U.S. Department of Labor
Occupational Safety and Health Administration
1030 St. Georges Avenue
Suite 205, Plaza 35
Avenel, NJ 07001
Phone: 732-750-3270 Fax: 732-750-4737

Citation and Notification of Penalty

To: Mr. Michael Laitman, VP of Operations
Santec Inc.
and its successors
1420 East linden Ave.
Linden, NJ 07036

Inspection Site:
1420 East linden Ave.
Linden, NJ 07036

Inspection Number: 1145409
Inspection Date(s): 05/05/2016 - 10/26/2016
Issuance Date: 11/04/2016

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 $25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 11/04/2016. The conference will be held by telephone or at the OSHA office located at 1030 St. Georges Avenue, Suite 205, Plaza 35, Avenel, NJ 07001 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1145409

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036
Issuance Date: 11/04/2016

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 1030 St. Georges Avenue, Suite 205, Plaza 35, Avenel, NJ 07001**

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: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.23(c)(1): Open-sided floors and/or platforms four feet or more above adjacent floor or ground level were not guarded with standard railings (or equivalent):

a) Santec Inc./Linden, NJ- Production Area/Section #2: The work platform next to the tank used to mix solids was not furnished with standard railing on all open sides, in order to prevent employees from falling 6 ft to the ground below during batch-making. The platform was missing a top rail on two sides.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.26(c)(3)(vii): Portable ladders were used for other uses than that for which they were intended:

a) Santec Inc./Linden, NJ- Production Area/Section #2: The Employer did not ensure that a metal rolling ladder (Cotterman) was used as intended. Employees use the Cotterman rolling ladder in order to access the work platform located 6 feet above the ground, by stepping out of the ladder and over the handrails.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated:	11/25/2016
Proposed Penalty:	$8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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 1910.134(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:

Santec Inc./Linden, NJ- Production Area/Mixing Area: The employer did not develop and implement a written respiratory protection program with required worksite-specific procedures and elements for employees who were required to wear respirators such as but not limited to:
a) Sperian, half face, air-purifying respirator (APR)
b) 3M, N95 filtering face piece respirator

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: 12/09/2016
Proposed Penalty: $6413.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee's ability to use a respirator, before the employee is fit tested or was required to use the respirator in the workplace:

Santec Inc./Linden, NJ- Production Area/Mixing Area: The Employer did not provide medical evaluations for employees who were required to wear respirators in the workplace. Employees were required to wear respiratory protection such as but not limited to:
a) Sperian, half face air-purifying respirator (APR)
b) 3M, N95 filtering face piece respirator

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: 12/09/2016

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.134(k)(3): Training was not provided prior to requiring employees to use a respirator in the workplace:

Santec Inc./Linden, NJ- Production Area/Mixing Area: The employer did not provide comprehensive and understandable training to employees required to use respirators at the work place. Employees were required to wear respirators such as but not limited to:
a) Sperian, half face air-purifying respirator (APR)
b) 3M, N95 filtering face piece respirator

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: 12/09/2016

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.146(c)(2): The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of, and the danger posed by the permit spaces:

a) Santec Inc./Linden, NJ- Production Area/Mixing Area: The Employer did not post signs or used other equally effective means in order to inform employees of the existence, location, and the danger posed by the permit spaces present on site. Tanks such as but not limited to #20, #30 and #40 and the tank used for solids were not provided with danger signs.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

a) Santec Inc./Linden, NJ- Production Area/Mixing Area: The employer failed to develop a written energy control procedure to be utilized during the cleaning of equipment such as but not limited to mixing tanks (#20, #30, and #40), the solids mixing tank and the ribbon blender.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated:	11/25/2016
Proposed Penalty:	$8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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:

a) Santec Inc./Linden, NJ- R&D/QC Lab: Employer did not provide an emergency eyewash, capable of delivering at least 15 minutes of continuous flushing, for employees who were required to use corrosives such as but not limited to Hydrochloric Acid in the laboratory area.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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 1910.178(l)(2)(ii): The employer did not ensure that each operator had successfully completed the training consisting of a combination of formal instruction (e.g., lecture, discussion, interactive computer learning, video tape, written material), practical training (demonstrations performed by the trainer and practical exercises performed by the trainee), and evaluation of the operator's performance in the workplace:

a) Santec Inc./Linden, NJ- Production Area: The employer authorized employees to operate powered industrial equipment, which included, but was not limited to Yale forklift trucks and Yale pallet trucks, without providing operator safety training that included a combination of formal instruction, practical training, and a performance evaluation prior to operating the equipment.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.178(l)(4)(iii): An evaluation of each powered industrial truck operator's performance was not being conducted at least once every three years:

a) Santec Inc./Linden, NJ- Production Area: The Employer did not ensure that all powered industrial truck operators were re-evaluated at least every 3 years to ensure that the operator has the knowledge and skills needed to operate the powered industrial truck safely.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.178(p)(1): Powered industrial truck(s) found to be in need of repair, defective, or in any way unsafe had not been taken out of service until restored to safe operating condition(s):

Santec Inc./Linden, NJ- Production Area: The employer authorized the use of a forklift that had visible defects and did not remove that forklift from service. Employees operated Yale electric forklift (ERC040) after the front guard was removed for repairs.

Condition observed on or about May 5, 2016

Date By Which Violation Must be Abated: Corrected During Inspection

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

Santec Inc./Linden, NJ- Production Area/Section #2: An electrical relocatable power tap (RPT), also known as an extension block, power bar, plug board, and by many other variations, was not installed in accordance with manufacturer's listing. A relocatable power tap was used in an industrial setting and not as intended:
a) Relocatable Power Tap (RPT) was used in section 2 (on the West wall, dividing section 1 from section 2) to power a 16 gauge extension cord which provided power to additional equipment.
b) Two Relocatable Power Taps (RPT) used in section 2 (by employee desk area) were powered by extension cords and also provided power to additional equipment
c) Relocatable Power Tap (RPT) in section 2 (East wall, by the mixer used for solids) was powered by extension cords

Violation observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure:

Santec Inc./Linden, NJ- Production Area/Section #2: Flexible cords (Extension cords) were being used in lieu of permanent hard wiring to power equipment, exposing employees to electrical fire hazards:
a) Extension cord was plugged into another extension cord, secured to the wall and was used to power Relocatable Power Tap
b) Extension cord was secured to the wall and went up to the ceiling. It was then plugged into another extension cord which provided power to Relocatable Power Tap and a light.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $6413.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.305(g)(2)(iii): Flexible cords were not connected to devices and fittings so that tension would not be transmitted to joints or terminal screws

Santec Inc./Linden, NJ- Production Area: The Employer did not ensure that strain relief or other approved means of connection was provided in order to prevent transmitting tension to joints and terminal screws:
a) Flexible cords on the electric battery charger located in warehouse by the restrooms and used for an electric pallet truck (Yale) had visible external damage which was covered with tape.
b) Flexible cords on the electric battery charger located in warehouse by the ribbon blender and used for an electric forklift truck (Yale) had visible external damage which was covered with tape in multiple sections.
c) Flexible cords powering tank used to mix solids, located in section #2 had visible external damage which was covered with tape by the tank's on/off switch and also was missing strain relief by the main control box.

Condition noted on or about May 5, 2016.

Date By Which Violation Must be Abated: 11/25/2016
Proposed Penalty: $8017.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.1200(f)(1)(iv): The chemical manufacturer, importer, or distributor did not ensure that each container of classified hazardous chemicals leaving the workplace was labeled, tagged or marked with the pictogram(s):

Santec Inc./Linden, NJ- Production Area: The Employer did not ensure that each shipped container leaving the workplace such as but not limited to Delta Force, Oven and Grill Cleaner was labeled with a pictogram.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $6413.00

Citation and Notification of Penalty

Company Name: Santec Inc.
Inspection Site: 1420 East linden Ave., Linden, NJ 07036

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

29 CFR 1910.101(b): The in-plant handling, storage, and utilization of all compressed gases in cylinders, portable tanks, rail tankcars, or motor vehicle cargo tanks were not in accordance with Compressed Gas Association Pamphlet P-1-1965, which is incorporated by reference as specified in CFR 1910.6:

a) Santec Inc./Linden, NJ- Production Area: The employer did not ensure that a compressed gas cylinder which was labeled as acetylene, was stored in a manner to minimize physical damage or tampering by unauthorized personnel. The cylinder was not secured.

Condition observed on or about May 5, 2016.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $0.00

Patricia Jones
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1030 St. Georges Avenue
Suite 205, Plaza 35
Avenel, NJ 07001
Phone: 732-750-3270 Fax: 732-750-4737

INVOICE / DEBT COLLECTION NOTICE

Company Name: **Santec Inc.**
Inspection Site: **1420 East linden Ave., Linden, NJ 07036**
Issuance Date: **11/04/2016**

Summary of Penalties for Inspection Number	**1145409**
Citation 1, Serious	**$83375.00**
Citation 2, Other-than-Serious	**$0.00**
TOTAL PROPOSED PENALTIES	**$83375.00**

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

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

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

account, the bank will attempt to make the transfer up to 2 times.

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

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

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

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

Patricia Jones
Area Director

11/4/2016
Date