



Attention Employers:

The Occupational Safety and Health Administration would like to announce a new electronic payment option available to you.

You can make your payment electronically at 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, choose OSHA Penalty Payment Form. You can also use the direct link below.

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$50,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

U.S. Department of Labor
Occupational Safety and Health Administration
Dr. A.H. McCoy Federal Bldg.
100 West Capitol Street Suite 749
Jackson, MS 39269
Phone: 601-965-4606 Fax: 601-965-4610



Citation and Notification of Penalty

To:
Trinity Yachts, LLC
and its successors
13085 Seaway Road
Gulfport, MS 39503

Inspection Number: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013

Inspection Site:
13085 Seaway Road
Gulfport, MS 39503

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.

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.

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 11/12/2013. The conference will be held by telephone or at the OSHA office located at Dr. A.H. McCoy Federal Bldg. 100 West Capitol Street, Suite 749, Jackson, MS 39269 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 907789

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503
Issuance Date: 11/12/2013

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, Dr. A.H. McCoy Federal Bldg. 100 West Capitol Street, Suite 749, Jackson, MS 39269**

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.29(a)(3)(viii): A climbing ladder or stairway was not provided for proper access and egress:

(a) Bay 4 - On or about May 16, 2013 employee worked from mobile scaffold 12' 2" above floor and the scaffold was not equipped with safe access and egress.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/19/2013
\$4400.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.179(l)(3)(i): Unsafe condition(s) disclosed during the frequent or periodic inspection(s) required by 29 CFR 1910.179(j) were not corrected before operation of the crane(s) was resumed:

(a) Erection Way - On or about May 16, 2013 P&H gantry crane's travel alarms were not functional.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/04/2013
\$4400.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.254(d)(9)(ii): Machines which had become wet were not thoroughly dried and tested before being used:

(a) Erection Way - During the period May 1 through May 30, 2013 welding machines exposed to rain were not thoroughly dried and tested prior to use.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/19/2013
\$5500.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

Citation 1 Item 4 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:

(a) Barge TC71 - On or about May 16, 2013 a green 3-way wall outlet plug adapter was in use in industrial setting.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/19/2013
\$4400.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

Citation 1 Item 5 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:

(a) Entrance to PSV 1 - On or about May 16, 2013 six circuit breakers in panel were not labeled.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/26/2013
\$3300.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets or other forms of approved enclosures, or other means listed under this provision:

(a) PSV 1 - On or about May 16, 2013 job made 120 volt electrical spider had its panel door open exposing live parts.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/19/2013
\$4400.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.305(b)(1)(ii): Unused openings in cabinets, boxes, and fittings shall be effectively closed:

(a) Entrance to PSV 1 - On or about May 16, 2013 employees were exposed to hazard of electric shock when an unclosed panel had a breaker missing from panel and no panel blank was in place.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$3300.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.334(a)(4): Portable electric equipment and flexible cords used in highly conductive work locations (such a those inundated with water or other conductive liquids), or in job locations where employees are likely to contact water or conductive liquids, were not approved for those locations:

(a) Erection Way - On or about May 30, 2013 flexible cords were submerged in water where the cords passed under the railway for gantry crane.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/04/2013
\$5500.00

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: 907789
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Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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 9 a Type of Violation: **Serious**

29 CFR 1915.81(b)(1)(iv)(A): Each hose and cord was not placed above walkways or in a location that will prevent injury to employees and damage to the hoses and cords:

- (a) Bay 4, Barge - On or about May 16, 2013 multiple cords and hoses were laying on deck.
- (b) Erection Way - On or about May 30, 2013 section of hoses and cords were laying on walkway.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/04/2013
\$3300.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1915.81(b)(1)(iv)(C): The employer did not place a cover or crossover on each hose and cord on the walkway to prevent injury to employees and damage to the hoses and cords:

(a) North of Erection Way - On or about May 16, 2013 cords, welding leads and hoses were on ground across roadway exposed to vehicular traffic.

(b) Erection Way - On or about May 30, 2013 cords and hoses placed in a manner where they could be damaged by edges of metal cover (crossover).

Date By Which Violation Must be Abated:

11/19/2013

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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 10 a Type of Violation: **Serious**

29 CFR 1915.112(c)(1)(i): Employer did not ensure chain and chain slings have permanently affixed and legible identification markings as prescribed by the manufacturer indicating the recommended safe working load for the angle upon which it was based:

- (a) Erection Way - On or about May 16, 2013 chain slings used to lift wing wall were not tagged.
- (b) Bay 7 - On or about May 30, 2013 employees were using chain sling that were not tagged.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/04/2013
\$3300.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1915.112(c)(2): Each chain sling did not bear an indication of the month in which it was thoroughly inspected:

(a) Erection Way - On or about May 16, 2013 chain slings used to lift wing wall did not have an inspection tag.

(b) Bay 7 - On or about May 30, 2013 chain sling used to lift scaffold components did not have an inspection tag.

Date By Which Violation Must be Abated:

12/04/2013

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1915.116(j): Loads were suspended over the heads of employees:

(a) Erection Way - On or about May 16, 2013 employee was working at the edge of SW corner of Mod as crane was placing a wing tank. Employee's position on the Mod was below the wing tank as it tilted into position.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5500.00

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



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

Trinity Yachts was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.254(d)(9)(iii), which was contained in OSHA Inspection Number 313631350, Citation Number 1, Item Number 2b and was affirmed as a final order on November 1, 2010, with respect to a workplace located at 13085 Seaway Road, Gulfport, MS 39503.

29 CFR 1910.254(d)(9)(iii): Cables with damaged insulation or exposed bare conductors were not replaced:

- (a) Erection Way - On or about May 16, 2013 Lincoln CV-305 had damaged welding cord with exposed conductors.
- (b) Erection Way - On or about May 30, 2013 Lincoln CV-305 and DC-600 had damaged cords with exposed conductors.
- (c) Barge T-83 - On or about May 29, 2013 welding machines in use had damaged welding leads.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/19/2013
Proposed Penalty:	\$55000.00

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: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

Trinity Yachts was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1915.73(b), which was contained in OSHA Inspection Number 315302646, Citation Number 1, Item Number 2 and was affirmed as a final order on June 22, 2011, with respect to a workplace located at 13085 Seaway Road, Gulfport, MS 39503.

29 CFR 1915.73(b): When employees were working in the vicinity of flush manholes and other small openings of comparable size in the deck and other working surfaces, such openings were not suitably covered or guarded to a height of not less than 30 inches:

(a) Bay 4, Barge - On or about May 16, 2013 four hatch openings (man holes) near center of barge were open and no guardrails installed.

(b) Erection Way, Barge - On or about May 30, 2013 two hatch openings (man holes) near center and one on port side were open with no guardrails installed.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/19/2013
Proposed Penalty: \$27500.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

Citation 2 Item 3 Type of Violation: **Repeat**

Trinity Yachts was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1915.73(d), which was contained in OSHA Inspection Number 315302646, Citation Number 1, Item Number 2 and was affirmed as a final order on June 22, 2011, with respect to a workplace located at 13085 Seaway Road, Gulfport, MS 39503

29 CFR 1915.73(d): When employees were exposed to unguarded edges of decks, platforms, flats, or similar flat surfaces, more than 5 feet above a solid surface, the edges were not guarded by adequate guardrails meeting the requirements of 29 CFR 1915.71(j)(1) and (2):

(a) Erection Way - On or about May 16, 2013 employee was exposed to a fall of 8'6" while working at the edge of SW corner of Mod without guardrails, personal fall arrest system or other fall protection.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$16500.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

Citation 2 Item 4 Type of Violation: **Repeat**

Trinity Yachts was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.22(a)(2), which was contained in OSHA Inspection Number 311421267, Citation Number 1, Item Number 2b and was affirmed as a final order on February 8, 2010, with respect to a workplace located at 13085 Seaway Road, Gulfport, MS 39503.

29 CFR 1915.81(c)(3): Floors were not maintained, so far as practicable, in a dry condition.

(a) East Side of Shop - On or about May 30, 2012 large section of bay 8 was covered by water.

(b) Shop - On or about May 30, 2013 water covered section of floor in tool room near safety office.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

12/26/2013

Proposed Penalty:

\$16500.00

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: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1910.179(b)(5): Rated load markings on crane(s) were not clearly legible on each side from the ground or the floor:

(a) Erection Way - On or about May 16, 2013 west gantry crane's load rating signs were not legible.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/04/2013
\$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

Inspection Number: 907789
Inspection Date(s): 05/16/2013 - 08/08/2013
Issuance Date: 11/12/2013



Citation and Notification of Penalty

Company Name: Trinity Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503

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

29 CFR 1915.56(e): Arc welding and cutting operations were not shielded by noncombustible or flameproof screens to protect employees in the vicinity from the direct rays of the arc:

(a) Bays 4, 5, 6 and 7 - On or about May 16, 2013 employees were exposed to UV radiation hazard when cutting and welding operations took place without the use of welding screens to shield employees from the direct rays of the arc.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/04/2013
\$0.00

A handwritten signature in blue ink, appearing to read "Clyde P. Payne", written over a horizontal line.

Clyde P. Payne
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
Dr. A.H. McCoy Federal Bldg.
100 West Capitol Street Suite 749
Jackson, MS 39269
Phone: 601-965-4606 Fax: 601-965-4610



INVOICE / DEBT COLLECTION NOTICE

Company Name: Trintiy Yachts, LLC
Inspection Site: 13085 Seaway Road, Gulfport, MS 39503
Issuance Date: 11/12/2013

Summary of Penalties for Inspection Number	907789
Citation 1, Serious	\$47300.00
Citation 2, Repeat	\$115500.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$162800.00

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 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 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.

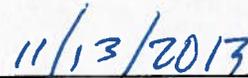
Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent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



Clyde P. Payne
Area Director



Date