

## U.S. Department of Labor

Occupational Safety and Health Administration  
9100 Bluebonnet Centre Blvd.  
Suite 201  
Baton Rouge, LA 70809  
Phone: 225-298-5458 Fax: 225-298-5457



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# Citation and Notification of Penalty

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**To:**

Transporter Maintenance and Inspection, LLC, dba  
TMI; Subsidiary of L&B Holdings, LLC  
and its successors  
702 HWY 190 WEST  
Port Allen, LA 70767

**Inspection Site:**

570 Hwy 190 West  
Port Allen, LA 70767

**Inspection Number:** 1029960**Inspection Date(s):** 02/03/2015 - 02/05/2015**Issuance Date:** 07/31/2015

*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.*

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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 07/31/2015. The conference will be held by telephone or at the OSHA office located at 9100 Bluebonnet Centre Blvd., Suite 201, Baton Rouge, LA 70809 on \_\_\_\_\_ at \_\_\_\_\_ . Employees and/or representatives of employees have a right to attend an informal conference.

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1029960**

Company Name: Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC  
Inspection Site: 570 Hwy 190 West, Port Allen, LA 70767  
Issuance Date: 07/31/2015

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, 9100 Bluebonnet Centre Blvd., Suite 201, Baton Rouge, LA 70809**

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:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.23(e)(1): Standard railing(s) did not consist of top rail, intermediate rail and/or posts and/or did not have a vertical height of 42 inches (106.7 cm) nominal from upper surface of top rail to floor, platform runway, or ramp level:

Instance 1 - On or about February 3, 2015, Shop 1, employees were exposed to a fall hazard when an inadequate guardrail system was installed along the stairway. The stairway was not equipped with a mid-rail.

Instance 2 - On or about February 3, 2015, Shop 2, employees were exposed to a fall hazard when an inadequate guardrail system was installed along the stairway. The stairway was not equipped with a mid-rail.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$3500.00

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

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

29 CFR 1910.36(d)(1): An exit door was not unlocked.

Shop 1: On or about February 3, 2015, an exit door along the south wall was locked.

Date By Which Violation Must be Abated:

08/06/2015

Proposed Penalty:

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

29 CFR 1910.37(a)(3): Exit route(s) were not kept free and unobstructed:

Shop 1 south wall: On or about February 3, 2015, path to the exit door was blocked.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$2800.00

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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Occupational Safety and Health Administration

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

29 CFR 1910.37(b)(1): The exit route was not adequately lit so that an employee with normal vision could see along the exit route.

The employer did not ensure that each exit route was adequately lighted as required. This violation occurred on or about February 3, 2015 when the lights in the storage room on the second level of Shop 2 were not repaired to illuminate the path of travel to reach the nearest exit.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	08/19/2015
Proposed Penalty:	\$2800.00

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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**Issuance Date:** 07/31/2015



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**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

On or about February 3, 2015, the following equipment was not provided with the required guarding to prevent employees from having any part of their body in the danger zone during operation:

Instance 1 - Shop 1, Dayton 16" drill press model 5Z1463 ¥Instance 2 - Weld Shop, horizontal band saw (name and serial no. unclear), unused portion of the blade unguarded.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4900.00

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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**Issuance Date:** 07/31/2015



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**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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**Citation 1 Item 6** 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 February 3, 2015, Shop 1. The work rest installed on the right side of a Central Machinery 8" grinder, item no. 37823, was adjusted to greater than 1/8 inches to the abrasive wheel.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4900.00

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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**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.215(b)(9): The distance between the abrasive wheel periphery(s) and the adjustable tongue or the end of the safety guard peripheral member at the top exceeded one fourth inch:

On or about February 3, 2015, Shop 1, the tongue guard installed on a Central Machinery 8" bench grinder #37823, was inadequately adjusted. The distance between the abrasive wheel and the metal housing was greater than 1/4".

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4900.00

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 8 a** Type of Violation: **Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

Instance 1 - On or about February 3, 2015, Vapor Recovery area, the pulley used to drive a Dayton pump on a vapor scrubber vacuum system was unguarded and approximately 1 ft. from the ground.

Instance 2 - On or about February 3, 2015, Shop 1, the pulley used to drive a light duty pressure washer was unguarded and approximately 1 ft. from the ground.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	08/12/2015
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:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.219(e)(1)(i): Horizontal belts which had both runs 42 inches or less from the floor level were not fully enclosed by guards conforming to requirements specified in 29 CFR 1910.219(m) and (o):

Instance 1 - On or about February 3, 2015, Shop 1, the belt on a Cat Pumps light duty pressure washer, model 340RS was unguarded.

Instance 2 - On or about February 3, 2015, Vapor Recovery area, the belt on a Dayton pump used to drive the vapor scrubber vacuum system was unguarded

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

08/12/2015

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

**Inspection Number:** 1029960  
**Inspection Date(s):** 02/03/2015 - 02/05/2015  
**Issuance Date:** 07/31/2015



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**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.243(c)(3): Abrasive wheels used on vertical portable grinder(s) (right angle head grinders) were not provided with safety guard(s) having a maximum exposure angle of 180 degrees and located between the operator and wheel:

On or about February 3, 2015, in shop 1, the employer allowed employees to utilize a Bosch (Model-181OP) portable right angle grinder without an adequate guard while sharpening chisels.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$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:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.303(a): The conductors and/or equipment required or permitted by this subpart were not approved:

Instance 1 - On or about February 3, 2015, Shop 1, non-metallic sheathed cable (Romex 12/2 AWG) along the shop wall was not installed according to the listing instructions.

Instance 2 - On or about February 3, 2015, Shop 1 oil waste area, metallic sheathed cable (Romex 12/2 AWG) providing power to a florescent overhead light was not installed according to the listing instructions.

Instance 3 - On or about February 3, 2015, Paint Shop, non-metallic sheathed cable (Romex 12/2 AWG) transporting power to a light and fan were not installed according to the listing instructions.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	08/19/2015
Proposed Penalty:	\$4900.00

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

**Inspection Number:** 1029960  
**Inspection Date(s):** 02/03/2015 - 02/05/2015  
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**Citation and Notification of Penalty**

**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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**Citation 1 Item 11** 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 February 3, 2015, Shop 1 center partition, employees were using the breaker switch in an electrical panel as an on/off switch for the overhead lights in the shop.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

08/19/2015  
\$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:** 1029960  
**Inspection Date(s):** 02/03/2015 - 02/05/2015  
**Issuance Date:** 07/31/2015



**Citation and Notification of Penalty**

**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

29 CFR 1910.304(g)(2)(ii): The neutral conductor of a single-phase, three-wire system was not grounded.

On or about February 3, 2015, Shop 1 Oil Waste area, a wall outlet located next to the coke machine had an open ground in both socket.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

08/19/2015  
\$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

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

29 CFR 1910.305(b)(1)(ii): Unused openings in boxes, cabinets, or fittings were not effectively closed.

Instance 1 - Shop 1 - center partition along SW wall: On or about February 3, 2015, a breaker panel was missing three 10 amp breaker plugs.

Instance 2 - Vent Station - NW side: On or about February 3, 2015, a breaker panel exposed to the weather was missing a breaker plug.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4900.00

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

29 CFR 1910.305(d)(2): Panel boards which were not of the dead front, externally operable type were accessible to unqualified persons:

Vapor Recovery - vent station - NW side: On or about February 3, 2015, the employer did not ensure that an electrical panel was equipped with a dead front.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4900.00

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**Citation and Notification of Penalty**

**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

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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 1910.305(g)(1)(iv)(B): Flexible cords and/or cables were run through holes in walls, ceilings or floors.

Shop 1 - Oil Waste Vapor Scrubber Area: On or about February 3, 2015, an extension cord connected to a coke machine was smashed between an exhaust fan cover/lid and ran through a wall that served as a pass through to the office where the cord was plugged into a wall socket.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	08/26/2015
Proposed Penalty:	\$4900.00



**Citation and Notification of Penalty**

**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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

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

On or about February 3, 2015, flexible cords were being used as a substitute for the fixed wiring of a structure in the following areas:

Instance 1 - Truck Shop - Adapter cord set BX-1231 providing power to power tools and a radio.

Instance 2 - Paint Shop - providing power to lights on the wall and a ceiling fan.

Instance 3 - Shop 1 oil waste area - providing power to the coke machine

Date By Which Violation Must be Abated:

08/19/2015

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

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

29 CFR 1910.305(g)(1)(iv)(D): Flexible cords were attached to building surfaces:

Instance 1 - Shop 1 - Oil Waste area: On or about February 3, 2015, flexible cords were attached to the building wall providing power to the coke machine.

Instance 2 - Paint Shop - On or about February 3, 2015, flexible cords were attached to the wall of the paint shop providing power to the wall lights.

Date By Which Violation Must be Abated:

08/19/2015

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

29 CFR 1910.23(c)(1): Open-sided floor(s) or platform(s) 4 feet (1.22 m) or more above the adjacent floor or ground level were not guarded by standard railings (or the equivalent as specified in 29 CFR 1910.23(e)(3) of this section) on all open sides:

Instance 1 - On or about February 3, 2015, in Shop 1, employees were required to climb on top of tanker trailers and to work from the catwalk of tanker trailers to perform maintenance operations without adequate fall protection.

Instance 2 - On or about February 3, 2015, in Shop 2, employees were required to climb on top of tanker trailers and to work from the catwalk of tanker trailers to perform maintenance operations without adequate fall protection.

#### **ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	08/10/2015
Proposed Penalty:	\$49000.00

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:** 1029960  
**Inspection Date(s):** 02/03/2015 - 02/05/2015  
**Issuance Date:** 07/31/2015



**Citation and Notification of Penalty**

**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767

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**Citation 3 Item 1** Type of Violation: **Other-than-Serious**

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

Instance 1 - Shop 1 South Wall: On or about February 3, 2015, the employer did not ensure that an exit door along the south wall next to a bay door was marked with an exit sign.

Instance 2 - Shop 2 office: On or about February 3, 2015, the employer did not ensure that each exit was clearly visible and marked by a sign reading "Exit".

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$0.00

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

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

29 CFR 1910.178(l)(6): The employer did not certify that each operator has been trained and evaluated as required by this paragraph (l):

On or about February 3, 2015, Shop 1 and Shop 2, the employer did not ensure that employees were certified prior to operating powered industrial trucks.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	08/14/2015
Proposed Penalty:	\$0.00

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



**Citation and Notification of Penalty**

**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC

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

29 CFR 1910.304(g)(5): Grounding path. The path to ground from circuits, equipment, and enclosures shall be permanent, continuous, and effective.

Instance 1 - On or about February 3, 2015, Shop 1, employees were allowed to operate a Dayton 16" drill press, model SZ1463, that was missing the ground pin. Instance 2 - On or about February 3, 2015, Shop 1, employees were allowed to operate a Central Machinery 8" bench grinder, item no. 37823, that was missing the ground pin.

Instance 3 - On or about February 3, 2015, Paint Shop, an extension cord used to power a radio, was missing the ground pin.

Date By Which Violation Must be Abated:

08/19/2015

Proposed Penalty:

\$0.00

A handwritten signature in blue ink that reads "Dorinda J. Folse".

**Dorinda J. Folse**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
9100 Bluebonnet Centre Blvd.  
Suite 201  
Baton Rouge, LA 70809  
Phone: 225-298-5458 Fax: 225-298-5457



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** Transporter Maintenance and Inspection, LLC, dba TMI; Subsidiary of L&B Holdings, LLC  
**Inspection Site:** 570 Hwy 190 West, Port Allen, LA 70767  
**Issuance Date:** 07/31/2015

<b>Summary of Penalties for Inspection Number</b>	<b>1029960</b>
<b>Citation 1, Serious</b>	<b>\$64400.00</b>
<b>Citation 2, Willful</b>	<b>\$49000.00</b>
<b>Citation 3, Other-than-Serious</b>	<b>\$0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$113400.00</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.

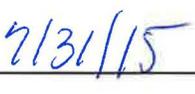
**Delinquent Charges:** A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%)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

  
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**Dorinda Folse**

Area Director

  
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Date