

Este documento es muy importante. Si usted no habla inglés,
busque un traductor o llame al (814) 874-5150.

U.S. Department of Labor Occupational Safety and Health Administration
1128 State Street Suite 200
Erie, PA 16501
Phone: (814) 874-5150 Fax: (814) 874-5151

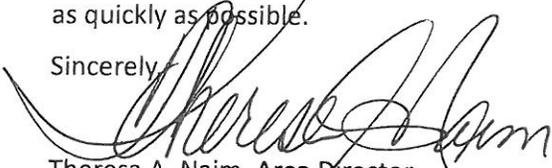


August 1, 2016

Dear Eric Mattocks,

On 02/10/2016, an OSHA compliance officer met with you or your representative as part of an inspection at 73 Canal Street Albion, PA 16401. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,


Theresa A. Naim, Area Director

Your Citation Summary

Mattocks Five, Inc.

Inspection Number: 1124262

Total Amount Due: \$137,840.00

**Payment Due Date: 15 working days
after receipt of
this letter**

You must correct each violation by the date listed in the Citation and Notification of Penalty. Please see the violations and the correction deadline for each violation starting on page 6.

Total Number of Violations : 20

Your First Correction Deadline is: 8/25/16

Step 1 – Choose a Response Option and Act within 15 working days

Respond now before you lose the ability to discuss potential adjustments to penalty amounts and/or due dates. Please choose one option below and complete the steps on the next page.

Option #1 – Discuss with OSHA

I would like to discuss the citation with an OSHA representative. This may lead to changes in the penalty amount, due date or correction deadlines (if appropriate).

Option #2 – Correct and Pay

I agree with the citation, penalties, and correction deadlines, and do not contest.

Option #3 – Contest the Citation

I do not agree with the citation, penalties, and/or correction deadlines, and would like to contest.

Questions or Concerns?

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (814) 874-5150.

Step 2 – Complete One Option Checklist

Please post a copy of the citation at or near the place where each violation occurred, even if you plan to contest. You can use the checklist to the right to help plan your next steps. Please do not send in your checklist.

Option #1 – Discuss with OSHA

I will complete by:



1. Call: Theresa A. Naim, Area Director, at (814) 874-5150 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. ****This meeting does NOT extend your 15 working day deadline to contest the citation.****

 ___ / ___

2. Fill in and post the attached "Notice to Employees OSHA Informal Conference" after scheduling meeting.

 ___ / ___

Option #2 – Correct Violations and Pay Penalty

I will complete by:



1. Correct violations, then complete and mail the attached "Certification of Corrective Action Worksheet" along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**

 ___ / ___

2. Pay the **Total Penalty** by using one of the following methods:
****Include your Inspection Number (see first page) on the payment.****

 ___ / ___

Pay Online: Search "OSHA" on www.pay.gov and complete the "OSHA Penalty Payment Form." Pay by debit, credit or Automated Clearing House (ACH) **within 15 working days**. Penalties over \$25,000 must be paid by ACH and require a Transaction ID (Call 202-693-2170 to obtain one).

Pay by Check: Mail check or money order payable to "DOL-OSHA" for the Total Penalty to the OSHA office listed on the first page **within 15 working days**.

Option #3 – Contest the Citation

I will complete by:



Mail a letter of intent to legally contest to the OSHA office listed on the first page, postmarked within **15 working days**.

 ___ / ___



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 08/01/2016. The conference will be held by telephone or at the OSHA office located at 1128 State Street, Suite 200, Erie, PA 16501 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1124262

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401
Issuance Date: 08/01/2016

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 1128 State Street, Suite 200, Erie, PA 16501**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

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

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

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

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.25(d)(1)(x): Ladders were not inspected frequently and those which have developed defects were not withdrawn from service for repair or destruction and tagged or marked as "Dangerous, Do Not Use."

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA first floor production area, on or about February 10, 2016 and times prior thereto: A Werner WR110-8 Heavy Duty Stepladder was damaged and remained in service for employee use. Damage included, but was not limited to, bent spreader bars, cracked rear rails, displaced rear horizontals, and bent and damaged top bracket. The ladder was not withdrawn from service for repair or destruction, or otherwise tagged and marked as "Dangerous, Do Not Use."

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

| | |
|---|------------|
| Date By Which Violation Must be Abated: | 08/25/2016 |
| Proposed Penalty: | \$1,760.00 |

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1910.157(c)(1): Portable fire extinguishers were not mounted, located and identified so that they were readily accessible without subjecting the employees to injuries:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA basement area, on or about February 10, 2016 and times prior thereto: A Badger 10-pound dry chemical fire extinguisher (M/N: B10M-1, S/N: YP-429865) was on the floor, and was not mounted.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$1,320.00

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.157(e)(3): Portable fire extinguishers were not subjected to an annual maintenance check:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA 16401, electrical room, on or about February 10, 2016 and times prior thereto: A Buckeye 3A:40B:C dry chemical fire extinguisher (M/N: 5HI SA-40 ABC) had its last annual inspection in 2006.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:

08/25/2016

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.178(a)(6): The employer did not ensure that all nameplates or markings were not maintained in a legible condition:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016 and times prior thereto: The load chart on the Yale forklift truck (M/N: GLP050RGEUAE084, S/N: A875B31792B) was worn and illegible. Employees operate the forklift for activities including, but not limited to, transporting pallets of mill products, and loading / unloading trucks.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$2,200.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.212(a)(4): Revolving drum(s), barrel(s), or container(s) were not guarded by enclosure(s) which were interlocked with the drive mechanism so that the barrel(s), drum(s), or container(s) could not revolve unless the enclosure(s) were in place:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016 and times prior thereto: Employees operate a Rollo-Mixer brand batch mixer to make product including, but not limited to, animal feed. The sides and rear of the rotating drum of the batch mixer was not guarded.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$3,080.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven (7 feet) or less above floors or platforms were not enclosed:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016 and times prior thereto: Employees operate a Rollo-Mixer brand batch mixer to make product including, but not limited to, animal feed. The rotating batch mixer drum is powered via an unguarded chain and sprocket wheel. The unguarded chain / sprocket was located within 2-feet of the floor.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$3,080.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.272(e)(1)(ii): Current employees, and new employees prior to starting work in the grain handling facility were not trained in the specific procedures and safety practices applicable to their job tasks including but not limited to, cleaning procedures for grinding equipment, clearing procedures for choked legs, housekeeping procedures, hot work procedures, preventive maintenance procedures and lock-out/tag-out procedures:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016 and times prior thereto: Employees performing servicing and maintenance activities on equipment including, but not limited to, the shaker bed/corn cracker and bird seed mixer did not have training as authorized employees to perform lockout / tagout.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/03/2016
\$2,200.00

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.272(m)(4): The employer did not implement procedures in the grain handling facility for the use of tags and locks which would prevent the inadvertent application of energy or motion to equipment being repaired, serviced, or adjusted, which could result in employee injury.

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016 and times prior thereto: Employees performing servicing and maintenance activities on equipment including, but not limited to, the corn cracker/shaker bed and the bird seed mixer. The company's general lockout tagout procedure does not include elements including, but not limited to, pre-service/maintenance notification, verification of energy isolation, and post-service/maintenance notification and inspection following the work and removal of the lock/tag.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$2,200.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

- A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA second floor mill area, on or about February 10, 2016: Employees are exposed to unguarded belts and pulleys on the corn cracker. The belt and pulley system is located within 2-feet of the floor. This ongoing violation was most recently observed on February 10, 2016. To abate this ongoing violation, the employer must erect a guard around the belt and pulley system to completely enclose the belt and pulley system.
- B.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA first floor mill area, on or about February 10, 2016: Employees are exposed to unguarded belts and pulleys on the Roskamp Roller Mill (Model K, S/N: 7480). The guard on the left side of the Roskamp Roller Mill (Model K, S/N: 7480) is not properly guarding the belt and pulley system for the machine. There is a gap of at least 4-inches between the guard and the machine exposing employees to the moving belt / pulley. The belt and pulley system is located within 3-feet of the floor. This ongoing violation was most recently observed on February 10, 2016. To abate this ongoing violation, the employer must erect a guard around the belt and pulley system to completely enclose the belt and pulley system.

Mattocks Five, Inc. dba Albion Mill was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.219(d)(1), which was contained in OSHA inspection number 924399, citation number 1, item number 5-b, and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated: 08/25/2016
Proposed Penalty: \$30,250.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.212(a)(1): One or more methods of machine guarding was not provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, and moving parts:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA second floor mill area, on or about February 10, 2016: Employees are exposed to unguarded end shaft on the corn cracker. This ongoing violation was most recently observed on February 10, 2016. To abate this ongoing violation, the employer must erect a guard around the rotating end shaft to completely enclose the end shaft.

Mattocks Five, Inc. dba Albion Mill was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.212(a)(1), which was contained in OSHA inspection number 924399, citation number 1, item number 5-a, and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:

08/25/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.272(j)(1): The employer did not develop and implement a written housekeeping program that establishes the frequency and method(s) determined best to reduce accumulations of fugitive grain dust on ledges, floors, equipment, and other exposed surfaces:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA second floor area, on or about February 10, 2016: The employer is not developing, implementing, or maintaining a written housekeeping program. Employees are potentially exposed to combustible dust hazards from the accumulation of grain and feed products including, but not limited to, cracked corn flour. The combustible dust is accumulating on the floor surfaces and upper areas including, but not limited to, beams, trusses, and ledges. This ongoing violation was most recently observed on April 5, 2016. To abate this ongoing violation, the employer must develop, implement and maintain a written housekeeping program addressing combustible dust accumulations.

Mattocks Five, Inc. dba Albion Mill was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.272(j)(1), which was contained in OSHA inspection number 924399, citation number 1, item number 7-b and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/16/2016
\$30,250.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.272(j)(2)(ii): The employer did not immediately remove any fugitive grain dust accumulations whenever they exceed 1/8 inch (.32 cm) at priority housekeeping areas, pursuant to the housekeeping program, or shall demonstrate and assure, through the development and implementation of the housekeeping program, that equivalent protection is provided:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA second floor area, on or about February 10, 2016: Employees are potentially exposed to combustible dust hazards from grain and feed products, including, but not limited to, cracked corn flour. The combustible dust is accumulating on the floor surfaces and upper areas including, but not limited to, beams, trusses and ledges. Dust accumulations range from 1-inch to 8-inches on floor surfaces and 1-inch to 4-inches on upper surfaces. This ongoing violation was most recently observed on April 27, 2016. To abate this ongoing violation, the employer must cleanup dust accumulations and maintain proper housekeeping to ensure that dust accumulations do not re-occur.

Mattocks Five, Inc. dba Albion Mill was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.272(j)(2)(ii), which was contained in OSHA inspection number 924399, citation number 1, item number 7-a and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated: 08/25/2016
Proposed Penalty: \$38,500.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.272(m)(3): Certification record were not maintained of each inspection, performed in accordance with this paragraph (m), containing the date of the inspection, the name of the person who performed the inspection and the serial number, or other identifier, of the equipment specified in paragraph (m)(1)(i) of this section that was inspected:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA 16401, on or about February 10, 2016 and times prior thereto: Employees are performing servicing and maintenance on equipment including, but not limited to, shaker bed/corn cracker and the bird seed mixer. The company is not maintaining inspection certification records when servicing equipment that includes, but is not limited to, the corn cracker and corn crimper. This ongoing violation was most recently observed on April, 27, 2016. To abate this ongoing violation, the employer implement a maintenance inspection certification record process and maintain those records.

Mattocks Five, Inc. dba Albion Mill was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.272(m)(3), which was contained in OSHA inspection number 924399, citation number 2, item number 2 and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$5,000.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.147(d): The established procedure for the application of energy control (the lockout or tagout procedures) did not cover the actions listed in and was not done in sequence as required by 29 CFR 1910.147(d)(1)-(6):

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016: Employees are performing servicing and maintenance on equipment including, but not limited to, shaker bed/corn cracker. Lockout / tagout is not being employed when performing the service and maintenance task. This ongoing violation was most recently observed on April 27, 2016. To abate this ongoing violation, the employer must enforce the use of lockout / tagout when performing servicing and maintenance activities.

B.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016: Employees are performing servicing and maintenance on equipment including, but not limited to, the bird seed mixer. Lockout / tagout is not being employed when performing the service and maintenance task. This ongoing violation was most recently observed on April 27, 2016. To abate this ongoing violation, the employer must enforce the use of lockout / tagout when performing servicing and maintenance activities.

Mattocks Five, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.147(d)(4)(i), which was contained in OSHA inspection number 924399, citation number 1, item number 9-a and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$4,400.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016: Employees are performing servicing and maintenance on equipment including, but not limited to, shaker bed/corn cracker and the bird seed mixer. The company is not conducted periodic inspections with employees. This ongoing violation was most recently observed on April 1, 2016. To abate this ongoing violation, the employer must conduct periodic inspections of the lockout / tagout procedures.

Mattocks Five, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.147(c)(6)(i), which was contained in OSHA inspection number 924399, citation number 1, item number 9-b and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$4,400.00



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.157(g)(2): The educational program to familiarize employees with the general principles of fire extinguisher use and the hazards involved with incipient stage fire fighting was not provided to all employees upon initial employment, and at least annually thereafter:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016: Employees that are provided with, and permitted to use, portable dry chemical fire extinguishers are not trained at least annually on the proper selection and use of the portable fire extinguishers. Portable dry chemical fire extinguishers are distributed in the plant work areas for employee use. This ongoing violation was most recently observed on April 27, 2016. To abate this ongoing violation, the employer must train employees annually on the proper selection and use of the portable fire extinguishers.

B.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA on or about February 10, 2016: Employees that are provided with, and permitted to use, portable dry chemical fire extinguishers are not trained upon initial employment on the proper selection and use of the portable fire extinguishers. Portable dry chemical fire extinguishers are distributed in the plant work areas for employee use. This ongoing violation was most recently observed on April 27, 2016. To abate this ongoing violation, the employer must train employees upon initial employment on the proper selection and use of the portable fire extinguishers.

Mattocks Five, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.157(g)(1), which was contained in OSHA inspection number 924399, citation number 1, item number 4-c and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/03/2016
\$5,280.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

Citation 4 Item 4 Type of Violation: **Repeat**

29 CFR 1910.305(b)(2)(i): All pull boxes, junction boxes, and fittings shall be provided with covers identified for the purpose, and in completed installations, each outlet box shall have a cover, faceplate, or fixture canopy.

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA first floor, on or about February 10, 2016: Employees are exposed to a start / stop button control box that is not equipped with a cover plate. This ongoing violation was most recently observed on February 10, 2016. To abate this ongoing violation, the employer must securely affix a cover plate onto the start / stop control button.

B.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA first floor, on or about February 10, 2016: Employees are exposed to an electrical receptacle box that is not equipped with a cover plate. The cover plate was not securely fastened onto the receptacle box and was dangling to the side. The condition exposed live conductors within the box. This ongoing violation was most recently observed on February 10, 2016. To abate this ongoing violation, the employer must securely affix a cover plate onto the electrical receptacle box.

Mattocks Five, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.305(b)(2)(i), which was contained in OSHA inspection number 924399, citation number 1, item number 10-c and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

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

Inspection Number: 1124262
Inspection Date(s): 02/10/2016 - 04/27/2016
Issuance Date: 08/01/2016



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$3,520.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

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

29 CFR 1910.23(a)(5): Every pit and trapdoor floor opening, infrequently used, were not guarded by a floor opening cover of standard strength and construction. While the cover is not in place, the pit or trap opening were not constantly attended by someone or were not protected on all exposed sides by removable standard railings:

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA basement on or about February 10, 2016: Employees walk in proximity to an unguarded 28-inch deep pit containing a molasses pump to gain access to areas including, but not limited to, a restroom and the bird seed mixer. This ongoing violation was most recently observed on February 10, 2016. To abate this ongoing violation, the employer must erect a guardrail system around the pit.

Mattocks Five, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.23(a)(5), which was contained in OSHA inspection number 924399, citation number 1, item number 8-b and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$200.00

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: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

Citation 5 Item 2 Type of Violation: **Repeat**

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.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA basement entry/exit area from outside, on or about February 10, 2016: Employees are exposed to unlabeled circuit breakers in a circuit breaker panel box in which they access. The circuit breakers operate electrical equipment including, but not limited to, basement lights. Circuit breakers including, but not limited to, #13, are in the ON position, and are not labeled and identified as to their function and purpose. This ongoing violation was most recently observed on February 23, 2016. To abate this ongoing violation, the employer must properly label and identify the circuit breakers as to their function and purpose.

Mattocks Five, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.303(f)(2), which was contained in OSHA inspection number 924399, citation number 2, item number 3 and was affirmed as a final order on June 23, 2014, with respect to a workplace located at 73 Canal Street, Albion, PA 16401.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$200.00



Citation and Notification of Penalty

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401

Citation 6 Item 1 Type of Violation: **Other-than-Serious**

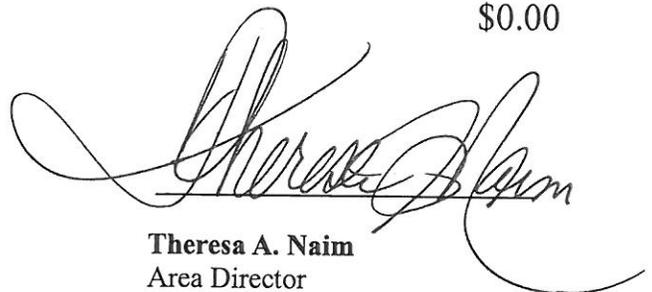
29 CFR 1910.23(a)(5): Every pit and floor opening was not adequately guarded by standard railing or any other effected means.

A.) Mattocks Five, Inc. dba Albion Mill, 73 Canal Street, Albion, PA outside, west side of the building, on or about February 10, 2016 and times prior thereto: A sheet of plywood that was covering a pit had a 14-inch by 18-inch opening in the plywood.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/25/2016
\$0.00



Theresa A. Naim
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1128 State Street
Suite 200
Erie, PA 16501
Phone: 814-874-5150 Fax: 814-874-5151



INVOICE / DEBT COLLECTION NOTICE

Company Name: Mattocks Five, Inc., dba Albion Mill
Inspection Site: 73 Canal Street, Albion, PA 16401
Issuance Date: 08/01/2016

| | |
|---|---------------------|
| Summary of Penalties for Inspection Number | 1124262 |
| Citation 1, Serious | \$15,840.00 |
| Citation 2, Willful | \$99,000.00 |
| Citation 3, Willful | \$5,000.00 |
| Citation 4, Repeat | \$17,600.00 |
| Citation 5, Repeat | \$400.00 |
| Citation 6, Other-than-Serious | \$0.00 |
| TOTAL PROPOSED PENALTIES | \$137,840.00 |

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

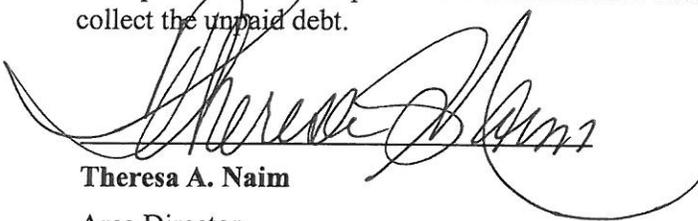
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

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

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

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

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



Theresa A. Naim
Area Director

8/1/16
Date