

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
El Paso Area Office  
4849 North Mesa, Suite 200  
El Paso, TX 79912  
Phone: 915-534-6251 Fax: 915-534-6259



## Citation and Notification of Penalty

**To:**  
Stampcoat, Inc., dba El Paso Tool and Die  
and its successors  
10859 Pellicano Dr.  
El Paso, TX 79935

**Inspection Number:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015

**Inspection Site:**  
10859/10830 Pellicano Dr.  
El Paso, TX 79935

*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](http://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](http://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 09/14/2015. The conference will be held by telephone or at the OSHA office located at 4849 North Mesa, Suite 200, El Paso, TX 79912 on \_\_\_\_\_ at \_\_\_\_\_.

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1046944**

Company Name: Stampcoat, Inc., dba El Paso Tool and Die  
Inspection Site: 10859/10830 Pellicano Dr., El Paso, TX 79935  
Issuance Date: 09/14/2015

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, 4849 North Mesa, Suite 200, El Paso, TX 79912**

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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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 1910.37(a)(3): Exits routes were not maintained to provide free unobstructed access:

On or about March 17, 2015, in building #2, obstructed or blocked exit routes exposed employees to fire hazards in the following instances:

- (a) Between bay door 1 & 2, the exit route was obstructed with equipment/material.
- (b) Between bay door 3 & 4, the exit route was obstructed by two industrial sized fans.
- (c) Between bay door 5 & 6, the exit route was obstructed with palletized materials.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$3500.00



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
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**Citation 1 Item 1 b** Type of Violation: **Serious**

29 CFR 1910.37(b)(2): Each exit was not clearly visible and marked by a sign reading "Exit":

On or about March 17, 2015, in building #2, exit routes were not clearly visible and/or marked, which exposed employees to fire hazards in the following instances:

- (a) Front side entrance/exit door was not marked by a sign reading "Exit".
- (b) Between bay door 3 & 4, back side entrance/exit door was not marked by a sign reading "Exit".
- (c) Between bay door 5 & 6, back side entrance/exit door was not marked by a sign reading "Exit".

Date By Which Violation Must be Abated:

09/18/2015

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

**Inspection Number:** 1046944  
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**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1910.95(g)(1): The employer did not establish and maintain an audiometric testing program as provided by 29 CFR 1910.95(g) by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels:

On or about March 17, 2015, the employer did not maintain an audiometric testing program by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels. Employees were exposed to noise hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

10/07/2015  
\$2100.00

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:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
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**Citation 1 Item 2 b** Type of Violation: **Serious**

29 CFR 1910.95(g)(6): At least annually after obtaining the baseline audiogram, the employer did not obtain a new audiogram for each employee exposed at or above an 8-hour time-weighted average of 85 decibels:

On or about March 17, 2015, the employer did not obtain a new audiogram for each employee exposed at or above an 8-hour time-weighted average of 85 decibels after obtaining the baseline audiogram in 2009. Employees were exposed to noise hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

10/07/2015

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:** 1046944  
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**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
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**Citation 1 Item 2 c** Type of Violation: **Serious**

29 CFR 1910.95(k)(2): The training program was not repeated annually for each employee included in the hearing conservation program. Information provided in the training program was not updated to be consistent with changes in protective equipment and work processes

On or about March 17, 2015, training for the hearing conservation program was not repeated annually and/or information provided in the training program was not updated as required. Employees were exposed to noise hazards.

Date By Which Violation Must be Abated:

10/07/2015

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

**Inspection Number:** 1046944  
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**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
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**Citation 1 Item 3** Type of Violation: **Serious**

29 CFR 1910.95(i)(2)(ii)(A): The employer did not ensure that hearing protectors are worn by any employee who is exposed to an 8-hour time-weighted average of 85 decibels or greater and has not yet had a baseline audiogram established pursuant to 29 CFR 1910.95(g)(5)(ii):

On or about March 17, 2015, in the EPTD Press Area of Building #1, the employer did not ensure that hearing protectors were worn by an employees working near and/or operating press #56, #58, #32 and #34. This condition exposed employees to noise hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2800.00

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:** Stampcoat, Inc., dba El Paso Tool and Die  
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**Citation 1 Item 4** Type of Violation: **Serious**

29 CFR 1910.138(a): The employer did not select and require employee(s) to use appropriate hand protection when employees' hands were exposed to hazards such as those from skin absorption of harmful substances:

On or about March 17, 2015, in Building #1, the employer provided employee(s) with improper hand protection exposing employee(s) to chemical and physical injuries. Instances include, but are not limited to the following:

- (a) In the EPTD Press area, an employee was observed using powder free disposable latex gloves while working with acetone to clean production parts (#K0249).
- (b) In the 3/6-stage Washer Pre-treatment Area, employee(s) were not provided the appropriate personal protective equipment when working with corrosives.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00



### Citation and Notification of Penalty

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to items (a) through (d) of this section:

On or about March 17, 2015, in the EPTD and Stamtec Areas (Building #1) and Fabrication Press Area (Building #2), the employer's lockout-tagout procedure was inadequate. The procedure did not identify multiple sources of energy specific to each machine type/model and techniques to be utilized for the control of all hazardous energy. Employees were exposed to struck-by, caught-between and electrical shock hazards associated with the following equipment:

#### Building #1

- (a) Stamtec Press #56 Model G1-110/Serial S70715 (two press(es) same type/model)
- (b) Stamtec Press #58 Model G1-160/Serial S70703
- (c) Warco Press #59 Model 100-2-72C/Serial 5514
- (d) Minster Press #60 Model P2-60-32/Serial P2-60-19274
- (e) Minster Piece Maker Press #51 Model P2-60-36/Serial P2-60-23830
- (f) Oak Lam Press #30 Model Oak Lam/Serial 42-LP-100-704
- (g) Bruderer Press #53 Model AG CH-9320/Type BSTA 30 - Serial #8262
- (h) Bliss Press #112 Model MI/DAC 0016/Serial 0123
- (i) Stamtec Press #34 Model G2-200/Serial S70683 (four press(es) same type/model)

#### Building #2

- (j) Turret Press - Amada Model EM2510NT/Serial 25100565
- (k) Turret Press - LVD Strippit Model V30-1525/Serial 006112108
- (l) Press Brake Press #3 Amada Fab 100D Model 1030 F/Serial 1030464
- (m) Press Brake - LVD Strippit Model PPEC-5 135/30/Serial 000132301
- (n) Shear - LVD Strippit Model MVS 31/6/Serial 30452
- (o) Press Brake Press #1 Amada Fab III 8025 Model FBD8025NT/Serial 80252168 (two press brake press(es) same type/model)

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

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**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/24/2015
Proposed Penalty:	\$4900.00

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**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

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

On or about March 17, 2015, annual periodic inspections of the employer's energy control procedure (Lockout/Tagout) was not conducted. Employees were exposed to struck-by, caught-between and electrical shock hazards while performing servicing and maintenance activities on equipment with multiple energy sources including, but not limited to pneumatic, hydraulic, electric, and gravitational sources.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

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

On March 18, 2015, employees were exposed to struck-by, caught-between and electrical shock hazards in the following instances:

- (a) In the EPTD Press Area of Building #1, Bliss Press #112 (Model MI/DAC 0016/Serial 0123) was locked out by an employee not trained or familiar with the employer's lockout/tagout procedure(s).
- (b) In the Fabrication Press Area of Building #2, Press Brake LVD Strippit (Model PPEC-5 135/30/Serial 000132301) was locked out by an employee not trained or familiar with the employer's lockout/tagout procedure(s).

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00

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

**Inspection Number:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
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**Citation 1 Item 8** Type of Violation: **Serious**

29 CFR 1910.176(b): Material stored was not stacked, blocked, interlocked or limited in height so that it was stable and secure against sliding and collapse:

On or about March 17, 2015, in Building #1; on the second level storage area above the Hold/Reject Area a pallet of stacked boxes was not secured against falling and collapse. A portion of the pallet hung over the edge of the platform and exposed employees to crush-by hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$3500.00

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 9** 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):

On or about March 17, 2015, forklift operators were exposed to tip-over and burn hazards in the following instances;

- (a) In the Stampcoat/EPTD Press and Dock Areas of Building #1, the tires of HYSTER forklift (Model S50XM, Serial #D187v02519T) and HYUNDAI forklift (Model 25LC-7, Serial #HC0210241) were worn out, cracked and/or chunking off.
- (b) In the Fabrication Press Area Building #2, the tires of the Clark forklift (Model GCX 40, Serial #GX710U 1019457FB) were worn out, cracked and/or chunking off.
- (c) In the Fabrication Press Area of Building #2, the engine cover latch of the Clark forklift (Model GCX 40, Serial #GX710U 1019457FB) was broken and would not lock.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: 09/18/2015  
Proposed Penalty: \$4900.00

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**

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

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

On or about March 17, 2015, in Tool & Die Shop of Building #1, employees were exposed to struck-by and caught-between hazards such as those created by point of operation, ingoing nip points, rotating parts, flying abrasive chips and sparks in the following instances:

- (a) The Chevalier Surface Grinder (Model FSG-618M) was missing its protective abrasive wheel guard.
- (b) The Okamoto Surface Grinder (Model Linear 612) was missing its protective abrasive wheel guard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00



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

29 CFR 1910.212(a)(3)(ii): The point of operation of machines whose operation exposed an employee to injury, was not guarded:

The machines point of operation was not guarded and exposed employees to struck-by and caught-between hazards in the following instances:

(a) On March 16, 2015, in the EPTD Press Area of Building #1, the point of operation on the Bliss Press #112 (Model No. MI/DAC 0016/Serial 0123 was not guarded.

(b) On or about March 17, 2015, in the EPTD Press Area of Building #1, the finger guard to the Minster Piece Maker Press #51 (Model P2-60-36/Serial P2-60-23830) was by-passed by setting the sensor to the side allowing the machine to operate with the finger guard gate in the raised position.

(c) On May 20, 2015, in the Sanding/Deburring Area of Building #2, the point of operation on Jet Combination Belt & Disc Finishing Machine (Model No. J-4200A, Serial No. 140417739/2850 S.F.P.M) was not guarded.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00

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

29 CFR 1910.215(a)(4): Work rest(s) on grinding machinery were not adjusted closely to the wheel with a maximum opening of one eighth inch:

On or about March 17, 2015, in Tool & Die Shop of Building #1, the work rests of the 1/2; HP Dayton Industrial Grinder (Model #2Z341N/3600RPMs) were not adjusted to a maximum opening of one eighth inch, exposing employees to struck-by hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$3500.00

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

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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 13 a      Type of Violation: **Serious**

29 CFR 1910.217(b)(3)(i): Mechanical power press(es) using full revolution clutches did not incorporate a single-stroke mechanism:

On or about March 17, 2015, in the EPTD Press Area of Building #1, the Bliss Press #112 (Model MI/DAC 0016/Serial 0123) installed with a full revolution clutch did not incorporate a single-stroke mechanism exposing employees to struck-by and caught-between injuries.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00

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**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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Citation 1 Item 13 b      Type of Violation: **Serious**

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

On or about March 17, 2015, the employer did not provide and ensure the usage of point of operation guards on the press machines located in the EPTD Press Area of Building #1. Employees were exposed struck-by and caught-between hazards in the following instances;;

- (a) Oak Lam Press #30 (Model Oak Lam/Serial 42-LP-100-704) did not have point of operation guards installed and light curtain system was disabled.
- (b) Minster Piece Maker Press #51 (Model P2-60-36/Serial P2-60-23830) point of operation guard (finger gate guard) was by-passed.
- (c) Minster Press #60 (Model P2-60-32/Serial P2-60-19274) did not have point of operation guards installed.
- (d) Bruderer Press #53 (Model AG CH-9320/Type BSTA 30 Serial #8262) did not have point of operation guards installed.
- (e) Warco Press #59 (Model 100-2-72C/Serial 5514) did not have point of operation guards installed.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

09/18/2015

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:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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 14 a      Type of Violation: **Serious**

29 CFR 1910.217(b)(4)(ii): Mechanical power press(es) using full revolution clutches were not provided with a pad with a nonslip contact area firmly attached to the pedal:

On or about March 17, 2015, in the EPTD Press Area of Building #1, the Bliss Press #112 (Model MI/DAC 0016/Serial 0123) installed with a full revolution clutch did not have a nonslip contact area firmly attached to the pedal. The foot pedal had raised grip bumps which became slippery from wear and tear and exposed employees to struck-by and crushing injuries.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/18/2015
Proposed Penalty:	\$4900.00

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.217(c)(3)(iii)(e): Safety distance(s)(Ds) from the presence sensing field to the point of operation of mechanical power press(es) were not greater than the distance determined by the formula specified at 29 CFR 1910.217(c)(3)(iii)(E)(e):

On or about March 17, 2015, in the EPTD and Stamtec Press Areas of Building #1, presence sensing devices (light curtains) installed on the mechanical power presses were not located at the safety distance from the point of operation which exposed employees to crush-by and caught-between hazards:

- a) Stamtec Press #34 (Model G2-200/Serial S70683) safe distance was 22.86 inches; distance from the sensing curtain to the first pinch point was 14.25 inches.
- b) Stamtec Press #58 (Model G1-160/Serial S70703) safe distance was 12.78 inches; distance from the sensing curtain to the first pinch point was 12.75 inches.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

09/18/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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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 15 a**      Type of Violation: **Serious**

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

On or about March 17, 2015, the employer did not use dies and operating methods designed to control or eliminate hazards to employees operating mechanical power presses. This condition exposed employees to crush-by and caught-between hazards.

Building #1, EPTD Press Area

- (a) Stamtec Press #56 Model G1-110/Serial S70715
- (b) Stamtec Press #57 Model G1-110/Serial S70714
- (c) Stamtec Press #58 Model G1-160/Serial S70703
- (d) Minster Press # 51 Model P2-60-36/Serial P2-60-23830
- (e) Oak Lam Press #30 Model Oak Lam/Serial 42-LP-100-704
- (f) Bruderer Press #53 Model AG CH-9320/Type BSTA 30 - Serial #8262
- (g) Bliss Press #112 Model MI/DAC 0016/Serial 0123

Building #1, Stamtec Press Area

- (h) Stamtec Press #32 Model G2-200/Serial S70688
- (i) Stamtec Press #33 Model G2-200/Serial S70686
- (j) Stamtec Press #34 Model G2-200/Serial S70683
- (k) Stamtec Press #35 Model G2-200/Serial S70685

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$4900.00

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:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampecoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.217(e)(1)(i)(A): Periodic and regular inspections of each power press were not conducted to ensure that all of its parts, auxiliary equipment, and safeguards, including clutch/brake mechanism, antirepeat feature, and single-stroke mechanism, are in safe operating condition and adjustment:

On or about March 17, 2015, the employer did not establish and implement a program of periodic and regular inspections of his power presses to ensure that safeguards were in place. Employees were exposed crush-by and caught-between hazards.

Building #1, EPTD Press Area

- (a) Stamtec Press #58 Model G1-160/Serial S70703
- (b) Minster Press # 51 Model P2-60-36/Serial P2-60-23830
- (c) Oak Lam Press #30 Model Oak Lam/Serial 42-LP-100-704
- (d) Bruderer Press #53 Model AG CH-9320/Type BSTA 30 - Serial #8262
- (e) Bliss Press #112 Model MI/DAC 0016/Serial 0123

Building #1, Stamtec Press Area

- (f) Stamtec Press #34 Model G2-200/Serial S70683

Building #2, Fabrication Area:

- (g) Press Brake Press #1 Amada Fab III 8025 Model FBD8025NT/Serial 80252168
- (h) Press Brake Press #2 Amada Fab III 8025 Model FBD8025NT/Serial 80252246
- (i) Press Brake Press #3 Amada Fab 100D Model 1030 F/Serial 1030464
- (j) Press Brake - LVD Strippit Model PPEC-5 135/30/Serial 000132301

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

10/01/2015

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:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.217(f)(2): Supervision to ensure that correct operating procedures were being followed on mechanical power press(es) was inadequate:

On March 16, 2015, in the EPTD Press Area of Building #1, the employer did not provide adequate supervision to ensure that correct operating procedures were being followed by the operator assigned to operate Bliss Press #112. The employee was exposed to crush-by and caught-between hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

09/18/2015

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:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 16** Type of Violation: **Serious**

29 CFR 1910.219(f)(3): Sprocket wheels and chains that were seven (7) or less feet from the floor or platform were not enclosed:

On or about March 17, 2015, In the Stamtec Press Area of Building #1, the 1/2 HP TPG Gear Motor (Model Mo400-523, RPMs 1450/1720) approximately 3-inches above the floor was missing its guard. This condition exposed employees to caught-in/caught-between hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2800.00

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:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 17** Type of Violation: **Serious**

29 CFR 1910.219(p)(6)(ii): Inspection were not made of belts, lacings, and fasteners and such equipment kept in good repair.

On or about March 17, 2015, a conveyor powered by a General Purpose Vibratory Feeder (Model 6000.1, 15 AMPS/1750 RPMs) was used in the Final Product Assembly Area of Building #1 with a damaged conveyor belt. The belt had multiple tears and staples holding the seams together which were breaking apart. Employees were exposed to struck-by hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$3500.00

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 18** Type of Violation: **Serious**

29 CFR 1910.303(b)(1)(ii): Electrical equipment was not free from recognized hazards, based on the mechanical strength and durability, including, for parts designed to enclose and protect other equipment, the adequacy of the protection thus provided:

On or about March 17, 2015, in the EPTD and Stamtec Press Areas of Building #1, electrical equipment was not free from recognized hazards; adequacy of the protection for parts designed to enclose and protect other equipment was not maintained and exposed employees to electrical shock hazards in the following instances;

- (a) At the Warco Press #59, the flexible conduit protecting the electrical conductors to the two-hand controller was damaged.
- (b) At the Oak Lam Press #30, the flexible conduit protecting the electrical conductors coming from the press control box and the two-hand controller was damaged.
- (c) At the Minster Press #60, the flexible conduit coming from a press control box was damaged.
- (d) At the Stamtec Press #35, the flexible conduit protecting the electrical conductors from the two-hand controller was damaged.
- (e) At Stamtec Press #32, the flexible conduit and circuit box protecting the electrical conductors to the Metal Reel Loader (Derailer) was damaged.
- (f) At Stamtec Press #33, the cover to the gear motor and flexible conduit protecting the electrical conductors to the Metal Reel Loader (Derailer) was damaged.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$3500.00

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 19** 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:

On or about March 17, 2015, in the Paint Line-STCII and Fabrication Press Areas of Building #2, listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling of equipment and exposed employees to electrical shock hazards;

- (a) A job-made electrical handy-box with two duplex receptacles (15A, 125VAC/2-pole 3-wire) was plugged (daisy-chained) into a 9-foot extension cord that plugged into the wall.
- (b) A water fountain installed below the two duplex receptacles (15A, 125VAC/2-pole 3-wire) that was not GFCI protected.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2100.00



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 20** Type of Violation: **Serious**

29 CFR 1910.303(b)(7)(i): Unused openings in boxes, raceways, auxiliary gutters, cabinets, equipment cases, or housings were not effectively closed to afford protection substantially equivalent to the wall of the equipment:

On or about March 17, 2015, unused openings in boxes exposed employees to electrical shock and burn hazards in the following instances;

- (a) In the EPTD Press Area of Building #1, the 220V Control Box to the Metal Reel Loader (Derailer) at press #58 had three unused openings exposing employees to electrical shock and fire hazards.
- (b) In the Pre-Treatment Area of Building #2, the 480V switch box had an open hole on the right side of the box.
- (c) In the Stampcoat Paint Room Area of Building #2, the 600V switch box had an open hole on the bottom side of the box.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2100.00

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

**Inspection Number:** 1046944  
**Inspection Date(s):** 03/17/2015 - 05/21/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 21** Type of Violation: **Serious**

29 CFR 1910.303(c)(3)(i): All splices and joints and the free ends of the conductors were not covered with an insulation equivalent to that of the conductors or with an insulating device identified for the purpose:

On or about March 17, 2015, in the EPTD Press Area of Building #1 near Minster Press #51, the splice on the metal air fan (approximately 20 inches x 20 inches and unmarked), did not duplicate the cord's original characteristics; neither the insulation's strength or flexibility characteristics were restored exposing employees to electrical shock and fire hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2100.00

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 22** Type of Violation: **Serious**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident:

On or about March 17, 2015, circuit breakers were not legibly marked to indicate their purpose, nor located and arranged so the purpose was evident exposing employees to electrical shock and burn hazards;

(a) In the EPTD Tool Room Area of Building #1, the 220V feeder circuit breaker was not legibly marked.

(b) In the Stampcoat Press Area of Building #2, the 240/277V feeder circuit breaker was not legibly marked.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2100.00



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 23** Type of Violation: **Serious**

29 CFR 1910.305(a)(2)(ix): Lamps for general illumination were not protected from accidental contact or breakage by a suitable fixture or lamp holder with a guard:

On or about March 17, 2015, fluorescent lighting provided by the employer was not guarded against accidental contact or breakage, exposing employees to potential laceration and burn hazards in the following instances;

- (a) In the Rework Area of Building #1, sixteen (48-inch Bipin) Fluorescent Light Bulbs approximately 6-feet 9-inches from the floor were not protected from accidental contact or breakage.
- (b) In the Paint Room of Building #1, six (45-inch miniature Bipin) Fluorescent Light Bulbs approximately 3-feet from the floor were not protected from accidental contact or breakage.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$3500.00



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 24** Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings were not protected from abrasion, and openings through which conductors entered were not effectively closed:

On or about March 17, 2015, in the EPTD Press Area of Building #1, electrical conductors were run through holes in cabinets of machinery which exposed employees to electrical shock hazards in the following instances;

- (a) Bruderer Machinery (straightener), electrical conductors entering the cabinet was not protected from abrasion.
- (b) Bruderer Press #53, electrical conductors entering the cabinet was not protected from abrasion.
- (c) Bruderer Press #55, electrical conductors entering the cabinet was not protected from abrasion.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2100.00



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 25** Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords and cables were not connected to devices and fittings so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws:

On or about March 17, 2015, in the EPTD Press Area of Building #1, electrical cables were not provided with strain relief that would prevent pull from being directly transmitted to joints or terminal screws; employees were exposed to electrical shock hazards in the following instances;

- (a) Next to the OAK LAM Press #30, the strain relief to the 115V WELDOTRON Malfunction Detector Control Box electrical power cable was broken.
- (b) Next to the Minster Press #60, the strain relief to the 115V WELDOTRON Malfunction Detector Control Box electrical power cable was broken.
- (c) Next to the Minster Press #60, the strain relief to the BRUDERER 18260-1000 Sheet & Strip Straightener electrical power cable was broken.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/18/2015  
\$2100.00

A handwritten signature in black ink, appearing to read "Diego Alvarado Jr.", written over a horizontal line.

**Diego Alvarado Jr.**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
El Paso Area Office  
4849 North Mesa, Suite 200  
El Paso, TX 79912  
Phone: 915-534-6251 Fax: 915-534-6259



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935  
**Issuance Date:** 09/14/2015

<b>Summary of Penalties for Inspection Number</b>	<b>1046944</b>
<b>Citation 1, Serious</b>	<b>\$90300.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$90300.00</b>

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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](http://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.



**Diego Alvarado Jr.**

Area Director

9/14/15

Date

## U.S. Department of Labor

Occupational Safety and Health Administration  
El Paso Area Office  
4849 North Mesa, Suite 200  
El Paso, TX 79912  
Phone: 915-534-6251 Fax: 915-534-6259



# Citation and Notification of Penalty

**To:**  
Stampcoat, Inc., dba El Paso Tool and Die  
and its successors  
10859 Pellicano Dr.  
El Paso, TX 79935

**Inspection Number:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015

**Inspection Site:**  
10859/10830 Pellicano Dr.  
El Paso, TX 79935

*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](http://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](http://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 09/14/2015. The conference will be held by telephone or at the OSHA office located at 4849 North Mesa, Suite 200, El Paso, TX 79912 on \_\_\_\_\_ at \_\_\_\_\_.

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1047170**

Company Name: Stampcoat, Inc., dba El Paso Tool and Die  
Inspection Site: 10859/10830 Pellicano Dr., El Paso, TX 79935  
Issuance Date: 09/14/2015

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, 4849 North Mesa, Suite 200, El Paso, TX 79912**

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.107(b)(5)(ii): Discarded filter pads and filter rolls were not immediately removed to a safe, well-detached location or placed in a water-filled metal container and disposed of at the close of the day's operation when not maintained completely.

On March 18, 2015, and times prior to, filter pads and rolls used in Spray Booth Operations conducted in Building's #1 and #2 were not immediately removed to a safe, well-detached location or placed in water and disposed of. This condition exposed employees to fire and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/24/2015
Proposed Penalty:	\$3500.00

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

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

29 CFR 1910.107(l)(4)(i): All areas were not kept free of the accumulation of powder coating dust.

On March 18, 2015, and times prior to, the Spray Room Area of Building's #1 and #2 were not kept clean and free from accumulation of powder coating material. This condition exposed employees to explosion and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/24/2015
Proposed Penalty:	\$4900.00

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.107(l)(4)(ii): Surfaces were not cleaned in such a manner as to avoid scattering dust to other places or creating dust clouds.

On March 18, 2015, and times prior to, in the Spray Booth Area of Building's #1 and #2, surfaces were not cleaned in such a manner as to avoid creating dust clouds and scattering dust to other locations. Employees were exposed to explosion and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

09/24/2015

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:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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 1910.107(l)(7)(ii): Transformers, powerpacks, control apparatus, and all other electrical portions of the equipment, with the exception of the charging electrodes and their connections to the power supply were not located outside of the powder coating area.

On March 18, 2015, and times prior to, electrical equipment was not located outside Powder Coating Area's and exposed employees to explosion hazards in the following instances:

- (a) In Building #1, the Paint Booth's Controller Box was located within the confines of the Powder Coating Area.
- (b) In Building #2, the Paint Booth's Circuit Breaker was located within the confines of the Powder Coating Area.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/24/2015
Proposed Penalty:	\$4900.00

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

**Inspection Number:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.107(l)(7)(iii): All electrically conductive objects within the charging influence of the electrodes were not adequately grounded.

On March 18, 2015, and times prior to, in the Spray Room Area of Building's #1 and #2, electrically conductive objects such as metal Stools, buckets, and electrical boxes and other metal electrical equipment were not adequately grounded.

Date By Which Violation Must be Abated:

09/24/2015

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.107(l)(7)(iv): Objects being coated were not maintained in contact with the conveyor or other support in order to ensure proper grounding.

On March 18 2015, and times prior to, in the Spray Room Area of Building's #1 and #2 material being coated did not maintain contact with the conveyor or other support in order to ensure proper grounding. This condition exposed employees to electrical shock hazards.

Date By Which Violation Must be Abated:

09/24/2015

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.107(l)(7)(v): The electrical equipment was not interlocked with the ventilation system so that the equipment could not be operated unless the ventilation fans were in operation.

On March 18, 2015, and times prior to, electrical equipment located in the Spray Booths of Building's #1 and #2, was not interlocked with the ventilation system so that the equipment could not be operated unless the ventilation fans were in operation. This condition exposed employees to explosion and health hazards.

**Date By Which Violation Must be Abated:**  
**Proposed Penalty:**

**09/24/2015**  
**\$4200.00**

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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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(d)(1)(iv): The employer did not select respirators from a sufficient number of respirator models and sizes to ensure the respirators used in the worksite were acceptable to and correctly fit the users.

On March 18, 2015, and times prior to, the employer did not select respirators from a sufficient number of respirator models and sizes to ensure respirators fit correctly and were acceptable for employees working in the Spray Room Area of Building's #1 and #2. This condition exposed employees to health hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/24/2015  
\$4200.00

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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**Citation 1 Item 5 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 was fit tested or required to use the respirator in the workplace.

On March 18, 2015, and times prior to, the employer did not have employees medically evaluated to determine the employees' ability to use a respirator before the employees were fit tested or prior to working in the Spray Room Areas of Building's #1 and #2. This condition exposed employees to health hazards.

Date By Which Violation Must be Abated:

09/24/2015

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.134(f)(1): The employer did not ensure that employee(s) required to use a tight-fitting facepiece respirator passed the appropriate qualitative fit test (QLFT) or quantitative fit test (QNFT).

On March 18, 2015, and times prior to, the employer did not ensure that employees required to use a tight-fitting face piece respirator passed the appropriate qualitative fit test (QLFT) or quantitative fit test (QNFT) prior to working in the Spray Room Area of Building's #1 and #2. This condition exposed employees to health hazards.

Date By Which Violation Must be Abated:

09/24/2015

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.141(a)(3): The employer did not ensure that all places of employment were kept clean to the extent that the nature of the work allowed.

On March 18, 2015, in the Rework Area of Building #1, Cladosporium mold was detected on the floor of the second level storage area due to a re-occurring leak from the building roof. This condition exposed employees to health hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/24/2015  
\$2100.00

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.307(c)(2)(i): Equipment in hazardous (classified) location(s) was not approved for the ignitable or combustible properties of the specific gas, vapor, dust, or fiber that was or could be present:

On March 18, 2015, and times prior to, electrical equipment located in the Spray Room Area of Building's #1 and #2 was not approved for the ignitable or combustible properties of powder coating residues, dust or deposits that was or could be present. This condition exposed employees to fire and explosion hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/24/2015  
\$4200.00

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:** 1047170  
**Inspection Date(s):** 03/18/2015 - 03/18/2015  
**Issuance Date:** 09/14/2015



**Citation and Notification of Penalty**

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935

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

29 CFR 1910.107(l)(4)(iii): "No Smoking" signs in large letters on contrasting color background were not conspicuously posted at all powder coating areas and powder storage rooms.

On March 18, 2015, and times prior to, "No smoking" signs were not posted in Powder Coating Area of Building's #1 and #2. Not posting the "No Smoking" signs allowed for a condition that could potentially expose employees to fire hazards.

Date By Which Violation Must be Abated:  
Proposed Penalty:

09/24/2015  
\$700.00

A handwritten signature in black ink, appearing to read "Diego Alvarado Jr.", written over a horizontal line.

**Diego Alvarado Jr.**  
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  
El Paso Area Office  
4849 North Mesa, Suite 200  
El Paso, TX 79912  
Phone: 915-534-6251 Fax: 915-534-6259



## INVOICE / DEBT COLLECTION NOTICE

**Company Name:** Stampcoat, Inc., dba El Paso Tool and Die  
**Inspection Site:** 10859/10830 Pellicano Dr., El Paso, TX 79935  
**Issuance Date:** 09/14/2015

<b>Summary of Penalties for Inspection Number</b>	<b>1047170</b>
<b>Citation 1, Serious</b>	<b>\$28000.00</b>
<b>Citation 2, Other-than-Serious</b>	<b>\$700.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$28700.00</b>

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](http://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.



**Diego Alvarado Jr.**

Area Director



Date