

U.S. Department of Labor

Occupational Safety and Health Administration
300 Ala Moana Boulevard
Room 5-146
Honolulu, HI 96850
Phone: 808-541-2680 Fax: 808-541-3456

Citation and Notification of Penalty

To:
Paramount Builders, Inc.
and its successors
P.O. Box 2070
Pago Pago, AS 96799

Inspection Number: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Inspection Site:
Samoa Tuna Processor Warehouse, Atu'u
Pago Pago, AS 96799

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. 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 \$50,000 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 process the payments as if these restrictions or conditions 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 11/19/2013. The conference will be held by telephone or at the OSHA office located at 300 Ala Moana Boulevard, Room 5-146, Honolulu, HI 96850 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 908814

Company Name: Paramount Builders, Inc.

Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

Issuance Date: 11/19/2013

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, 300 Ala Moana Boulevard, Room 5-146, Honolulu, HI 96850**

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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 1910.134(c)(2)(i): The employer did not determine if the voluntary use of a respirator did not in itself create a hazard: (Construction Reference 1926.103):

The employer does not ensure that the voluntary use of a respirator does not in itself create a hazard. This violation was observed on June 7, 2013; where the employer provided and the employees used filtering face piece respirators on a voluntary basis for chipping concrete and painting.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that respirator use is evaluated.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/26/2013
Proposed Penalty:	\$2970.00

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.

Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

29 CFR 1910.134(k)(6): The employer did not provide the basic advisory information on respirators, as presented in Appendix D of 29 CFR 1910.134, in written or oral format to employees who wear respirators when such use was not required by the employer: (Construction Reference 1926.103).

The employer does not provide the basic advisory information on respirators in written or oral format to employees who wear respirators voluntarily. This violation was discovered on June 7, 2013 where the employer allowed employees to use filtering face piece respirators without providing the basic advisory information on the respirators.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure advisory information on respirators is provided to employees who wear respirators voluntarily.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/29/2013

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

29 CFR 1926.50(c): A person who has a valid certificate in first-aid training was not available at the worksite to render first-aid:

The employer does not ensure at least one person on worksites that are not reasonably accessible to medical facilities has a valid certificate in first-aid training. This violation occurred on May 27, 2013 and times thereafter at the Samoa Tuna Processor can plant warehouse located 30 minutes from the nearest hospital; where no one with a valid certificate in first-aid training was available to render treatment in the event of an injury at the worksite.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that at least one person on worksites away from medical facilities has training and a valid certificate in first-aid.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/26/2013
Proposed Penalty:	\$2970.00

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: 908814
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Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

29 CFR 1926.451(e)(1): When scaffold platforms were more than 2 feet (0.6 m) above or below a point of access, portable ladders, hook-on ladders, attachable ladders, stair towers (scaffold stairways/towers), stairway-type ladders (such as ladder stands), ramps, walkways, integral prefabricated scaffold access, or direct access from other scaffold, structure, personnel hoist, or similar surface was not used. Crossbraces were used as a means of access.

The employer does not ensure that scaffold platforms more than 2 feet above or below a point of access have portable ladders, hook-on ladders, attachable ladders, stair towers, stairway-type ladders, ramps, walkways, integral prefabricated scaffold access, or direct access from other scaffold, structure, personnel hoist, or similar surface for employee access. This violation occurred on June 4, 2013 and times prior thereto where the employees used the cross-braces and end-rails to access scaffold platforms.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure proper access to scaffolding.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/26/2013
Proposed Penalty:	\$6930.00

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.

Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

29 CFR 1926.503(a)(1): The employer did not provide a training program for each employee potentially exposed to fall hazards to enable each employee to recognize the hazards of falling and the procedures to be followed in order to minimize these hazards:

The employer does not ensure that each employee exposed to fall hazards is trained by a competent person qualified in the subjects required by 29 CFR 1926.503 (a)(2)(i) through (viii). This violation occurred on May 27, 2013 and times prior thereto at the Samoa Tuna Processor can plant warehouse; where workers walking/working the beams and the purlins of the roof were not provided with training to recognize the hazards of falling and the procedures to be followed to minimize such hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that each employee exposed to fall hazards is trained by a competent person.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/26/2013

Proposed Penalty:

\$6930.00

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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 5 a Type of Violation: **Serious**

29 CFR 1926.1051(a): Stairway(s) or ladder(s) were not provided at all personnel points of access where there was a break in elevation of 19 inches (48 cm) or more, or no ramp, runway, sloped embankment, or personnel hoist was provided:

The employer does not ensure that stairways or ladders are provided when there is a break in elevation of 19 inches or more, and no ramp, runway, sloped embankment, or personnel hoist was provided. This violation occurred on June 4, 2013 and times prior thereto; where the employees accessed the beams and the purlins of the roof by scaling the side walls to access the roof.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure proper personnel points of access where there is a break in elevation of 19 inches or more.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/26/2013
Proposed Penalty:	\$6930.00

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.

Inspection Site: Samoa Tuna Processor Warehouse, Atulu, Pago Pago, AS 96799

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

29 CFR 1926.1053(b)(1): Portable ladders were used for access to an upper landing surface and the ladder side rails did not extend at least 3 feet (.9 m) above the upper landing surface to which the ladder was used to gain access:

The employer does not ensure that portable ladders side rails extend at least 3 feet above the upper landing surface which the ladder is used to gain access. This violation occurred on June 4, 2013 and times prior thereto; where the employees accessed the beams and the purlins of the roof by using a short ladder and then scaling the side walls to access the roof.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure proper usage of portable ladders.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/26/2013

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

29 CFR 1926.1053(b)(16): Portable ladders with structural defects, such as, but not limited to, broken or missing rungs, cleats, or steps, broken or split rails, corroded components, or other faulty or defective components, were not either immediately marked in a manner that readily identifies them as defective, or tagged with "Do Not Use" or similar language, and were not withdrawn from service until repaired:

The employer does not ensure that portable ladders with structural defects are either immediately marked in a manner that readily identifies it as defective, or tagged with "Do Not Use" or similar language, and/or are not withdrawn from service until repaired. This violation occurred on June 4, 2013 and times prior thereto; where the employees had accessed the beams and the purlins of the roof by using a portable ladder with missing rungs.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that portable ladders are inspected and defective ladders withdrawn from service until repaired.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/26/2013
Proposed Penalty:	\$5940.00

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: 908814
Inspection Date(s): 05/28/2013 - 11/15/2013
Issuance Date: 11/19/2013

Citation and Notification of Penalty

Company Name: Paramount Builders, Inc.

Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

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

The employer does not ensure employees walking/working 6 feet or more above a lower level are protected from falling by the use of guardrail systems, safety net systems, or personal fall arrest system. This violation occurred on May 27, 2013 and times prior thereto at the Samoa Tuna Processor can plant warehouse roof where; where workers painting the beams and purlins were not protected at all times from falling by the use of guardrail systems, safety net systems, or personal fall arrest systems.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees working at elevations above 6 feet are protected from fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/26/2013

Proposed Penalty:

\$69300.00

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: Paramount Builders, Inc.

Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

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

29 CFR 1910.1200(g)(8): The employer did not maintain copies of the required material safety data sheets for each hazardous chemical in the workplace: (Construction Reference: 1926.59)

The employer does not maintain copies of material safety data sheets for each hazardous chemical in the workplace. This violation was discovered on June 4, 2013, at the Can Plant Warehouse; where the employer did not maintain copies of all material safety data sheets for hazardous chemicals to include, but not limited to Devoe Paint, white galvanized primer, Alkyd metal primer and Oatey PVC cleaner.

Paramount Builders Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.1200(g)(1), which was contained in OSHA inspection number 313672446, citation number 1, item number 1b and was affirmed as a final order on December 24, 2009 with respect to a workplace located at the New Aircraft Hangar, Tafuna Airport, American Samoa.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure copies of material safety data sheets for all hazardous chemicals are maintained in the workplace.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/26/2013

Proposed Penalty:

\$5940.00

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: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799

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

29 CFR 1910.1200(h)(1): Employees were not provided effective information and training on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard that the employees had not been previously trained about was introduced into their work area: (Construction Reference: 1926.59)

The employer does not provide information and training to employees on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazardous chemical is introduced into the work area. This violation was discovered on June 4, 2013, at the Can Plant Warehouse; where material safety data sheets were not available and employees were not trained on new hazardous chemicals in use to include, but not limited to Devoe Paint, white galvanized primer, Alkyd metal primer and Oatey PVC cleaner.

Paramount Builders Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.1200(h), which was contained in OSHA inspection number 313672446, citation number 1, item number 1c and was affirmed as a final order on December 24, 2009 with respect to a workplace located at the New Aircraft Hangar, Tafuna Airport, American Samoa.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure employees are trained on all hazardous chemicals used in their work area.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

12/04/2013


Galen Lemke
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
300 Ala Moana Boulevard
Room 5-146
Honolulu, HI 96850
Phone: 808-541-2680 Fax: 808-541-3456

INVOICE / DEBT COLLECTION NOTICE

Company Name: Paramount Builders, Inc.
Inspection Site: Samoa Tuna Processor Warehouse, Atu'u, Pago Pago, AS 96799
Issuance Date: 11/19/2013

Summary of Penalties for Inspection Number	908814
Citation 1, Serious	\$32670.00
Citation 2, Willful	\$69300.00
Citation 3, Repeat	\$5940.00
TOTAL PROPOSED PENALTIES	\$107910.00

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 \$50,000 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.



Galen Lemke *RL*
Area Director

11/19/2013

Date