

U.S. Department of Labor
Occupational Safety and Health Administration
1141 Montlimar Drive
Suite 1006
Mobile, AL 36609
Phone: 251-441-6131 Fax: 251-441-6396



Citation and Notification of Penalty

To:
United Plastic Recycling, Inc.
and its successors
3000 Selma Hwy.
Montgomery, AL 36108

Inspection Number: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015

Inspection Site:
4290 Alatex Road
Montgomery, AL 36108

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.**

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

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

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

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

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

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$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.

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

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

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 01/21/2015. The conference will be held by telephone or at the OSHA office located at 1141 Montlimar Drive, Suite 1006, Mobile, AL 36609 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 994154

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108
Issuance Date: 01/21/2015

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, 1141 Montlimar Drive, Suite 1006, Mobile, AL 36609**

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: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.22(a)(1): All places of employment, passageways, storerooms, and service rooms shall be kept clean and orderly and in a sanitary condition.

a) 4230 Mobile Highway (Plant 1) - Blender Area; On or about September 3, 2014 and at times prior thereto the employer exposed employees to fire hazards in that employees were allowed to work in areas where combustible dust had accumulated on overhead walls, purlins, duct work, equipment, and other exposed upper surfaces exceeding 1/4 inch in depth.

b) 4290 Alatex Road (Plant 2) - AREMA #3 Area; On or about September 3, 2014 and at times prior thereto the employer exposed employees to fire hazards in that employees were allowed to work in areas where combustible dust had accumulated on overhead walls, purlins, duct work, equipment, and other exposed upper surfaces exceeding 1/4 inch in depth.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/29/2015
\$4500.00



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

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

- a) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fall hazards in that employees were allowed to walk and work on a platform at the 2050 Cumberland Grinder that was 9 foot 1.5 inches above the next level that did not have a standard railing which included a mid-rail.
- b) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fall hazards in that employees were allowed to walk and work on a platform at the 50H Shredder that was 7 foot 11 inches above the next level that did not have a standard railing on the side with the ladder.

Date By Which Violation Must be Abated:
Proposed Penalty:

02/02/2015
\$3600.00



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.23(d)(1): Every flight of stairs having four or more risers was not equipped with standard stair railings or standard handrails as specified in paragraphs (d)(1)(i) through (v) of this section:

- a) 3000 Selma Highway (Plant 5); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fall hazards in that employees were allowed to walk up and down a set of fixed stairs with four or more risers at the loading dock that did not have a standard stair railing on both open sides.
- b) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fall hazards in that employees were allowed to walk up and down a set of fixed stairs with four or more risers at the loading dock that did not have a standard stair railing on both open sides.
- c) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fall hazards in that employees were allowed to walk up and down a set of fixed stairs with four or more risers at the Blender that did not have a standard stair railing on both open sides.
- d) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fall hazards in that employees were allowed to walk up and down a set of fixed stairs with four or more risers at the 2050 Cumberland Grinder that did not have a standard stair railing on both open sides.

Date By Which Violation Must be Abated:
Proposed Penalty:

02/02/2015
\$3600.00



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.24(b): Fixed stairs were not provided for access from one structure level to another where operations necessitated regular travel between levels, and for access to operating platforms at any equipment which requires attention routinely during operations:

- a) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to 7 foot 11 inch fall hazards at the 50H Shredder in that employees were required to access the operating platform by ladder as fixed stairs were not provided.
- b) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to 7 foot 11 inch fall hazards at the 50B Shredder in that employees were required to access the operating platform by ladder as fixed stairs were not provided.

Date By Which Violation Must be Abated:
Proposed Penalty:

02/02/2015
\$3600.00



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

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

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

- a) 331 Thomason Avenue (Plant 3); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the Rapid 600 Grinder without locking it out in accordance with the established procedures.
- b) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the 50B Shredder without locking it out in accordance with the established procedures.

Date By Which Violation Must be Abated:	01/29/2015
Proposed Penalty:	\$4500.00



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.147(d)(4)(i): Lockout or tagout devices were not affixed to each energy isolating device by authorized employees:

- a) 331 Thomason Avenue (Plant 3); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the Rapid 600 Grinder without locking it out in accordance with the established procedures.
- b) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the 50B Shredder without locking it out in accordance with the established procedures.

Date By Which Violation Must be Abated:

01/29/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.147(f)(3)(ii)(D): Each authorized employee did not affix a personal lockout or tagout device to the group lockout device before working on the machine or equipment:

- a) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the Rotor Grinder together without all employees applying a personal lockout device on the energy control lockout point.
- b) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the 50B Shredder together without all employees applying a personal lockout device on the energy control lockout point.
- c) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were allowed to work on the 2050 Cumberland Grinder together without all employees applying a personal lockout device on the energy control lockout point.

Date By Which Violation Must be Abated:

01/29/2015

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

Inspection Number: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

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

a) 331 Thomason Avenue (Plant 3); on or about September 3, 2014 and at times prior thereto the employer exposed employees to struck-by hazards in that employees were allowed to walk and work around improperly stacked wooden pallets and plastic as high as 10 - 12 feet that were not stable and secure against sliding and collapse.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/29/2015
\$2700.00

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: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

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

a) 331 Thomason Avenue (Plant 3); On or about September 3, 2014 and at times prior thereto employees were exposed to caught-in hazards in that the employer allowed employees to work next to an unguarded roller on the Rapid 600 Grinder.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/29/2015
Proposed Penalty:	\$6300.00

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: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.212(a)(5): Fan blade guard(s) were not provided where the periphery of the blades was less than seven feet from the floor or working level:

a) 4290 Alatex Road (Plant 2) - Near Grinder #1; On or about September 3, 2014 and at times prior thereto the employer exposed employees to amputation hazards in that employees were allowed to work and walk around a floor fan with the front guard removed

Date By Which Violation Must be Abated:
Proposed Penalty:

01/29/2015
\$4500.00

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: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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 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):

a) 4290 Alatex Road (Plant 2) - Grinder #2; On or about September 3, 2014 and at times prior thereto the employer exposed employees to amputation hazards in that they were allowed to walk / work around an unguarded pulley.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/29/2015
\$4500.00

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: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.219(e)(3)(i): Vertical or inclined belt(s) were not enclosed by guard(s) conforming to the requirements specified at 29 CFR 1910.219(m) and (o):

a) 4290 Alatex Road (Plant 2) - Grinder #2; On or about September 3, 2014 and at times prior thereto the employer exposed employees to amputation hazards in that they were allowed to walk / work around unguarded belts.

Date By Which Violation Must be Abated:

01/29/2015

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

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

Inspection Number: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.243(c)(1): Abrasive wheel(s) were used on portable grinder(s) which were not provided with safety guard(s) meeting the requirements specified in 29 CFR 1910.243(c)(1) through (c)(4):

a) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to struck-by hazards in that employees were allowed to use a Bosch vertical portable grinder with the guard removed.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/29/2015
\$3600.00

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: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings were not protected from abrasions:

a) 4230 Mobile Highway (Plant 1) - 600 Rapid Grinder; On or about September 3, 2014 and at times prior thereto the employer exposed employees to electrical hazards in that employees were allowed to walk and work around electrical conductors that were exposed where an electrical box on a large motor had broken loose exposing the conductors to vibration and abrasion.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/29/2015
Proposed Penalty:	\$4500.00

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: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to crush hazards while operating a forklift without a seatbelt:

a) 331 Thomason Avenue (Plant 3); On or about September 3, 2014 and at times prior thereto the employer exposed employees to crush hazards in that employees were allowed to operate a forklift without wearing the seatbelt.

b) 3000 Selma Highway (Plant 5); On or about September 3, 2014 and at times prior thereto the employer exposed employees to crush hazards in that employees were allowed to operate a forklift without wearing the seatbelt.

United Plastic Recycling, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard OSH ACT of 1970 Section (5)(a)(1), which was contained in OSHA inspection number 944149, citation number 1, item number 1 and was affirmed as a final order on March 10, 2014, with respect to a workplace located at 4290 Alatex Road, Montgomery AL.

A feasible and acceptable method to correct this hazard is to comply with and enforce the national consensus standard ANSI/ITSDF B56.1-2012, Safety Standard for Low Lift and High Lift Trucks, Paragraph 5.3.19 which requires operators to wear operator restraint systems.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/29/2015
Proposed Penalty:	\$7200.00

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: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

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

29 CFR 1910.215(a)(4): Grinding machinery was not used with work rest(s) to support offhand grinding work:

- a) 4230 Mobile Highway (Plant 1), maintenance area; On or about September 3, 2014 and at times prior thereto the employer exposed employees to struck-by hazards in that employees were allowed to operate a bench grinder with one missing work rest and one work rest adjusted greater than 1/8" from the grinding wheel.

United Plastic Recycling, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, which was contained in OSHA inspection number 944149, citation number 1, item number 3/a and was affirmed as a final order on March 10, 2014, with respect to a workplace located at 4290 Alatex Road, Montgomery AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/29/2015
Proposed Penalty:	\$7200.00

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: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

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

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:

a) 4230 Mobile Highway (Plant 1); On or about September 3, 2014 and at times prior thereto the employer exposed employees to struck-by hazards in that employees were allowed to operate a bench grinder with the tongue guards missing.

United Plastic Recycling, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, which was contained in OSHA inspection number 944149, citation number 1, item number 3 / b and was affirmed as a final order on March 10, 2014, with respect to a workplace located at 4290 Alatex Road, Montgomery AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

01/29/2015

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

Inspection Number: 994154
Inspection Date(s): 09/03/2014 - 09/05/2014
Issuance Date: 01/21/2015



Citation and Notification of Penalty

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108

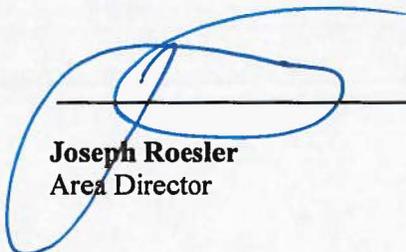
Citation 3 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.157(e)(3): Portable fire extinguishers were not subjected to an annual maintenance check:

a) 3000 Selma Highway (Plant 5); On or about September 3, 2014 and at times prior thereto the employer exposed employees to fire hazards in that portable fire extinguishers had not had an annual maintenance check in six years.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/29/2015
\$0.00



Joseph Roesler
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
1141 Montlimar Drive
Suite 1006
Mobile, AL 36609
Phone: 251-441-6131 Fax: 251-441-6396



INVOICE / DEBT COLLECTION NOTICE

Company Name: United Plastic Recycling, Inc.
Inspection Site: 4290 Alatex Road, Montgomery, AL 36108
Issuance Date: 01/21/2015

Summary of Penalties for Inspection Number	994154
Citation 1, Serious	\$45900.00
Citation 2, Repeat	\$14400.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$60300.00

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

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

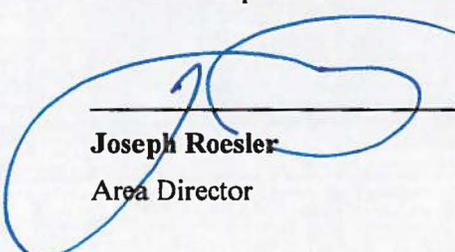
original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

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.



Joseph Roesler
Area Director

1/21/2015

Date