



Citation and Notification of Penalty

To:
T2 G.C. LLC dba T2 Construction

and its successors
3520 S. Morgan St.
Chicago, IL 60609

Inspection Site:
3636 N. Broadway St.
Chicago, IL 60613

Inspection Number: 315512137
Inspection Date(s): 05/20/2011 - 11/02/2011

Issuance Date: 11/02/2011

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 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. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may meet 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). Please call immediately if you wish to schedule a conference.

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 page 5 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

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

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

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

Abatement Certification - For violations which you do not contest, you should notify the U.S. Department of Labor Area Office promptly that you have taken appropriate corrective action within the time frame set forth on this Citation. Please send to the Area Office abatement certification or documentation as indicated on the citation.

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.

Internet Citation History - 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 your inspection will be available 30 calendar days after the Citation Issuance Date. 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.

ABATEMENT CERTIFICATION

DIANE TUREK, Area Director
U.S. Department of Labor - OSHA
701 Lee Street - Suite 950

Des Plaines, IL 60016
Phone: (847)803-4800

T2 G.C. LLC dba T2 Construction
3520 S. Morgan St.
Chicago, IL 60609

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____.

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____.

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____.

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____.

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____.

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

Signature

Typed or Printed Name



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 11/02/2011. The conference will be held at the OSHA office located at 701 Lee Street, Suite 950 Des Plaines, IL, 60016 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(e)(1): All Class I, II and III asbestos work was not conducted within regulated areas. The regulated area did not comply with the requirements of paragraph (2), (3), (4) and (5) of this section:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed pipe insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos. The asbestos was not removed within a regulated area, thereby exposing employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

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

29 CFR 1926.1101(f)(1)(i): Each employer who has a workplace or work operation where exposure monitoring is required under this section shall perform air monitoring to determine the airborne concentrations of asbestos to which employees may be exposed:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees were not monitored to determine accurately the airborne concentrations of asbestos to which they may have been exposed while conducting demolition work and removing of thermal system insulation containing 8 - 75% chrysotile asbestos and removing floor tile and mastic containing up to 3% chrysotile asbestos, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(f)(3)(i): Class I and II operations. The employer did not conduct daily monitoring that is representative for the exposure of each employee who is assigned to work within a regulated area who is performing Class I and II work, unless the employer pursuant to (f)(2)(iii) of this section, has made a negative exposure assessment for the entire operation:

a) In the period between May 9, 2011, and May 25, 2011, the general contractor did not require the demolition subcontractor to conduct daily monitoring for each subcontractor employee conducting demolition work and removing thermal system insulation containing 8 - 75% chrysotile asbestos and removing floor tile and mastic containing up to 3% chrysotile asbestos, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated: 11/28/2011



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(1): The employer did not use the engineering controls and work practices located in (g)(1)(i) through (g)(1)(iii) of this section in all operations covered by this section, regardless of the level of exposure:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos were not protected by the following engineering controls and work practices: HEPA vacuums were not used to collect debris and dust, wet methods were not used and waste and debris was not promptly cleaned up and disposed of, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
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Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(2): The employer did not use the control methods, described in paragraph (g)(2)(i) through (iii) to achieve compliance with the TWA permissible exposure limit and excursion limit prescribed by paragraph (c) of this section:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos were not protected from exposure by use of the following control methods: local exhaust ventilation, enclosure or isolation, and/or ventilation of the regulated area, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(3): The work practices and engineering controls located in (g)(3)(i) through (g)(3)(iv) shall not be used for work related to asbestos or for work which disturbs ACM or PACM, regardless of measured levels of asbestos exposure or the results initial exposure assessments:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos and used the following work methods during the removal process: dry shoveling, dry scraping and dry sweeping, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(4): Additional engineering controls and work practices and procedures were not used for Class I work as required by 1926.1101(g)(4)(i) through (g)(4)(v):

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos, did not use the following engineering controls, work practices and procedures: operations were not supervised by a competent person, methods to prevent migration of asbestos fibers were not used, HVAC systems were not isolated, impermeable drop cloths were not placed on surfaces below the removal activities, and objects within the area were not covered with impermeable drop cloths, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(5): Class I asbestos work was not performed using one or more control methods required by sections (g)(5)(i) through (g)(5)(vi):

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos. The subcontractor employees were not protected by one or more of the following control methods: asbestos work was not conducted inside of a negative pressure closure or by using glovebag systems, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(7): The work practices and engineering controls located in (g)(7)(i) through (g)(7)(iv) were not used for Class II work:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed floor tile and mastic containing up to 3% chrysotile asbestos and did not use the following engineering controls and work practices: operations were not supervised by a competent person, critical barriers or another barrier or isolation method were placed over all openings to prevent migration of airborne asbestos from the regulated area and impermeable drop cloths were not placed on surfaces beneath all removal activities, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(g)(8)(i): For removing vinyl and asphalt flooring materials which contain asbestos, the employer did not ensure that employees complied with work practices described in (g)(8)(i)(A) through (g)(8)(i)(I) and that employees were trained in these practices pursuant to paragraph 1926.1101(k)(9):

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed floor tile and mastic containing up to 3% chrysotile asbestos did not use the following work practices: vacuums with HEPA filters were not used, scraping of residual adhesive and/or backing was not performed using wet methods, dry sweeping was not prohibited, mechanical chipping was performed, and tiles were not removed intact, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(h)(1): For employees who use respirators required by this section, the employer did not provide each employee an appropriate respirator that complied with the requirements of this paragraph. Respirators must be used during (h)(1)(i) through (h)(1)(viii) of this section:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos. The subcontractor employees were provided with air-purifying half mask respirators when a powered air purifying respirator (PAPR) was required, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

1926.1101(i)(1): The employer did not provide or require the use of protective clothing, such as coveralls or similar whole-body clothing, head coverings, gloves and foot covering for any employee exposed to airborne concentrations of asbestos that exceed the TWA and/or excursion limit prescribed in paragraph (c) of this section, or for which a required negative exposure assessment was not produced, or for any employee performing Class I operations which involve the removal of over 25 linear or 10 square feet of TSI or surfacing ACM or PACM:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos and were not provided with adequate protective clothing, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

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

29 CFR 1926.1101(j)(1): The hygiene facility requirements located in (j)(1)(i) through (j)(1)(iv) were not followed for employees performing Class I asbestos jobs involving over 25 linear or 10 square feet of TSI or surfacing ACM or PACM:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos were not provided hygiene facilities, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(j)(2): The hygiene facility requirements located in (j)(2)(i) through (j)(2)(v) were not followed for employees performing Class I asbestos jobs involving less than 25 linear or 10 square feet of TSI or surfacing ACM or PACM and for Class II and Class III asbestos work operations where exposures exceed a PEL or where there is no negative exposure assessment produced before the operation:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed floor tile and mastic containing up to 3% chrysotile asbestos were not provided hygiene facilities, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated: 11/28/2011



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(k)(8)(i): Labels were not affixed to all products containing asbestos and all containers containing such products, including waste containers:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos. The asbestos containing products were disposed of in roll-off containers which were not labeled, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 3000.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(l)(2): Waste, scrap, debris, bags, containers, equipment, and clothing contaminated with asbestos, tremolite, anthophyllite, or actinolite consigned for disposal, were not collected and disposed of in sealed impermeable bags, or other closed impermeable containers:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos and did not collect and dispose of asbestos waste in sealed impermeable bags or other closed impermeable containers, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(c)(5): All general contractors on a construction project which includes work covered by the asbestos standard shall be deemed to exercise general supervisory authority over the work covered by the asbestos standard, even though the general contractor is not qualified to serve as a "competent person" as defined by paragraph (b) of this section. As supervisor of the entire project, the general contractor did not ascertain whether the asbestos contractor is in compliance with the asbestos standard, and did not require such contractor to come into compliance with the asbestos standard when necessary:

a) In the period between May 9, 2011, and May 25, 2011, subcontractor employees conducted demolition work and removed thermal system insulation containing 8 - 75% chrysotile asbestos and removed floor tile and mastic containing up to 3% chrysotile asbestos and the general contractor did not require the subcontractor to come into compliance with the asbestos standard.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 42000.00



Citation and Notification of Penalty

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613

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

29 CFR 1926.1101(f)(2)(i): The employer with a work operation covered by the asbestos standard, did not ensure that a "competent person" conducted an exposure assessment immediately before or at the initiation of the operation to ascertain expected exposures during the operation:

a) In the period between May 9, 2011, and May 25, 2011, the general contractor did not ensure a competent person conducted an exposure assessment prior to subcontractor employees conducting demolition work and removing thermal system insulation containing 8 - 75% chrysotile asbestos and removing floor tile and mastic containing up to 3% chrysotile asbestos, thereby exposing subcontractor employees to the hazards associated with asbestos.

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

Date By Which Violation Must be Abated:	11/28/2011
Proposed Penalty:	\$ 42000.00



DIANE TUREK
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
701 Lee Street - Suite 950
Des Plaines, IL 60016
Phone: (847)803-4800 FAX: (847)390-8220



INVOICE/ DEBT COLLECTION NOTICE

Company Name: T2 G.C. LLC dba T2 Construction
Inspection Site: 3636 N. Broadway St., Chicago, IL 60613
Issuance Date: 11/02/2011

Summary of Penalties for Inspection Number 315512137

Citation 1, Serious	= \$	57600.00
Citation 2, Willful	= \$	84000.00
TOTAL PROPOSED PENALTIES	= \$	141600.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to:

"DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance.

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

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

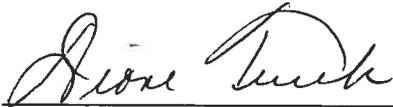
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts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

Interest. Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 3%. 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.



DIANE TUREK
Area Director



Date

Corrective action, taken by you for each alleged violation should be submitted to this office on or about the abatement dates indicated on the Citation and Notification of Penalty.

If the hazards itemized on this citation(s) are not abated/corrected and a follow-up inspection is conducted, your establishment may receive a Failure to Abate Citation for the uncorrected hazards with subsequent additional monetary penalties of up to thirty (30) times the original penalty amount of the uncorrected hazards.

A work sheet has been provided to assist in providing the required abatement information. A completed copy of this work sheet should be posted at the worksite with the Citation(s).