

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
Suite 201  
9100 Bluebonnet Centre  
Baton Rouge, LA 70809-2985  
Phone: (225)298-5458 FAX: (225)298-5457



## Citation and Notification of Penalty

**To:**  
Bradken, Inc.  
and its successors  
13040 Foulkes Lane  
Amite, LA 70422

**Inspection Number:** 314773920  
**Inspection Date(s):** 09/19/2011 -  
**Issuance Date:** 03/16/2012

**Inspection Site:**  
13040 Foulkes Lane  
Amite, LA 70422

*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 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. 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, call this office between 8:00 a.m. and 4:30 p.m. for an appointment, then 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. (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. Attached is a fill-in-the-blank form letter for your use to assist you in meeting this requirement.

**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.

**Abatement Methods** - The employer is not limited to abatement methods suggested by OSHA; i.e. methods explained are general and may not be effective in all cases. Other methods of abatement may be equally or more appropriate. Ultimate responsibility for determining the most appropriate abatement method rests with the employer, given its superior knowledge of the specific conditions at its worksite.

**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 7 calendar days after the Citation Issuance Date. You are encouraged to review the information concerning your establishment at [WWW.OSHA.GOV](http://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 03/16/2012. The conference will be held at the OSHA office located at Suite 201, 9100 Bluebonnet Centre, Baton Rouge, LA, 70809-2985 on \_\_\_\_\_ at \_\_\_\_\_.

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



**Citation and Notification of Penalty**

Company Name: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.23(a)(8): Every floor hole into which persons can accidentally walk was not guarded by either: a standard railing with standard toe board on all exposed sides, or a floor hole cover of standard strength and construction.

The employer does not guard holes in floors to prevent employees from falling into them. This standard was violated in the new construction area on or about September 19, 2011, when employees were allowed to walk past an unguarded hole that was approximately 118 inches long, 42 inches wide, and 15 inches deep.

Pursuant to 29 C.F.R. 1903.19, within (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 to ensure holes in floors are properly guarded.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 6000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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**Citation 1 Item 2** 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 employer allows employees to work at elevated surfaces that are 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 employer violated this standard on or about September 19, 2011, when employees in the Mold Department, in the southwest corner of the foundry, were allowed to work six feet above the floor while packing sand into mold flasks.

Pursuant to 29 C.F.R. 1903.19, within (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 employees are protected from falling from mold flasks while filling them with sand.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.107(b)(9): Spray booths were not so installed that all portions are readily accessible for cleaning. A clear space of not less than 3 feet on all sides was not kept free from storage or combustible construction.

The employer does not ensure that spray booths are readily accessible for cleaning with a clear space of at least three (3) feet on all sides kept free from storage. This violation occurred on or about September 19, 2011, in the southwest corner of Bay eight (8) where employees were required to use the spray booth with materials stored outside. Some boxes and a ladder were stored on the west side of the booth, between the booth and the west wall of the facility. On the south side of the booth, a drum of flammable solvent (xylene) and a drum of paint were stored along with the portable compressor used to do the painting.

Pursuant to 29 C.F.R. 1903.19, within (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 area within 3 feet of the spray booth will be kept clear on all sides.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 5000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.147(e)(3): Each lockout or tagout device was not removed from each energy isolating device by the employee who applied the lockout/tagout device.

The employer does not ensure that each lockout or tagout device is removed from each energy isolating device by the employee who applied the device. This violation was documented on or about October 3, 2011, when the Lead Man removed a lock placed by an employee without notifying the employee and while the employee was still working on the locked out equipment.

Pursuant to 29 C.F.R. 1903.19, within (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 lockout devices are removed only by the person who applied them.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00





**Citation and Notification of Penalty**

Company Name: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.147(f)(3)(ii)(D): Each authorized employee did not affix a personal lockout or tagout device to the group lockout device, group lockbox, or comparable mechanism when he or she begins work, and remove those devices when he or she stopped working on the machine or equipment being serviced or maintained.

On or about October 3, 2011 an employee locked out the conveyor belt in the Sand System Pit to clear a jam. His lead man, removed the lock and started the conveyor while the employee was still in the pit working on it. This was allowed to happen because the employee did not have a personal lock to use to lockout the conveyor. The departmental lock was used, and the lead man has a key to that lock.

Pursuant to 29 C.F.R. 1903.19, within (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 lockout devices are applied by each person working on locked out equipment.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00



**Citation and Notification of Penalty**

Company Name: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.178(l)(1)(i): The employer did not ensure that each powered industrial truck operator is competent to operate a powered industrial truck safely, as demonstrated by the successful completion of the training and evaluation specified in this paragraph (l).

The employer does not ensure that each powered industrial truck operator is competent to operate a powered industrial truck safely. This violation occurred on or about September 19, 2011 when employees in the Shipping and Receiving area were required to use a forklift without the completion of training and an evaluation on their competency to operate a powered industrial truck safely.

Pursuant to 29 C.F.R. 1903.19, within (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 all employees required to operate a powered industrial truck are competent to operate the powered industrial truck safely.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.215(b)(9): The distance between the wheel periphery and the adjustable tongue or the end of the peripheral member at the top exceeded one-fourth inch.

The employer does not ensure that the tongue guards of a drill press are adjusted where the distance between the wheel periphery and the adjustable tongue does not exceed one-fourth inch. This violation occurred on or about September 19, 2011, in the Bay Six (6) tool room where employees used a bench grinder with the distance between the wheel periphery and the adjustable tongue set at approximately 2.5 inches.

Pursuant to 29 C.F.R. 1903.19, within (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 ensure the guard is kept in the proper position.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.243(c)(1)(ii)(A): A safety guard did not cover the spindle end, nut and flange projections. The safety guard was not mounted so as to maintain proper alignment with the wheel, and the strength of the fastenings did not exceed the strength of the guard.

- a) The employer does not ensure that portable grinders are equipped with a safety guard covering the spindle end, nut and flange projections. This violation occurred on or about September 19, 2011, in the Bay Five (5) Finish and Chipping area where Employee #1 was using a portable grinder with a Type 1 wheel which was not guarded.
- b) The employer does not ensure that portable grinders are equipped with a safety guard covering the spindle end, nut and flange projections. This violation occurred on or about September 19, 2011, in the Bay Five (5) Finish and Chipping area where Employee #2 was using a portable grinder with a Type 1 wheel which was not guarded.
- c) The employer does not ensure that portable grinders are equipped with a safety guard covering the spindle end, nut and flange projections. This violation occurred on or about September 19, 2011, in the Bay Five (5) Finish and Chipping area where Employee #3 was using a portable grinder with a Type 1 wheel which was not guarded.

Pursuant to 29 C.F.R. 1903.19, within (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 portable grinders are appropriately guarded.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.303(b)(7)(i): Unused openings in boxes, raceways, auxiliary gutters, cabinets, equipment cases, or housings were not effectively closed to afford protection substantially equivalent to the wall of the equipment.

The employer does not ensure that unused openings on housings are effectively closed. This violation occurred on or about November 7, 2011, when the following were observed:

- a) On the outside south wall of Bay Five (5) where a light switch was not effectively closed in an area where employees regularly work.
- b) South of the ovens in Bay Five (4) where a safety switch was not effectively closed in an area where employees regularly work.
- c) On the outside south wall of Bay Five (5) where a safety switch was not effectively closed in an area where employees regularly work.
- d) In Bay Four (4) where a breaker panel was not effectively closed in an area where employees regularly work.
- e) In Bay Four (4) between the lab and railway where a breaker panel was not effectively closed in an area where employees regularly work.
- f) In the east side of Bay Four (4) where a 480 Volt safety switch was not effectively closed in an area where employees regularly work.
- g) On the north exterior wall of the wash and shower room of Bay Four (4) where a safety switch was not effectively closed in an area where employees regularly work.

Pursuant to 29 C.F.R. 1903.19, within (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 unused openings in boxes, raceways, auxiliary gutters, cabinets, equipment cases, or housings are effectively closed.

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulkes Lane, Amite, LA 70422

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Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 5000.00

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

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

The employer does not ensure that electric equipment is protected from heat damage. This violation occurred on or about November 7, 2011, when the faceplate on an electrical outlet used to power a water fountain on the south wall of the restroom was partially melted.

Pursuant to 29 C.F.R. 1903.19, within (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 electrical equipment is protected from heat damage.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 5000.00



**Citation and Notification of Penalty**

**Company Name:** Bradken, Inc.  
**Inspection Site:** 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.303(g)(1)(i)(A): The depth of the working space in the direction of access to live parts was not less than 3 feet as indicated in Table S-1. Distances shall be measured from the live parts if they are exposed or from the enclosure front or opening if they are enclosed.

- a) The employer does not ensure that sufficient working space is maintained about all electric equipment to permit ready and safe operation and maintenance. This violation occurred on or about November 7, 2011, at the Bay Seven (7) welder's station when a 460 Volt safety switch was blocked by a table.
- b) The employer does not ensure that sufficient working space is maintained about all electric equipment to permit ready and safe operation and maintenance. This violation occurred on or about November 7, 2011, at the Bay Four (4) weld area when a safety switch was blocked by a cabinet.
- c) The employer does not ensure that sufficient working space is maintained about all electric equipment to permit ready and safe operation and maintenance. This violation occurred on or about November 7, 2011, at the Bay Three (3) west wall of the lab when a multiple safety switches were blocked by a table with welding machines.

Pursuant to 29 C.F.R. 1903.19, within (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 sufficient working space is maintained about all electric equipment.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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:** Bradken, Inc.  
**Inspection Site:** 13040 Foulkes Lane, Amite, LA 70422

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

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

The employer did not ensure that electrical equipment was effectively and continuously grounded. This violation occurred on or about September 19, 2011, when a 3-foot floor fan in the C-5 furnace area was not effectively grounded. The fan cord had been cut and the grounding conductor was severed.

Pursuant to 29 C.F.R. 1903.19, within (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 electrical equipment is effectively grounded.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 7000.00





**Citation and Notification of Penalty**

Company Name: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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**Citation 1 Item 13** 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 following information: Identity of the hazardous chemical(s) contained therein.

- a) The employer allows employees to use a container of ultrasound gel that is not labeled, tagged or marked with the identity of the hazardous chemical contained therein. The violation occurred on or about November 7, 2011, outside of Bay 2 in the Non Destructive Testing area.
- b) The employer allows employees to use oil in a metal spray bottle that is not labeled, tagged or marked with the identity of the hazardous chemical contained therein. The violation occurred on or about November 7, 2011, outside of Bay 2 in the Non Destructive Testing area.
- c) The employer allows employees to use oil in a plastic spray bottle that is not labeled, tagged or marked with the identity of the hazardous chemical contained therein. The violation occurred on or about November 7, 2011, outside of Bay 2 in the Non Destructive Testing area.

Pursuant to 29 C.F.R. 1903.19, within (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 containers of chemicals are properly labeled, tagged or marked with the identity of the chemicals contained therein.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 3000.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.37(a)(3): Exit routes were not free and unobstructed. No materials or equipment may be placed, either permanently or temporarily, within the exit route. The exit access must not go through a room that can be locked, such as a bathroom, to reach an exit or exit discharge, nor may it lead into a dead-end corridor. Stairs or a ramp must be provided where the exit route is not substantially level.

The employer violated this standard on or about September 19, 2011, when wooden debris was found blocking a door on the east wall of the foundry building, between Bay 7 and Bay 8. The door was marked as an EXIT by two EXIT signs. The door led to the outside of the foundry on the east side near the gate used by employees to enter the facility.

Pursuant to 29 C.F.R. 1903.19, within (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 exit routes are maintained free and unobstructed.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00

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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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.157(c)(1): The employer did not provide portable fire extinguishers so that they are readily accessible to employees without subjecting the employees to possible injury.

The employer does not ensure that portable fire extinguishers are readily accessible. This violation occurred on or about September 19, 2011, where employees worked in the Bay 5 Finish and Chipping area and a fire extinguisher was obstructed by a fan and a box.

Pursuant to 29 C.F.R. 1903.19, within (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 fire extinguishers are not obstructed.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00



**Citation and Notification of Penalty**

Company Name: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

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

29 CFR 1910.303(g)(2)(ii): In locations where electric equipment is likely to be exposed to physical damage, enclosures or guards were not so arranged and of such strength as to prevent such damage.

The employer does not ensure that electric equipment damage is prevented. This violation occurred on or about November 7, 2011, when the following were observed:

- a) In Bay 4 a breaker panel had a lock broken off of the cover.
- b) In Bay 4 between the lab and railway a breaker panel had a lock broken off of the cover.
- c) In Bay 4 south of the ovens a safety switch was dented and damaged. This switch controlled a fan used to cool parts when they came out of the oven.
- d) In Bay 5 finish and chipping area an on/off button was broken. This switch controlled a fan.
- e) In Bay 5 finish and chipping area a 460 Volt safety switch was burned inside the enclosure.

Pursuant to 29 C.F.R. 1903.19, within (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 electrical equipment is guarded from damage.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00

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: Bradken, Inc.  
Inspection Site: 13040 Foulkes Lane, Amite, LA 70422

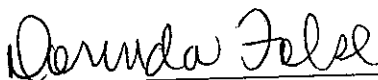
**Citation 2 Item 4** Type of Violation: **Other**

29 CFR 1910.304(f)(1)(iv): Overcurrent devices were not readily accessible to each employee or authorized building management personnel.

- a) The employer does not ensure that over-current devices are readily accessible to each employee or authorized building management personnel. This violation occurred on or about November 7, 2011, in the Bay 4 East exterior wall of the west transformer room where a breaker panel was blocked.
- b) The employer does not ensure that over-current devices are readily accessible to each employee or authorized building management personnel. This violation occurred on or about November 7, 2011, in the Bay 3 Lab Sink Area where a breaker panel was blocked.

Pursuant to 29 C.F.R. 1903.19, within (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 breaker panels are readily accessible.

Date By Which Violation Must be Abated:	04/04/2012
Proposed Penalty:	\$ 0.00

  
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DORINDA FOLSE  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
Suite 201  
9100 Bluebonnet Centre  
Baton Rouge, LA 70809-2985  
Phone:(225)298-5458 FAX: (225)298-5457



## INVOICE/ DEBT COLLECTION NOTICE

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**Company Name:** Bradken, Inc.  
**Inspection Site:** 13040 Foulkes Lane, Amite, LA 70422  
**Issuance Date:** 03/16/2012

**Summary of Penalties for Inspection Number 314773920**

<b>Citation 1, Serious</b>	= \$	<b>68000.00</b>
<b>Citation 2, Other</b>	= \$	<b>0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	= \$	<b>68000.00</b>

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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 full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.

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

**Interest.** Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 5%. Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

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

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



DORINDA FOLSE

Area Director

March 16, 2012

Dorinda Folse, Area Director  
U.S. Department of Labor - OSHA  
9100 Bluebonnet Centre, Suite 201  
Baton Rouge, LA 70809-2985

RE: Bradken, Inc.  
13040 Foulkes Lane  
Amite, LA 70422  
OSHA Inspection: 314773920

## LETTER OF CORRECTIVE ACTION

PLEASE FILL IN ABATEMENT/CORRECTION METHOD INCLUDING DATE COMPLETED FOR EACH ITEM CITED AND RETURN TO THE AREA DIRECTOR. Supporting documentation may be included with this letter; e.g., drawings/photographs, purchase/work orders, air sampling results, or any other related information to show corrections. A written copy of the Hazard Communication Program, Lockout/Tagout Program, Respiratory Program, Hearing Conservation Program, and Bloodborne Pathogens Program, if covered on the referenced citation, **must** also be included with this letter of corrective action.

When the item indicates **CORRECTED DURING INSPECTION**, the compliance officer witnessed the abatement/correction during the inspection, and no response is required. Other responses are due by unless amended by modified abatement date.

THIS INFORMATION MAY BE WRITTEN BELOW, ON THE REVERSE SIDE OR ON ATTACHED PAGES IF NECESSARY.

<u>CITATION NO.</u>	<u>ITEM NO.</u>	<u>METHOD OF CORRECTION</u>	<u>DATE CORRECTED</u>
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\_\_\_\_\_  
For The Employer

\_\_\_\_\_  
Date

NOTE: 29 USC 666.(g): Whoever knowingly makes 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.