

U.S. Department of Labor

Occupational Safety and Health Administration
420 Madison Ave
Suite 600
Toledo, OH 43604
Phone: 419-259-7542 Fax: 419-259-6355



Citation and Notification of Penalty

To:
NAPOLEON SPRING WORKS, INC.
and its successors
P.O. BOX 160
Archbold, OH 43502

Inspection Number: 905594
Inspection Date(s): 05/08/2013 - 05/14/2013
Issuance Date: 10/11/2013

Inspection Site:
111 WEIRES DRIVE
Archbold, OH 43502

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 either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

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

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

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

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 10/11/2013. The conference will be held by telephone or at the OSHA office located at 420 Madison Ave, Suite 600, Toledo, OH 43604 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 905594

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502
Issuance Date: 10/11/2013

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 420 Madison Ave, Suite 600, Toledo, OH 43604**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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 1 a Type of Violation: **Serious**

29 CFR 1910.147(c)(4)(ii): Procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, but not limited to, 29 CFR 1910.147(c)(4)(ii)(A), (c)(4)(ii)(B), (c)(4)(ii)(C) and (c)(4)(ii)(D):

- A) Press Room - On or about May 8, 2013, the employer failed to provide adequate hazardous energy control procedures for the Niagara mechanical power press #2 (220 Ton) that specifically outlined the means to enforce compliance. Employees did not control all hazardous energy sources such as, but not limited to, electrical and pneumatic, while performing activities such as, but not limited to, changing dies. Employees were exposed to amputation hazards.
- B) Press Room - On or about May 8, 2013, the employer failed to provide adequate hazardous energy control procedures for the Niagara mechanical power press #5 (150 Ton) that specifically outlined the means to enforce compliance. Employees did not control all hazardous energy sources such as, but not limited to, electrical and pneumatic, while performing activities such as, but not limited to, changing dies. Employees were exposed to amputation hazards.
- C) Press Room - On or about May 8, 2013, the employer failed to provide adequate hazardous energy control procedures for the Perf line Bliss punch press that specifically outlined the means to enforce compliance. Employees did not control all hazardous energy sources such as, but not limited to, electrical and pneumatic, while performing activities such as, but not limited to, changing dies. Employees were exposed to amputation hazards.

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

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
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Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$6300.00

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Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.217(d)(9)(i): The employer did not establish a die setting procedure for mechanical power press(s) that would ensure compliance with 29 CFR 1910.217(b) and (c):

A) Press room- On or about May 8, 2013, the employer failed to establish die setting procedures for mechanical power presses such as, but not limited to, Niagara press # 2 (220 Ton), Niagara press # 5 (150 Ton), and the Perf line Bliss punch press to ensure that employees were protected from amputation hazards created by the point of operation.

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

Among others, one feasible method of abatement is to develop a die-setting procedure that incorporates isolation of the hazardous energy sources to the presses through the development and utilization of adequate energy control procedures.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/21/2013



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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 1910.147(d)(4)(i): Lockout or tagout devices were not affixed to each energy isolating device by authorized employees:

- A) Press room- On or about May 8, 2013, the employer failed to ensure that lockout devices were affixed to control hazardous energy of the Niagara mechanical power press #2 (220 Ton) while employees removed and installed dies and performed related servicing. Employees were exposed to injury from unexpected start-up and energy release.
- B) Press room - On or about May 8, 2013, the employer failed to ensure that lockout devices were affixed to control hazardous energy of the Niagara mechanical power press #5 (150 Ton) while employees removed and installed dies and performed related servicing. Employees were exposed to injury from unexpected start-up and energy release.
- C) Press room- On or about May 8, 2013, the employer failed to ensure that lockout devices were affixed to control hazardous energy of the Perf line Bliss punch press while employees removed and installed dies and performed related servicing. Employees were exposed to injury from unexpected start-up and energy release.

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

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

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Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC. -
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$6300.00

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Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.147(f)(3)(ii)(D): Each authorized employee did not affix a personal lockout or tagout device to the group lockout device before working on the machine or equipment:

A) Press room - On or about April 24, 2013, the employer failed to ensure that each employee affixed a personal lockout or tagout device while a two-man crew performed maintenance on the Niagara mechanical power press #2 (220 Ton) to remove and replace a drive motor and perform other servicing.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/21/2013



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.147(c)(5)(ii)(D): Lockout devices and tagout devices did not indicate the identity of the employee applying the device(s).

A) Press room- On or about April 24, 2013, the employer failed to ensure that a lockout device and tag were marked to identify the employee applying the lock. A lockout device and a tag, without information to indicate the identity of employee applying the lock, were used to lockout Niagara mechanical power press #2 (220 Ton). The employee, who applied the lockout device and a tag, was exposed to amputation/electrocution hazards as the lock could be removed without notifying the employee.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$4500.00

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Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

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 requirements of this standard were being followed.

A) On or about May 8, 2013, the employer did not ensure that periodic inspections of the energy control procedures were conducted at least annually to detect deficiencies in the lockout/tagout procedure used for maintenance and servicing of equipment such as, but not limited to, mechanical power presses. Employees were exposed to amputation hazards.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$6300.00



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC;
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.147(c)(7)(i): The employer did not provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees:

A) On or about May 8, 2013, the employer failed to properly train employees to lockout/tagout equipment such as, but not limited to, Niagara mechanical power press # 2 (220 Ton), Niagara mechanical power press # 5 (150 Ton), and the Perf line Bliss punch press before employees conducted activities such as, but not limited to, changing dies and maintenance. Employees were exposed to amputation hazards while all hazardous energy sources were not controlled prior to conducting work.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$6300.00

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: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

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

A) On or about May 8, 2013, the employer failed to provide training and evaluation to ensure that employees, operating powered industrial vehicles, such as forklifts, were competent to safely complete the task. Employees were exposed to struck-by, caught in between, and tip over hazards.

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

Ensure that each forklift operator receives formal instructions and practical training on how to operate a powered industrial vehicle, and operators' performance must be evaluated.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$6300.00



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.178(q)(7): Industrial trucks were not examined before being placed in service, and were placed in service if the examination shows any condition adversely affecting the safety of the vehicle. Such examinations were not made at least daily. Defects when found were not immediately reported and corrected.

A) On or about May 8, 2013, the employer did not ensure that daily examinations of the powered industrial vehicles, such as forklifts, were conducted before being put into service. Employees were exposed to struck-by and caught-in-between hazards in a case if the forklift had any mechanical defects such as, but not limited to, hydraulic leaks and faulty brakes.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$6300.00



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.212(a)(3)(ii): The point of operation of machines whose operation exposes an employee to injury, were not guarded. The guarding device was not in conformity with any appropriate standards therefore, or, in the absence of applicable specific standards, was not so designed and constructed as to prevent the operator from having any part of his body in the danger zone during the operating cycle.

A) On or about May 8, 2013, the employer did not ensure that the point of operation of riveters, such as the Townsend Textron riveter (Model 122ADL, Serial # 85), located in the press room, was adequately guarded. Employees were exposed to pinch point hazards while operating the riveter.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$5400.00



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.217(b)(7)(iii): A means of selecting Off, "Inch," Single Stroke, and Continuous (when the continuous function is furnished) was not supplied with the clutch/brake control to select type of operation of the press. Fixing of selection was not by means capable of supervision by the employer.

A) Press room- On or about May 13, 2013, the employer failed to ensure that the means of mode selection between single and continuous stroke was capable of supervision by the employer on the Loshbough-Jordan mechanical power press # 3 (60 Ton). Employees were exposed to amputation hazards during operation in continuous mode.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
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See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.217(c)(2)(i)(a): Point of operation guard(s) on mechanical power press(es) did not prevent entry of hands or fingers into the point of operation by reaching through, over, under or around the guard(s):

A) Track assembly department- On or about May 8, 2013, the employer did not ensure that the points of operation on four Niagara mechanical power presses on the Niagara Press Table were adequately guarded. The guards had openings ranging from 2 to 6 inches at the least dimension, allowing operators to reach through into points of operation. Operators were exposed to amputation hazards.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.217(e)(1)(i): The employer did not establish and follow a program of periodic and regular inspections of his power presses to ensure that all their parts, auxiliary equipment, and safeguards are in a safe operating condition and adjustment. The employer did not maintain a certification record of inspections which includes the date of inspection, the signature of the person who performed the inspection and the serial number, or other identifier, of the power press that was inspected.

- A) On or about May 13, 2013, the employer failed to establish and follow a program of periodic and regular inspections for Niagara mechanical power press # 2 (220 Ton), located in the press room, to ensure that all parts, auxiliary equipment, and safeguards of the press were in a safe operating condition and adjustment. The press had deficiencies, exposing employees to amputation hazards when operating the press.
- B) On or about May 13, 2013, the employer failed to establish and follow a program of periodic and regular inspections for Loshbough-Jordan (60 Ton) mechanical power press # 3, located in the press room, to ensure that all parts, auxiliary equipment, and safeguards were in a safe operating condition and adjustment. The press had deficiencies, exposing employees to amputation hazards when operating the press.
- C) On or about May 8, 2013, the employer failed to establish and follow a program of periodic and regular inspections for Verson track cutoff mechanical power press; located in the track assembly department, to ensure that all parts, auxiliary equipment, and safeguards were in a safe operating condition and adjustment. The press had deficiencies exposing employees to amputation hazards when operating the press.
- D) On or about May 8, 2013, the employer failed to establish and follow a program of periodic and regular inspections of four Niagara mechanical power presses on the Niagara Press Table, located in the track assembly department, to ensure that all their parts, auxiliary equipment, and safeguards were in a safe operating condition and adjustment. The press had deficiencies exposing employees to amputation hazards when operating the press.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.217(f)(2): The employer did not train and instruct the operator in the safe method of work before starting work on any operation covered by this section. The employer did not insure by adequate supervision that correct operating procedures are being followed.

A) On or about May 13, 2013, the employer did not ensure that employees were trained in the safe operation of Niagara mechanical power press # 2 (220 Ton) located in the press room. Training was not provided regarding the hazards associated with control of mode selection. Operators were exposed to amputation hazards.

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

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Company Name: NAPOLEON SPRING WORKS, INC.
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Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.303(g)(1): Sufficient access and working space was not provided and maintained about all electric equipment (operating at 600 volts, nominal, or less to ground) to permit ready and safe operation and maintenance of such equipment:

A) Press room- On or about May 8, 2013, the employer failed to ensure a clearance of at least three feet in front of the Siemens electrical disconnect box for Niagara mechanical power press # 5 (150 Ton) that is located adjacent to the press. The electrical disconnect box was blocked by a green shelf that was used to store miscellaneous items.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$4500.00



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.333(b)(2): While an employee was exposed to contact with parts of fixed electric equipment or circuits which were deenergized, the requirements of paragraph (b) of 29 CFR 1910.333 were not followed in the order in which they are presented therein (i.e., paragraph (b)(2)(i) first, then paragraph (b)(2)(ii), etc.):

A) Press room- On or about May 8, 2013, the employer did not ensure that adequate procedures were followed while employees were conducting work on or near exposed deenergized electrical parts. Employees were exposed shock/electrocution while replacing drive motor of the Niagara mechanical power press #2 (220 Ton).

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$4500.00

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: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.333(b)(2)(i): The employer did not make a written copy of the procedures outlined in paragraph (b)(2) of 29 CFR 1910.333 available for inspection by employees and by the Assistant Secretary of Labor and his or her authorized representatives:

A) Press room- On or about May 8, 2013, the employer failed to maintain a written copy of the procedures for work conducted on electrical circuit electrical parts. Employees were exposed to shock/electrocution while replacing the drive motor of Niagara mechanical power press #2 (220 Ton).

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/21/2013
Proposed Penalty:	\$4500.00



Citation and Notification of Penalty

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502

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

29 CFR 1910.217(c)(1)(i): The employer did not provide and insure the usage of "point of operation guards" or properly applied and adjusted point of operation devices on every operation performed on a mechanical power press:

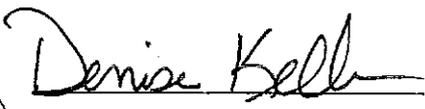
A) Press room- On or about May 13, 2013, the employer did not ensure that the point of operation of Niagara mechanical power press # 2 (220 Ton) was properly guarded. The press was equipped with light curtains that were not operational. Employees were exposed to amputation hazards while operating the press.

B) Track assembly department- On or about May 8, 2013, the employer failed to guard the point of operation of the Verson track cutoff mechanical power press. Employees were exposed to amputation hazards while operating the press.

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

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 10/21/2013
Proposed Penalty: \$63000.00


Kimberly Nelson
Area Director

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
420 Madison Ave
Suite 600
Toledo, OH 43604
Phone: 419-259-7542 Fax: 419-259-6355



INVOICE / DEBT COLLECTION NOTICE

Company Name: NAPOLEON SPRING WORKS, INC.
Inspection Site: 111 WEIRES DRIVE, Archbold, OH 43502
Issuance Date: 10/11/2013

Summary of Penalties for Inspection Number	905594
Citation 1, Serious	\$84600.00
Citation 2, Willful	\$63000.00
TOTAL PROPOSED PENALTIES	\$147600.00

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

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

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

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

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all

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

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

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



Kimberly Nelson
Area Director

October 11, 2013
Date