



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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 1910.95(c)(1): The employer did not administer a continuing, effective hearing conservation program as described in 29 CFR 1910.9(c) through (o) whenever employee noise exposures equal or exceed an 8-hour time-weighted average sound level of 85 decibels measured on the A scale, or equivalently a dose of fifty percent:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - On or about February 18, 2014, the employer did not establish an effective hearing conservation program where employees working in the Paint Mixing Area were exposed to continuous noise levels greater than 50% of the allowable 8-hour time-weighted average sound level (85 dBA).

A) An employee performing the sandcutting operation was exposed to continuous noise at 197.6% of the allowable 8-hour TWA sound level. The equivalent dBA level 197.6% is approximately 94.9dBA. Sampling was performed for 429 minutes during one shift, with zero exposure assumed for the unsampled time of 51 minutes.

B) An employee performing the sandcutting operation was exposed to continuous noise at 139.5% of the allowable 8-hour TWA sound level. The equivalent dBA level of 139.5% is 92.4dBA. Sampling was performed for 368 minutes, with zero exposure assumed for the unsampled time of 112 minutes.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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: 958068
Inspection Date(s): 02/10/2014 - 06/30/2014
Issuance Date: 08/04/2014



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

Date By Which Violation Must be Abated:
Proposed Penalty:

09/03/2014
\$7000.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.95(d)(1): When information indicated that any employee's exposure equaled or exceed the 8-hour time-weighted average of 85 decibels, the employer did not develop and implement a monitoring program:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - On or about February 18, 2014, employees working in the Paint Mixing Area were exposed to continuous noise levels greater than 50% of the allowable 8-hour time-weighted average (TWA) sound level (85 dBA).

An employee performing the sandcutting operation was exposed to continuous noise at 197.6% of the allowable 8-hour TWA sound level. The equivalent dBA level of 197.6% is approximately 94.9 dBA. The sampling period was 429 minutes during one shift, with zero exposure assumed for the unsampled time of 51 minutes.

An employee performing the sandcutting operation was exposed to continuous noise at 139.5% of the allowable 8-hour TWA sound level. The equivalent dBA level of 139.5% is approximately 92.4 dBA. the sampling period was 368 minutes, with zero exposure assumed for the unsampled time of 112 minutes

The employer did not perform exposure monitoring for noise levels.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.106(e)(3)(iv)(a): Emergency drainage systems were not provided to direct flammable liquid leakage and fire protection water to a safe location. This may require curbs, scuppers, or special drainage systems to control the spread of fire; see paragraph (b)(2)(vii)(b) of this section.

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, where employees used flammable or combustible liquids, the employer did not install an emergency drainage system in case of spills or accumulation of fire protection water.

(a) 275- or 330-gallon totes and 55-gallon drums of flammable or combustible liquids, including Ashland Nuosept 95 Preservative, 2-butoxyethanol, and glycol ether PnB, are stored in the Paint Mixing area. The employer did not install a drainage system to direct, channel, and/or contain released flammable or combustible liquid away from fire or other ignition sources.

(b) 275- 330-gallon totes of flammable or combustible liquids, including Ashland Nuosept Preservative, 2-butoxyethanol, and glycol ether PnB, are stored in the warehouse. The employer did not install a drainage system to direct, channel, and/or contain released flammable or combustible liquid away from fire or other ignition sources.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

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: 958068
Inspection Date(s): 02/10/2014 - 06/30/2014
Issuance Date: 08/04/2014



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

Proposed Penalty:

\$5500.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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 3 a Type of Violation: **Serious**

29 CFR 1910.120(q)(1): The employer did not develop and implement an emergency response plan to handle anticipated emergencies prior to commencement of emergency response operations:

Rust-Oleum Corporation, on or about February 3, 2014, in the filling area, during transport by forklift, a tote container holding approximately 300 gallons of ethylene glycol monobutyl ether (2-butoxyethanol) was spilled near the loading ramp and the filling lines. Employees were directed to contain and clean the spill of 2-butoxyethanol, but the employer did not develop and implement an Emergency Response Plan.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 09/03/2014
Proposed Penalty: \$7000.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.120(q)(6): The employer did not provide training in accordance with 29 CFR 1910.120(q)(6)(i) through (q)(6)(v) for employees who participated in or were expected to participate in emergency response:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 3, 2014, employees were directed to contain and clean a spill of approximately 300 gallons of 2-butoxyethanol, but had not been provided with training.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

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

Inspection Number: 958068
Inspection Date(s): 02/10/2014 - 06/30/2014
Issuance Date: 08/04/2014



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.120(q)(3)(iii): Based on the hazardous substances and/or conditions present, the individual in charge of the ICS did not implement appropriate emergency operations and did not ensure that the personal protective equipment worn was appropriate for the hazards encountered:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 3, 2014, in the filling area, employees were directed to contain and clean a spill of approximately 300 gallons of 2-butoxyethanol. The employer did not provide appropriate personal protective equipment.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.132(a): Protective equipment was not used when necessary whenever hazards capable of causing injury and impairment were encountered:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, where employees were exposed to injurious corrosive materials at the ammonium hydroxide dispensing area, the employer did not provide adequate protective equipment, consisting of a chemical apron or similar covering to protect the body.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 09/03/2014
Proposed Penalty: \$5500.00



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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 1910.134(c)(1): A written respiratory protection program that included the provisions in 29 CFR 1910.134(c)(1)(i) - (ix) with worksite specific procedures was not established and implemented for required respirator use:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, the employer did not develop and implement a written Respiratory Protection Program where employees working in the Paint Mixing area were required to wear full face air-purifying respirator when adding paint constituents, including ammonium hydroxide and particulate containing silica, to mixing vessels. Employees were required respirators.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2014
Proposed Penalty:	\$4400.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.134(k)(1): The employer did not provide respirator training that would ensure each employee could demonstrate knowledge of items in section (i)-(vii):

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, where employees were required to wear full face air-purifying respirators while working in the Paint Mixing area while adding paint constituents, including ammonium hydroxide and particulate containing silica, to mixing vessels. The employer did not provide training to ensure employees understood why the respirator was necessary and how improper maintenance can compromise its effectiveness; limitations and capabilities of the respirator; how to use the respirator in emergency situations; how to inspect, put on and remove, and perform seal checks; procedures for maintenance and storage; recognition of medical signs and symptoms that may limit the respirator's effectiveness; and general requirements of 1910.134.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

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

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, where employees were exposed to injurious corrosive materials at the ammonium hydroxide dispensing area and the paint mixing area; the employer did not provide suitable facilities for flushing of the eyes and body.

(a) In the Dispensing Area to the exterior of the building, behind the main production area, where employees transferred ammonium hydroxide via hand pump from 55-gallon drums to 5-gallon buckets, the emergency eyewash station was empty, and there was no emergency shower.

(b) In the Mixing Area, 5-gallon buckets of ammonium hydroxide were poured into paint mixers on the mezzanine level, there was no emergency eyewash station in the immediate area, and the nearest eyewash was missing one bottle, and there was no emergency shower.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 09/03/2014
Proposed Penalty: \$7000.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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 7 a Type of Violation: **Serious**

29 CFR 1910.1000(c): An employee(s) was exposed to silica in excess of the 8-hour time weighted average limit of 0.1449 milligrams per cubic meter listed in Table Z-3:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about March 4, 2014, An employee was exposed to silica at 0.3543 milligrams per cubic meter as an eight hour time weighted average (8-hour TWA), which was 2.4 times the permissible exposure limit. The employee's exposure was monitored for 475 minutes; the remaining five minutes were assumed to be a zero exposure.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 12/15/2014
Proposed Penalty: \$7000.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

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

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about March 4, 2014, engineering controls were not implemented where an employee was exposed to silica at 0.3543 milligrams per cubic meter as an eight hour time weighted average (8-hour TWA), which was 2.4 times the permissible exposure limit. The employee's exposure was monitored for 475 minutes; the remaining five minutes were assumed to be a zero exposure.

Abatement Schedule:

Step 1 - A written detailed plan of abatement shall be submitted to the Area Director outlining a schedule for the implementation of engineering and/or administrative measures to control employee exposures to hazardous substances as referenced in this citation. This plan shall include, at a minimum, target dates for the following actions which must be consistent with the abatement dates required by this citation:

- (1) Evaluation of engineering/administrative control options;
- (2) Selection of optimum control methods and completion of design;
- (3) Procurement, installation, and operation of selected control measures;
- (4) Testing and acceptance or modification/redesign of controls.

All proposed control measures shall be approved for each particular use by a competent industrial hygienist or other technically qualified person. Thirty-day progress reports are required during the abatement period.

Step 2 - Abatement shall be completed by the implementation of feasible engineering controls and/or administrative controls upon verification of their effectiveness in achieving compliance.

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

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: 958068
Inspection Date(s): 02/10/2014 - 06/30/2014
Issuance Date: 08/04/2014



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

12/15/2014

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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 8 a Type of Violation: **Serious**

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

Rust-Oleum Corporation - on or about February 10, 2014, where employees that work with ammonium hydroxide, a corrosive, 2-butoxyethanol (ethylene glycol monobutyl ether), a flammable and CNS depressor, silica, and other hazardous chemicals, the employer did not develop and implement a written Hazard Communication program.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2014
Proposed Penalty:	\$7000.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

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:

Rust-Oleum Corporation - on or about February 10, 2014, where employees are exposed to hazardous chemicals, the employer did not develop and implement a written Hazard Communication Program or provide information or training on chemicals hazards. Where employees work with ammonium hydroxide, a corrosive, 2-butoxyethanol (ethylene glycol monobutyl ether), a flammable and CNS depressor, silica, and other hazardous chemicals, effective information and training was not provided by the employer.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

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

29 CFR 1910.1200(f)(5)(ii): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the appropriate hazard warnings:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, when employees transferred hazardous chemicals from 55-gallon drums and 275- or 330-gallon totes into 5-gallon buckets to be used by additional employees, the buckets did not include either labels or product identifiers or other symbols to provide information indicating the hazards of the contents.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

Citation 2 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.134(c)(2)(i): When the employer determined that any voluntary respirator use was permissible, the employer did not provide the respirator users with the information in Appendix D of this section ("Information for Employees Using Respirator When Not Required Under the Standard"):

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 3, 2014, where employees were cleaning a spill of 2-butoxyethanol and provided filtering facepiece respirators for voluntary use, the employer did not provide the employees with the information in Appendix D of the Respiratory Protection Standard.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

Proposed Penalty:

\$0.00



Citation and Notification of Penalty

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

Citation 2 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.134(h)(1)(i): Respirators issued for the exclusive use of an employee were not cleaned and disinfected as often as necessary to be maintained in a sanitary condition:

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, employees working in the Paint Mixing area were wearing full-face air-purifying respirators while adding paint constituents, including ammonium hydroxide and particulate containing silica, to mixing vessels, the facepiece of the respirator was contaminated with particulates containing silica.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2014
Proposed Penalty:	\$0.00

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: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021

Citation 2 Item 3 Type of Violation: **Other-than-Serious**

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

Rust-Oleum Corporation, at 715 Park North Boulevard, Clarkston, GA - on or about February 10, 2014, employees working in the Paint Mixing stored their respirators on work stations exposing the respirator to airborne contaminants during work hours. In addition, the respirators were also kept in employee personal vehicles between shifts.

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 of abatement, or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/03/2014

Proposed Penalty:

\$0.00

A handwritten signature in black ink, appearing to read "W. C. Fulcher", written over a horizontal line.

William C. Fulcher
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
2183 Northlake Parkway
Building 7, Suite 110
Tucker, GA 30084
Phone: 770-493-6644 Fax: 770-493-7725



INVOICE / DEBT COLLECTION NOTICE

Company Name: Rust-Oleum Corporation, dba Synta, Inc.
Inspection Site: 715 Park North Blvd, Clarkston, GA 30021
Issuance Date: 08/04/2014

Summary of Penalties for Inspection Number	958068
Citation 1, Serious	\$50400.00
Citation 2, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$50400.00

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.

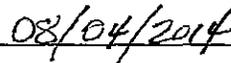
Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per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



William C. Fulcher

Area Director



Date