



## Citation and Notification of Penalty

**To:**

General Dynamics Bath Iron Works  
and its successors  
700 Washington Street  
Bath, ME 04530

**Inspection Site:**

700 Washington Street  
Bath, ME 04530

**Inspection Number:** 315976324  
**Inspection Date(s):** 10/11/2011 - 01/03/2012

**Issuance Date:** 03/29/2012

*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.

**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 citation states that abatement documentation is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item.

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

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

**Employer Discrimination Unlawful** - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor OSHA 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 OSHA 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 Date** - 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. This information related to these alleged violations will be posted when our system indicates that you have received this citation, but not sooner than 30 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 03/29/2012. The conference will be held at the OSHA office located at Edmund S. Muskie Federal Bldg., 40 Western Avenue, Room G-26, Augusta, Maine 04330 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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**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 struck-by hazards:

Maintenance Garage - The safe working practice for repairing pneumatic tires as specified by the manufacturer of Hyster lift trucks was not communicated to and practiced by all affected employees. The manufacturer specifies that pneumatic tires that are to be serviced are to be deflated prior to removing them from the lift truck. On 10/10/11 a mechanic was struck in the head by a rim while attempting to unbolt a two-piece tire rim assembly. The tire was not deflated prior to removing it from the wheel hub of the lift truck in accordance with the tire manufacturer's instructions.

Among other methods, one feasible and acceptable abatement method to correct this hazard is to follow the manufacturer's instructions for removing the tire from the wheel hub of the lift truck.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 7000.00

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury resulting from an accident and/or illness.

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

29 CFR 1910.23(c)(1): Open sided floor(s) or platform(s) 4 feet or more above adjacent floor or ground level were not provided with toeboards wherever, beneath the open side,

- (i) Persons can pass,
- (ii) There is moving machinery, or
- (iii) There is equipment with which falling materials could create a hazard

In the following locations toeboards were not provided beneath the open side where persons could pass:

- a) Assembly Building, East Wall, Crane Elevation - Toeboards were not provided on the elevated platform that extends the length of the assembly building. The platform was approximately 30 feet above the floor.
- b) Assembly Building, Panel Line, West Wall, Column 58 - Toeboards were not provided on the elevated platform that was approximately 10 feet above the floor.
- c) Assembly Building, West Wall, North End, Column 2W - Toeboards were not provided on the elevated platform that was approximately 10 feet above the floor.

**Date By Which Violation Must be Abated:** 04/02/2012  
**Proposed Penalty:** \$ 4400.00



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

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

Assembly Building, North End, East Wall, Bridge Crane Elevation - A floor hole measuring approximately 4 1/2 inches wide and approximately 20 feet long existed between the metal grating and wood decking of the elevated platform.

Date By Which Violation Must be Abated: 04/02/2012

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

29 CFR 1910.23(d)(1)(iv): Flight(s) of stairs with 4 or more risers, more than 44 inches wide but less than 88 inches wide, were not equipped with one standard handrail on each enclosed side and one standard stair railing on each side:

Maintenance Building, Stairway from First to Second Floor - A standard stair railing was not provided between the powered chair lift and the existing handrail which was located on the enclosed side of the stairway.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 4400.00



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
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**Citation 1 Item 4** Type of Violation:  **Serious**

29 CFR 1910.67(c)(2)(v): A body belt was not worn with a lanyard attached to the boom or basket when working from an aerial lift:

Pier 4 - Two employees working from JLG aerial lift #676418, secured to a barge next to Hull 506, were not wearing a body belt or harness and were not using a lanyard attached to the boom or basket of the aerial lift.

**Date By Which Violation Must be Abated:** 04/02/2012  
**Proposed Penalty:** \$ 5500.00

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

29 CFR 1910.106(d)(3)(i): More than 60 gallons of Class I or Class II flammable liquids were stored in a storage cabinet:

Maintenance Garage - 27 gallons of Class I and 96 gallons of Class II liquids were stored in the paint storage cabinet.

**Date By Which Violation Must be Abated:** Corrected During Inspection  
**Proposed Penalty:** \$ 3300.00

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury resulting from an accident and/or illness.

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

29 CFR 1910.178(a)(6): Nameplates or markings for powered industrial trucks were not maintained in a legible condition:

Building 18/MERG - The data plate on Yale 425 fork truck was not legible.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 4400.00

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

29 CFR 1910.178(q)(7): Powered industrial truck(s) which were used on a round-the-clock basis were not examined for defects each shift:

In the following areas each lift truck was not inspected on the shift it was used:

- a) Building 18/MERG
- b) Transportation Department

Date By Which Violation Must be Abated: 04/02/2012

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

29 CFR 1910.179(b)(8): Employee(s) other than designated personnel were permitted to operate crane(s):

Maintenance Building - An employee operating the 3 ton overhead pendant control bridge crane was not designated to operate cranes in the establishment.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 7000.00

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury resulting from an accident and/or illness.

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

29 CFR 1910.179(j)(2)(iii): Crane hooks were not visually inspected daily for defects:

In the following instances the crane hook was not visually inspected on the day it was used:

- a) Ultra, NW, 2/100 and 2/25 ton hoist overhead bridge cranes
- b) Maintenance Shop, 3 ton Shawbox overhead pendant crane

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 5500.00

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**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

29 CFR 1910.179(n)(4)(i): The upper limit switch of each hoist was not tried out under no load, at the beginning of each operator's shift:

In the following locations the crane operator did not check the operation of the upper limit switch each shift prior to lifting a load:

- a) Carpentry Shop, 10-Ton Single Hoist Cab Operated Bridge Crane - Two crane operators
- b) Maintenance Shop, 3-ton Shawbox Overhead Pendant Crane - One crane operator

Date By Which Violation Must be Abated: 04/02/2012

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

29 CFR 1910.303(b)(1): Electrical equipment was not free from recognized hazards that are likely to cause death or serious physical harm to employees:

Assembly Building, Off Line Panel 231 IB - Two induction heaters were observed. The sheathing of the first induction heater was damaged in two locations exposing the copper electrical conductor. The damaged sheathing of the second induction heater was improperly repaired in that red tape was wrapped around damaged sheathing which otherwise exposed the copper electrical conductor.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 5500.00



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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**Citation 1 Item 10 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, or other means listed under this provision:

In the following locations the 480 volt crane buss was within 8 feet of the walking surface and was not guarded against accidental contact:

- a) Assembly Building, South 100 Crane Staging Area - The crane buss located overhead where people step from the building walking surface onto the crane operator's platform was not adequately guarded.
- b) Assembly Building, South 25-Ton Crane - The crane buss was not adequately guarded to prevent accidental contact while standing on the crane operator's platform near the swing gate.

**Date By Which Violation Must be Abated:** 04/02/2012  
**Proposed Penalty:** \$ 5500.00

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

29 CFR 1915.72(a)(3): The side rails of ladders used for access to another level did not extend at least 36 inches above that level:

In the following instances portable ladders did not extend at least 36 inches above the landing surface:

- a) PO2, Bay 1A, Steering Gear Assembly Unit - A four foot step ladder was used to gain access into and egress out of the middle of the steering gear assembly unit.
- b) Above Maintenance Blast 1 & 2 Workshop - A four foot step ladder was used to gain access to the vacuum pumps.

**Date By Which Violation Must be Abated:** 04/02/2012  
**Proposed Penalty:** \$ 4400.00

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

29 CFR 1915.81(a)(4): The employer did not maintain easy and open access to each fire-alarm box, fire-call station, fire-fighting equipment, and each exit, including ladders, staircases, scaffolds, and gangways:

6 Skids, Unit 334, Secondary Ships Mission Room - Employees walked through a gridwork of false decking to gain access to, and egress from, Unit 334.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 4400.00

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

29 CFR 1915.111(a): All gear and equipment provided by the employer for rigging and materials handling were not inspected before each shift and when necessary, at intervals during its use to ensure that it is safe. Defective gear was not removed and repaired or replaced before further use:

- a) Strut Shop, Angle Bar Storage Rack - The red colored wear indicating material was visible on nylon sling #1011441-17 and the sling was not removed from service.
- b) Maintenance Building - The two legged alloy steel chain sling used on the 3-Ton Shawbox overhead pendant crane was not inspected prior to use.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 5500.00

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

29 CFR 1915.152(a): Protective equipment or protective shields and barriers, were not used whenever employees are exposed to hazards capable of causing injury and impairment:

Roofs of Buildings - Employees were not protected from falls from roofs when working near the roofs' unprotected edges while performing maintenance work on heating, ventilation, and air conditioning units.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 5500.00

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

29 CFR 1926.501(b)(1): Employees on a walking/working surface (horizontal and vertical surface) with an unprotected side or edge which is 6 feet (1.8 m) or more above a lower level were not protected from falling by the use of guardrail systems, safety net systems or personal fall arrest systems:

"New" OST, South End, 13 Foot Level, Starboard Side - Warning barricade tape and a sign stating "Do not enter, open edge, use fall plan" were located approximately six feet from an unprotected edge of the walking/working surface. The walking/working surface was approximately 13 feet above the ground level. The barricade tape is not an acceptable means of protecting employees from the fall hazard.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 5500.00

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

29 CFR 1915.73(b): Flush manholes or other comparable small openings in the deck and other working surfaces were not suitably covered or guarded while employees were working in the vicinity:

- a) South Ultra, 1400 Unit, 2130 Engine Room (MMR 1) - A floor opening approximately 22 inches by 35 inches in the raised working surface of the 2130 Engine Room was not covered.
- b) PO2, Steering Gear Assembly Unit - Covers to a foundation approximately 16 inches wide, 22 inches long and 25 1/2 inches deep were removed for approximately one week.

Bath Iron Works was previously cited for a violation of this occupational safety and health standard, which was contained in OSHA inspection number 112520143, citation number 1, item number 40 and was affirmed as a final order on July 31, 2008, with respect to a workplace located at 700 Washington Street, Bath, Maine.

**Date By Which Violation Must be Abated:** 04/02/2012  
**Proposed Penalty:** \$ 22000.00

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury resulting from an accident and/or illness.

**Citation 2 Item 2a** Type of Violation: **Repeat**

29 CFR 1915.81(b)(1)(iii): Walkways were not clear of tools, materials, equipment, and other objects that may create a hazard for employees:

In the following locations walkways were not clear of tools, materials, equipment, and other objects created tripping hazards:

- a) Shipway 3, Connex Box 15, Tin Shop - Materials are stored haphazardly cluttering aisles and workspaces.
- b) Panel Line Substation - A discontinued section of electrical conduit projected up through the floor approximately six inches.
- c) XLE Compressor Room, Upper Level Platform by Lakos Filtration System - A piece of floor grating was located on the platform.
- d) XLE Compressor Room, Upper Level Platform, Adjacent to Air Dryer - Hose, tubing and a roll of barricade tape were haphazardly located on the platform.
- e) XLE Ingersol Rand Nirvana Compressor Room - Wooden boards that were used to move the compressor were on the floor.

Bath Iron Works was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1915.91(a), which was contained in OSHA inspection number 112520143, citation number 3, item number 12 and was affirmed as a final order on July 31, 2008, with respect to a workplace located at 700 Washington Street, Bath, Maine.

**Date By Which Violation Must be Abated:** 04/02/2012  
**Proposed Penalty:** \$ 44000.00

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



## **Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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### **Citation 2 Item 2b Type of Violation: Repeat**

29 CFR 1915.81(b)(1)(iv): Walkways were not clear of hoses and electrical service cords:

In the following locations walkways were not clear of hoses and electrical service cords:

- a) North Ultra, Walkway on North Side Floor - A four inch vacuum system hose was lying in the marked walkway.
- b) North Ultra, 2200 Unit, Main Deck - Electrical service cords, welding leads, and a four inch ventilation hose were lying across the main deck outside of the crossovers.
- c) South Ultra, 1400 Unit, 1460 Main Deck - Electrical service cords, air hoses, and a four inch ventilation hose were lying across the main deck.
- d) ELE Compressor Room, Center of Room, Near Bottom of Stairway - An electrical extension cord providing power to a portable fan was lying across the walkway.
- e) PO2 Building, Bay 1A, Steering Gear Assembly - Air lines were lying in the walkway.
- f) Six Skids, 4310 Unit, Ground Level, East Side - Electrical cords, welding leads and air hoses were lying in the walkway at the access to the 4310 Unit.
- g) Pier Four, Prior to the Forward Ramp - Shore power cables and air exhaust hoses obstructed access to two copus blowers used for hull 506.
- h) Pier Four, Aft Ramp, Outside Hull 506 - Hoses obstructed access to the flammable gas manifold.
- i) Six Skids, Unit 334, Middle Level - Hoses, electrical conductors, and materials were lying in the workspace of a welder.
- J) Pier Four, Midship Ramp Area, Pier Side of Hull 506 - A water hose and ventilation hoses obstructed access to flammable gas control valves and other utilities.

Bath Iron Works was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1915.91(a), which was contained in OSHA inspection number 112520143, citation number 3, item number 12 and was affirmed as a final order on July 31, 2008, with respect to a workplace located at 700 Washington Street, Bath, Maine.

**Date By Which Violation Must be Abated:**

**04/02/2012**

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



**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

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

29 CFR 1915.152(b): The employer did not assess its work activity to determine whether there were hazards present, or likely to be present, which necessitate the employee's use of PPE:

In the following locations the employer did not assess the work activity to determine whether there were hazards presented, which necessitate hazard controls:

- a) Blast 3 Compressor Room, West Wall, Northwest Fan - A maintenance mechanic was exposed to a fall hazard of 9 feet 5 inches above the floor while servicing the northwest fan.
- b) Assembly Building, Panel Line, East Wall - A Tin Knocker was exposed to a fall hazard of approximately 10 feet or more above the floor while stepping on an air duct that obstructed the walkway.

Bath Iron Works was previously cited for a violation of this occupational safety and health standard, which was contained in OSHA inspection number 112520143, citation number 1, item number 45 and was affirmed as a final order on July 31, 2008, with respect to a workplace located at 700 Washington Street, Bath, Maine.

Date By Which Violation Must be Abated:	04/02/2012
Proposed Penalty:	\$ 27500.00

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**Citation and Notification of Penalty**

**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530

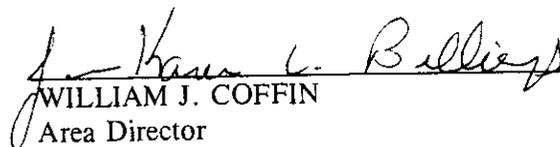
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**Citation 3 Item 1** Type of Violation: **Other**

29 CFR 1915.82(a)(1): Each work area and walkway was not adequately lighted whenever employees were present:

South Ultra, 1400 Unit, AMR 1, Forward Port Corner - Temporary lighting was removed on or about 10/16/11 and had not been replaced by 10/18/11 when employees were observed working in the poorly lighted area.

Date By Which Violation Must be Abated: 04/02/2012  
Proposed Penalty: \$ 0.00

  
WILLIAM J. COFFIN  
Area Director

## U.S. Department of Labor

Occupational Safety and Health Administration  
Edmund S. Muskie Federal Bldg.  
40 Western Avenue, Room G-26  
Augusta, ME 04330  
Phone: (207)626-9160 FAX: (207)622-8213

### INVOICE/ DEBT COLLECTION NOTICE

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**Company Name:** General Dynamics Bath Iron Works  
**Inspection Site:** 700 Washington Street, Bath, ME 04530  
**Issuance Date:** 03/29/2012

#### Summary of Penalties for Inspection Number 315976324

Citation 1, Serious	= \$ 77800.00
Citation 2, Repeat	= \$ 93500.00
Citation 3, Other	= \$ 0.00
<b>TOTAL PROPOSED PENALTIES</b>	<b>= \$ 171300.00</b>

To avoid additional charges, please remit payment promptly to this OSHA Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance.

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

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

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

**Interest.** Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 1%. Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

General Dynamics Bath Iron Works

**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 three percent (3%) 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 second and subsequent demand letters sent in an attempt to collect the unpaid debt. Costs will not be assessed for first demand letters and payment default letters.

  
WILLIAM J. COFFIN  
Area Director

3/28/12  
Date