

U.S. Department of Labor
Occupational Safety and Health Administration
Suite A
5807 Breckenridge Parkway
Tampa, FL 33610
Phone: (813)626-1177 FAX: (813)626-7015



Citation and Notification of Penalty

To:
Fritz Aluminum Services, Inc
and its successors
2599 W. HWY 44
Eustis, FL 32726

Inspection Number: 315977348
Inspection Date(s): 09/01/2011 - 02/02/2012
Issuance Date: 02/27/2012

Inspection Site:
2599 W. HWY 44
Eustis, FL 32726

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. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the page 3 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

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

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.

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

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

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.

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 02/27/2012. The conference will be held at the OSHA office located at Suite A, 5807 Breckenridge Parkway, Tampa, FL, 33610 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

Section 5(a)(1) of the Occupational Safety and Health Act of 1970:

The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to the hazards of being struck-by fragments of Polyvinyl Chloride (PVC) plastic pipe in the event the pipe ruptured:

a. Powder coating and welding shop areas - PVC plastic piping was used in exposed above ground areas to transport compressed air at 130 psi. Violation observed on or about 09/01/11.

Among other methods, one feasible and acceptable abatement method to correct this hazard is to replace the PVC piping and fittings with metal piping and fittings.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/31/2012
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.133(a)(1): The employer did not ensure that each affected employee used appropriate eye or face protection when exposed to eye or face hazards from flying particles, liquid chemicals, acids or caustic liquids, and chemical gases or vapors:

- a. Powder coating area - employees were exposed to eye injury, in that, eye protection was not required during pouring of chemicals such as, but not limited to, muriatic acid containing hydrochloric acid and Cal Prep 100, 101, and 121 containing phosphoric acid, into the sprayer for cleaning of metal. Violation observed on or about 09/01/11.
- b. Powder coating area - employees were exposed to eye irritation and/ or burning, in that, the eye protection was not required during powder coat spraying. Violation observed on or about 09/01/11.
- c. Powder coating area - employees were exposed to eye injury, in that, employees cleaning themselves and the powder booth with 90 psi of compressed air were not required to wear eye protection. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/08/2012
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.134(c)(1): The employer did not establish and implement a written respiratory protection program with worksite-specific procedures where respirators were necessary to protect the health of the employee or whenever respirators were required by the employer:

- a. Powder coating and Sandblasting areas - the employer did not develop and implement a written respiratory protection program necessary to ensure that any employee using a respirator was medically qualified, fit tested, trained, and that the respirators were cleaned, stored, and maintained so that the respirator use did not pose a health hazard to the user. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00

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

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

- a. Powder coating area - employees required to wear a respirator were not fit tested prior to initial use of a 3M 8210Plus N-95 particulate respirator. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.134(g)(1)(i)(A): The employer shall not permit respirators with tight-fitting facepieces to be worn by employees who have facial hair that comes between the sealing surface of the facepiece and the face.

a. Powder coating area - an employee required to wear a 3M 8210Plus N-95 particulate respirator had facial hair which interfered with the seal of the facepiece. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012

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

29 CFR 1910.134(k): The employer failed to provide effective, comprehensive and understandable training to employees who are required to use respirators:

a. Powder coating and sandblasting area - employees wearing a 3M 8210Plus N-95 particulate respirator and a Clemco Apollo 60HP supplied air hood were not trained on the proper use, maintenance, and storage of respirators. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.134(e)(1): The employer failed to provide a medical evaluation to determine the employee's ability to use a respirator.

- a. Sandblasting area - employees wearing a Clemco Apollo 60 HP supplied air blasting helmet were not medically qualified prior to use to ensure the wearing of the respirator itself did not pose a hazard. Violation observed on or about 09/01/11.
- b. Powder coating area - employees wearing 3M 8210Plus N-95 particulate respirators were not medically qualified prior to use to ensure the use of the respirator itself did not pose a hazard. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 1800.00

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

29 CFR 1910.134(h)(2)(i): All respirators were not stored to protect them from damage, contamination, dust, sunlight, extreme temperatures, excessive moisture, and damaging chemicals, and they were not packed and stored to prevent deformation of the facepiece and exhalation valve.

- a. Sandblasting area - the Clemco supplied air blasting helmet, model Apollo 60 HP, was stored on the sandblasting trailer unprotected. The shed was located outdoors where broken sandbags were thrown on top of the helmet, where silica sand was on and surrounding the trailer, and where the weather could deteriorate the helmet. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012
Proposed Penalty: \$ 1800.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.134(i)(1)(ii): The employer did not ensure compressed breathing air met at least Grade D breathing air as described in ANSI/Compressed Gas Association Specification for Air, G-7.1-1989:

a. Sandblasting area - the employer did not test the breathing air to ensure the compressed breathing air supplied by the Sullivan-Palatek oil lubricated compressor, model D-185Q, breathing air system met at least Grade D breathing air quality. The Clemco CPF air filter connected to the hopper was labeled and stated that the filter did not remove carbon monoxide or other toxic gases. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00

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

29 CFR 1910.134(i)(5)(iii): The employer did not have suitable in-line air purifying sorbent beds and filters to further ensure breathing air quality. Sorbent beds and filters were not maintained and replaced or refurbished periodically following the manufacturer's instructions.

a. Sandblasting area - the Clemco CPF air filter was not changed every 3 months as recommended by the manufacturer. According to management the current Clemco CPF filter was last changed approximately 4-5 months ago and the filter prior to that change was in place for approximately 1.5 yrs. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 3600.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.134(i)(5)(iv): The tag containing the most recent change to the sorbent beds was not kept or maintained at the compressor:

a. Sandblasting area - the Clemco CPF air filter did not have a tag indicating the date of change and the signature of the person that changed the filter. According to management the Clemco filter was last changed approximately 4-5 months ago; however, the label on the filter recommends changing every 3 months. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012

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

29 CFR 1910.134(i)(7): For oil lubricated compressors, the employer did not use a high temperature or carbon monoxide alarm, or both, to monitor carbon monoxide levels. If only high temperature alarms are used, the air supply shall be monitored at intervals sufficient to prevent carbon monoxide in the breathing air from exceeding 10 ppm.

a. Sandblasting area - the employer did not have a high temperature alarm or carbon monoxide alarm for the Sullivan-Palatek, Model D-185Q, oil lubricated compressor. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.138 (a): The employer did not select and require employees to use appropriate hand protection when employees' hands were exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasions; punctures; chemicals burns; thermal burns; and harmful temperature extremes:

a. Cleaning/ Powder coating area - Employees were exposed to a contact hazard, in that, chemical resistant gloves were not provided to employees pouring and spraying acids such as, but not limited to, muriatic acid containing hydrochloric acid and Cal Prep 100, 101, and 121 containing phosphoric acid. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 1800.00

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

29 CFR 1910.151(c): Where employees were exposed to injurious corrosive materials, suitable facilities for quick drenching or flushing of the eyes and body were not provided within the work area for immediate emergency use:

a. Powder coating area - employees were exposed to eye injury, in that, an eye wash station capable of providing a 15 minute continuous flushing of the eyes was not provided. A secondary eye wash station was provided; however, the path to the eye wash station was obstructed. Employees used chemicals such as, but not limited to, muriatic acid containing hydrochloric acid and Cal Prep 100, 101, and 121 containing phosphoric acid. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 p.s.i.:

a. Powder coating area - an air nozzle supplied 90 psi. The nozzle was used to blow off the powder coating dust and silica dust from the head, face, body, and extremities. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012
Proposed Penalty: \$ 3600.00

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

29 CFR 1910.254(d)(9)(iii): Cables with damaged insulation or exposed bare conductors were not replaced:

a. Welding area - employees were exposed to contact with conductors, in that, the Miller Millermatic Vintage CV-DC welding lead had an approximate 3" slice and the exposed bare wires were visible. In addition, the ground wire was also damaged and had exposed wiring. Violation observed on or about 09/01/11.

b. Welding area - employees were exposed to contact with conductors, in that, the Miller Millermatic Pulser welding ground wire had exposed bare wire visible. Violation observed on or about 09/20/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 3000.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

Citation 1 Item 13a Type of Violation: **Serious**

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets or other forms of approved enclosures.

- a. Break room in storage building/ office - employees were exposed to contact with conductors, in that, the light switch was out of the wall exposing bare conductors. Violation observed on or about 09/01/11.
- b. Room in storage building/ office - employees were exposed to contact with conductors, in that, the air handler unit 120/240 volt wire was cut and had bare wire exposed. Violation observed on or about 09/01/11.
- c. Storage building entrance - employees were exposed to contact with conductors, in that, there was an energized wire at the entrance touching the ground where water could accumulate and employees entered to gain access to the facility. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00

Citation 1 Item 13b Type of Violation: **Serious**

29 CFR 1910.305(b)(2): Each outlet box was not provided with a cover, faceplate, or fixture canopy:

- a. Office and storage building - employees were exposed to contact with conductors, in that, there were several faceplates missing and several damaged faceplates for light switches and sockets. Possible violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.305(d)(2): Panelboard enclosures. Panelboards were not mounted in cabinets, cutout boxes, or enclosures designed for the purpose and were not dead front:

- a. Powder coating area - employees were exposed to contact with conductors, in that, the dead front for the circuit breaker was missing. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 4200.00

Citation 1 Item 15a Type of Violation: **Serious**

29 CFR 1910.1000(c): Employees were exposed to respirable fractions of crystalline silica (quartz) in excess of the 8-hour time weighted average limits listed in Table Z-3:

- a. Sandblasting - On or about 09/20/11 where an employee was engaged in sandblasting in an outdoor work shed was overexposed to respirable silica dust at a concentration of 8.71 mg/m³ expressed as an 8-hour time weighted average of approximately 24.8 times the daily Permissible Exposure Limit (PEL) of 0.35 mg/m³ based on a 242 minute sampling period; exposure calculations included a zero-increment for the 238 minutes not sampled.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated:	03/31/2012
Proposed Penalty:	\$ 4200.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

Citation 1 Item 15b Type of Violation: **Serious**

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

a. Sandblasting area - Engineering controls were not implemented or developed to achieve compliance for employees engaged in sandblasting operations in an outdoor work shed. Employees were overexposed to silica dust at a concentration of 8.71 mg/m³ expressed as an 8-hour time weighted average of approximately 24.8 times the Permissible Exposure Limit (PEL). Violation observed on or about 09/20/11.

General methods of control applicable in the circumstance include, but are not limited to, the following:

1. Substitute play sand with the correct blasting sand
2. Substitute play sand with a non-silica blasting agent
3. Install a blasting booth to provide contaminant control

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/31/2012



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

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

a. At the facility where hazardous chemical products were used, such as but not limited to, sand containing crystalline silica, muriatic acid containing hydrochloric acid, and Cal Prep 100, 101 and 121 containing phosphoric acid, a hazard communication program was not developed. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00

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

29 CFR 1910.1200(g)(1): The employer did not have a material safety data sheet for each hazardous chemical which they used: (Construction Reference: 1926.59)

a. Powder coating area - material safety data sheets were not available for chemicals such as, but not limited to, powder coating products and acids. Violation observed on or about 09/01/11.

b. Sandblasting area - material safety data sheets were not available for abrasive sandblasting materials such as, but not limited to, Quikcrete Play Sand containing silica. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 1800.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.1200(h): Employees were not provided information and training as specified in 29 CFR 1910.1200(h)(1) and (2) on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard was introduced into their work area:

a. Facility wide - Employees were not trained on the hazards of the chemicals they used to include, but not limited to, silica, muriatic acid and powder coating products. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.94(a)(5)(v): Abrasive blasting operators were not equipped with heavy canvas or leather gloves and aprons or equivalent protection to protect them from the impact of abrasive:

a. Sandblasting area - An abrasive blasting suit or apron was not provided to employees. In addition, the use of leather gloves was not enforced. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 14000.00

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

29 CFR 1910.134(h)(4): The employer did not ensure that respirators that failed an inspection or were otherwise found to be defective were removed from service, and discarded or repaired or adjusted.

a. Sandblasting area - a Clemco Apollo 60 HP supplied air blasting helmet was damaged and not removed from service. The protective cape and window frame assembly was missing. There was a large rip along the seams of the inner collar. The helmet inner collar seams were damaged and then stapled together. The helmet cape attachment strap was damaged. The internal helmet suspension cap was cracked, and the elastic collar was stretched. Violation observed on or about 09/01/11.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 03/16/2012

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

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

29 CFR 1910.141(d)(1): Lavatories were not maintained in a clean and sanitary condition.

- a. Powder coating and welding area bathroom - was not maintained in a sanitary condition. Violation observed on or about 09/01/11.
- b. Breakroom bathroom - was not maintained in a sanitary condition. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012
Proposed Penalty: \$ 0.00

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

1910.178(l)(4)(iii): An evaluation of each powered industrial truck operator's performance was not conducted at least once every three years.

- a. Company wide - operators did not receive refresher training in the last 3 yrs. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 0.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

Citation 3 Item 3 Type of Violation: Other

29 CFR 1910.178 (l)(6): The employer did not certify that each operator was trained and evaluated as required by this paragraph (l), with the certification including the name of the operator, the date of the training, the date of the evaluation, and the identity of the person(s) performing the training or evaluation.

a. Company wide - there was no certification of training documented. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 0.00

Citation 3 Item 4 Type of Violation: Other

29 CFR 1910.178(p)(1): Powered industrial truck(s) with defect(s) or in any way unsafe had not been withdrawn from service until restored to safe operating condition(s):

a. At the facility - The LX485 New Holland forklift (s/n 20516) and the KD 560DT forklift (s/n 10717) were not removed from service. The LX485 New Holland forklift did not have the manifold installed. The KD 560DT forklift had a balding tire and another tire with a large crack/slice in the tire. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/16/2012
Proposed Penalty: \$ 0.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

Citation 3 Item 5 Type of Violation: Other

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet (6.1 m) or by a noncombustible barrier at least 5 feet (1.5 m) high having a fire resistance rating of at least one-half hour:

- a. Outside wall of the welding area - the employer stored oxygen and acetylene compressed gas cylinders together without having a non-combustible barrier at least 5 ft high having a fire resistance rating of at least one-half hour. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012
Proposed Penalty: \$ 0.00



Citation and Notification of Penalty

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726

Citation 3 Item 6 Type of Violation: **Other**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident:

- a. Powder coating area - the circuit breaker panel providing power to sources such as, but not limited to, the lighting, fan for the oven and air compressor was not labeled. Violation observed on or about 09/01/11.
- b. Office/ Storage building - the circuit breaker panel providing power to sources such as, but not limited to, the lighting, sockets, air conditioner air handler, and water heater was not labeled properly. Violation observed on or about 09/01/11.

Date By Which Violation Must be Abated: 03/08/2012
Proposed Penalty: \$ 0.00



Leslie L. Grove III
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
Suite A
5807 Breckenridge Parkway
Tampa, FL 33610
Phone: 813-626-1177 FAX: 813-626-7015



INVOICE/ DEBT COLLECTION NOTICE

Company Name: Fritz Aluminum Services, Inc
Inspection Site: 2599 W. HWY 44, Eustis, FL 32726
Issuance Date: 02/27/2012

Summary of Penalties for Inspection Number 315977348

Citation 1, Serious	= \$	63600.00
Citation 2, Willful	= \$	14000.00
Citation 3, Other	= \$	0.00
TOTAL PROPOSED PENALTIES	= \$	77600.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Please make your check or money order payable to: "DOL-OSHA", and submit to 5807 Breckenridge Parkway, Suite A, Tampa, FL 33610-4249. 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.

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

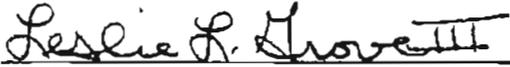
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts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

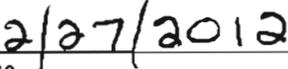
due and payable (penalty due date). The current interest rate is four percent (4%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the 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.



Leslie L. Grove III
Area Director



Date

U.S. DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

GUIDELINES FOR PREPARING A NOTIFICATION OF CORRECTIVE ACTION

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

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

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

Inspection Activity Data

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to your inspection will be available 30 calendar days after the Citation Issuance Date. You are encouraged to review the information concerning your establishment at WWW.OSHA.GOV. If you have any dispute with the accuracy of the information displayed, please contact this office.

NOTE: NON-CERTIFICATION OF ABATEMENT CAN RESULT IN ADDITIONAL PENALTIES BEING ASSESSED!

Please Reply To The Attention Of: Karen Stone

Fritz Aluminum Services, Inc
2599 W. HWY 44,
Eustis, FL 32726

The hazard referenced in Inspection Number 315977348 for the violation identified as:

EXAMPLE: Citation No. 1, Item 1, Instance (a) was corrected on January 1, 2001, by installing a lower blade guard on the Radial Arm Saw.

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

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

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

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

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

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

Signature

Typed or Printed Name