number: 107944
Inspection Date(s): 10/20/2011 - 10/20/2011
Issuance Date: 04/11/2012



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	04/18/2012
Proposed Penalty:	\$53,900.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

29 CFR 1910.23(c)(1): Every open-sided floor or platform 4 feet or more above adjacent floor or ground level was not be guarded by a standard railing (or the equivalent as specified in paragraph (e)(3) of this section) on all open sides except where there is entrance to a ramp, stairway, or fixed ladder. The railing shall be provided with a toeboard wherever, beneath the open sides,

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 20, 2011, the employer did not ensure an employee working in the press room, operating rubber press #7 from an elevated work platform, was protected from fall hazards of 55 inches to concrete.

Boomerang Rubber, Inc., as successor in interest to Lotridge Enterprises, LLC was previously cited for a violation of this occupational safety and health standard or it's equivalent standard 29 CFR 1910.23(c)(1), which was contained in OSHA Inspection Number 311604953, Citation 1, Item number 1 and was affirmed as a final order on November 19, 2008, with respect to a work place located at 105 Dinsmore St., Botkins, Ohio.

No additional abatement information is needed for this item.

Date by which Violation must be Abated:
Proposed Penalty:

Corrected During Inspection
\$9,240.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

Citation 3 Item 2 Type of Violation: **Repeat - Serious**

29 CFR 1910.333(c)(2): Only qualified persons may work on electric circuit parts or equipment that have not been deenergized under the procedures of paragraph (b) of this section. Such persons were not capable of working safely on energized circuits and were not familiar with the proper use of special precautionary techniques, personal protective equipment, insulating and shielding materials, and insulated tools.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure a maintenance employee was qualified to work on electrical equipment prior to opening an 480 volt electrical cabinet for the cracker mill located in building #2 to activate a broken switch. The employee was not familiar with special precautionary techniques and personal protective equipment to be used when exposed to electrical hazards.

Boomerang Rubber, Inc., as successor in interest to Lotridge Enterprises, LLC was previously cited for a violation of this occupational safety and health standard or it's equivalent standard 29 CFR 1910.335(a)(1)(i), which was contained in OSHA Inspection Number 311604953, Citation 1, Item number 12(a) and was affirmed as a final order on November 19, 2008, with respect to a work place located at 105 Dinsmore St., Botkins, Ohio.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	05/09/2012
Proposed Penalty:	\$10,780.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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 3 a Type of Violation: Repeat - Serious

29 CFR 1910.335(a)(1)(i): Employees working in areas where there are potential electrical hazards were not provided with, and did not use, electrical protective equipment that is appropriate for the specific parts of the body to be protected and for the work to be performed.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure a maintenance employee was provided with electrical protective clothing and insulated gloves prior to opening an 480 volt electrical cabinet for the cracker mill located in building #2 to activate a broken switch.

Boomerang Rubber, Inc., as successor in interest to Lotridge Enterprises, LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.335(a)(1)(i), which was contained in OSHA Inspection Number 311604953, Citation 1, Item number 12(a) and was affirmed as a final order on November 19, 2008, with respect to a work place located at 105 Dinsmore St., Botkins, Ohio.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:	04/18/2012
Proposed Penalty:	\$10,780.00



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

Citation 3 Item 3 b Type of Violation: Repeat - Serious

29 CFR 1910.335(a)(1)(iv): Employees did not wear nonconductive head protection wherever there was a danger of head injury from electric shock or burns due to contact with exposed energized parts.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure a maintenance employee was provided with electrical protective equipment for the head prior to opening an 480 volt electrical cabinet for the cracker mill located in building #2 to activate a broken switch.

Boomerang Rubber, Inc., as successor in interest to Lotridge Enterprises, LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.335(a)(1)(iv), which was contained in OSHA Inspection Number 311604953, Citation 1, Item number 12(b) and was affirmed as a final order on November 19, 2008, with respect to a work place located at 105 Dinsmore St., Botkins, Ohio.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated:

04/18/2012

Citation 3 Item 3 c Type of Violation: Repeat - Serious

29 CFR 1910.335(a)(1)(v): Employees did not wear protective equipment for the eyes or face wherever there was danger of injury to the eyes or face from electric arcs or flashes or from flying objects resulting from electrical explosion:

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about October 11, 2011, the employer did not ensure a maintenance employee was provided with electrical protective equipment for the face prior

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

Inspection Number: 107944
Inspection Date(s): 10/20/2011 - 10/20/2011
Issuance Date: 04/11/2012



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

to opening an 480 volt electrical cabinet for the cracker mill located in building #2 to activate a broken switch.

Boomerang Rubber, Inc., as successor in interest to Lotridge Enterprises, LLC was previously cited for a violation of this occupational safety and health standard or it's equivalent standard 29 CFR 1910.35(a)(1)(v), which was contained in OSHA Inspection Number 311604953, Citation 1, Item number 12(c) and was affirmed as a final order on November 19, 2008, with respect to a work place located at 105 Dinsmore St., Botkins, Ohio.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012



Citation and Notification of Penalty

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306

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

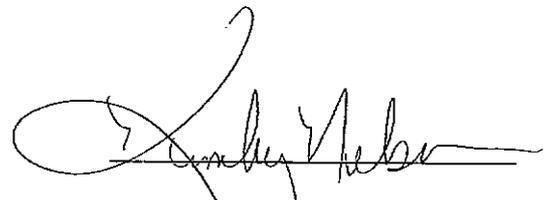
29 CFR 1910.132(h)(1): Except as provided by paragraphs (h)(2) through (h)(6) of this section, the protective equipment, including personal protective equipment (PPE), used to comply with this part, was not provided by the employer at no cost to employees.

a. Boomerang Rubber, Inc. located in Botkins, Ohio: On or about January 6, 2012, the employer did not ensure employees working in the press room were provided with protective gloves at no cost to the employees. The employer was charging employees two dollars for each pair of gloves the employees requested to protect their hands from lacerations during trimming operations and from thermal hazards as the mats were being removed from the rubber presses.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date by which Violation must be Abated: 04/18/2012
Proposed Penalty: \$0.00


Kimberly Nelson
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
420 Madison Ave Suite 600
Toledo, OH 43604
Phone: 419-259-7542 Fax: 419-259-6355



INVOICE / DEBT COLLECTION NOTICE

Company Name: Boomerang Rubber, Inc.
Inspection Site: 105 Dinsmore St., Botkins, OH 45306
Issuance Date: 04/11/2012

Summary of Penalties for Inspection Number	107944
Citation 1, Serious	\$55,440.00
Citation 2, Willful - Serious	\$53,900.00
Citation 3, Repeat - Serious	\$30,800.00
Citation 4, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$140,140.00

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 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 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.

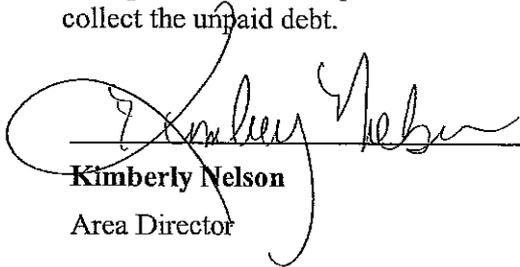
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest,

delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

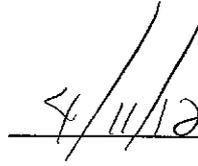
Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent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



Kimberly Nelson
Area Director



Date