

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
8344 East R.L. Thornton Frwy.  
Suite 420  
Dallas, TX 75228  
Phone: (214)320-2400 FAX: (214)320-2598



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## Citation and Notification of Penalty

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**To:**  
Western Extrusions Corporation  
and its successors  
1715 Sandy Lake Rd.  
Carrollton, TX 75006

**Inspection Number:** 316092501  
**Inspection Date(s):** 11/17/2011-05/10/2012  
**Issuance Date:** 05/16/2012

**Inspection Site:**  
1715 Sandy Lake Rd.  
Carrollton, TX 75006

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

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

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

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

**Notification of Corrective Action** - For each violation which you do not contest, you are required by 29 CFR 1903.19 to submit an Abatement Certification to the Area Director of the OSHA office issuing the citation and identified above. The certification must be sent by you within 10 calendar days of the abatement date indicated on the citation. For **Willful** and **Repeat** violations, documents (examples: photos, copies of receipts, training records, etc.) demonstrating that abatement is complete must accompany the certification. Where the citation is classified as **Serious** and the citations states that abatement documentation is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item.

**All abatement verification documents must contain the following information:** 1) Your name and address; 2) the inspection number (found on the front page); 3) the citation and citation item number(s) to which the submission relates; 4) a statement that the information is accurate; 5) the signature of the employer or employer's authorized representative; 6) the date the hazard was corrected; 7) a brief statement of how the hazard was corrected; and 8) a statement that affected employees and their representatives have been informed of the abatement.

The law also requires a copy of all abatement verification documents, required by 29 CFR 1903.19 to be sent to OSHA, also be posted at the location where the violation appeared and the corrective action took place.

**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.

ABATEMENT CERTIFICATION

STEPHEN BOYD, Area Director  
U.S. Department of Labor - OSHA  
8344 East R.L. Thornton Frwy.  
Suite 420  
Dallas, TX 75228  
Phone: (214)320-2400

Western Extrusions Corporation  
1715 Sandy Lake Rd.  
Carrollton, TX 75006

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

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

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

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

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

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 05/16/2012. The conference will be held at the OSHA office located at 8344 East R.L. Thornton Frwy., Suite 420, Dallas, TX, 75228 on \_\_\_\_\_ at \_\_\_\_\_.

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

**Citation 1 Item 1** 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):

The employer does not guard open-sided floors and/or platforms four feet or more above adjacent floor or ground level. This violation was discovered on November 17, 2011 in the following locations:

- a) The extrusion department where employees were walking/working near the billet loading doors more than four feet above the lower level without guard railings or equivalent in place.
- b) The water clarification area of anodizing department where employees were walking/working on a mixing platform more than four feet above the lower level without guard railings or equivalent in place.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure employees are protected from falling from open-sided floors and/or platforms four feet or more above adjacent floor or ground level.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 4000.00



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.132(a): Protective equipment was not used when necessary whenever hazards capable of causing injury and impairment were encountered:

The employer does not ensure that employees are protected from hazardous chemicals. This violation was most recently observed on March 6, 2012; where employees working around the dip tanks in the anodizing department were not protected from chemical hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees are protected from hazardous chemical splash hazards.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 6000.00

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.147(c)(6)(i)(B): Periodic inspection of the energy control procedures were not conducted to correct any deviations or inadequacies identified:

The employer does not conduct periodic inspections of each energy control procedure and correct any deviations or inadequacies identified. This violation was discovered on December 15, 2011 where a periodic inspection of each energy control procedure was not conducted to correct any deviations or inadequacies identified.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure periodic inspections of each energy control procedure are conducted to correct any deviations or inadequacies identified.

<b>Date By Which Violation Must be Abated:</b>	05/26/2012
<b>Proposed Penalty:</b>	\$ 7000.00

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





**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.147(d)(6): Prior to starting work on machines or equipment that had been locked out or tagged out, the authorized employee did not verify that isolation and deenergization of the machine or equipment had been accomplished:

The employer does not ensure that employees verify the isolation and deenergization of the machine or equipment prior to starting work on machines or equipment that have been locked out or tagged out. This violation was discovered on December 15, 2011; in the fabrication department, where maintenance was being performed on a mechanical power press without all potentially hazardous stored or residual energy disconnected and/or relieved.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that employees verify the isolation and deenergization of the machine or equipment prior to starting work on machines or equipment that have been locked out or tagged out.

**Date By Which Violation Must be Abated:** 05/26/2012  
**Proposed Penalty:** \$ 7000.00

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.184(i)(9)(iii): Synthetic web sling(s) with snags, punctures, tears, or cuts were not immediately removed from service:

The employer does not ensure that synthetic web slings with snags, punctures, tears, or cuts are immediately removed from service. This violation was observed on December 15, 2011; where the slings for loading the aluminum billets for press six were damaged.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that that synthetic web slings with snags, punctures, tears, or cuts are immediately removed from service.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 4000.00

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

**Citation 1 Item 6** 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:

The employer does not protect the operator and other employees from hazards such as those created by point of operation, ingoing nip points, rotating parts, chips and sparks. This violation was observed on February 1, 2012 in the following locations:

- a) The anodizing department, where employees were exposed to rotating part hazards while operating the vertical drill press.
- b) The extrusion department, where employees were exposed to moving parts during the automatic transfer of billets.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure employees are protected from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks.

<b>Date By Which Violation Must be Abated:</b>	<b>05/26/2012</b>
<b>Proposed Penalty:</b>	<b>\$ 6000.00</b>

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

**Citation 1 Item 7** 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):

The employer does not guard machinery to prevent employees from having any part of their body in danger zones during operating cycles. This violation was discovered on November 17, 2011; in the fabrication department, where employees were exposed to point of operation hazards while operating the Wallace bender.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure employees are protected from point of operation hazards.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 5000.00

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



**Citation and Notification of Penalty**

Company Name: Western Extrusions Corporation  
Inspection Site: 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.217(b)(7)(v)(a): Each two-hand control for single stroke operations on mechanical power press(es) using part revolution clutches was not arranged by design, construction and/or separation so that the concurrent use of both hands was required to trip the press:

The employer does not ensure two-hand controls on mechanical power presses using part revolution clutches are arranged by design, construction and/or separation so that the concurrent use of both hands is required to trip the press. This violation was observed on February 1, 2012; in the fabrication department, where at least one part revolution mechanical power press two-hand control was not arranged by design, construction and/or separation so that the concurrent use of both hands was required to trip the press.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure two-hand controls on presses are arranged by design, construction and/or separation so that the concurrent use of both hands is required to trip the press.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 5000.00

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



**Citation and Notification of Penalty**

Company Name: Western Extrusions Corporation  
Inspection Site: 1715 Sandy Lake Rd., Carrollton, TX 75006

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

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

The employer does not protect mechanical power press operators from point of operation hazards. This violation was observed on November 17, 2011; in the fabrication department, where at least one mechanical power press was not guarded to protect operators from point of operation hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure employees are protected from mechanical power press point of operation hazards.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 7000.00

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.217(d)(9)(i): The employer did not establish a die setting procedure for mechanical power presses that would ensure compliance with 29 CFR 1910.217(c):

The employer does not establish die setting procedures for mechanical power presses to ensure compliance with 29 CFR 1910.217(b)(c). This violation was discovered on February 1, 2012 in the fabrication department where die setting procedures for the mechanical power presses were not established.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure die setting procedures for mechanical power presses are established to ensure compliance with 29 CFR 1910.217(c).

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 7000.00

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 p.s.i.:

The employer does not ensure compressed air used for cleaning purposes is reduced to less than 30 p.s.i. This violation was observed on or about February 8, 2012; in the fabrication area, where employees used an air line for cleaning parts after being cut, without a nozzle that would keep the static pressure below 30 p.s.i. if dead ending occurred.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that compressed air used for cleaning purposes was reduced to less than 30 p.s.i.

<b>Date By Which Violation Must be Abated:</b>	<b>05/26/2012</b>
<b>Proposed Penalty:</b>	<b>\$ 5000.00</b>

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





**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.1030(f)(2)(i): Hepatitis B vaccination was not made available within 10 working days of initial assignment to all employee(s) with occupational exposure:

The employer does not make the Hepatitis B vaccination available to employees assigned first aid duties. This violation occurred on November 17, 2011; where employees were assigned first aid duties without having the Hepatitis B vaccination available from the employer.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to make the Hepatitis B vaccination available to employees within 10 working days of initial assignment to duties with occupational exposure.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 4000.00

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.1030(g)(2)(i): The employer did not ensure that employees with occupational exposure participated in a training program:

The employer does not train employees with occupational exposure on blood borne pathogens. This violation occurred on November 17, 2011; where employees were assigned first aid duties without blood borne pathogen training.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to train employees that are assigned duties with occupational exposure.

**Date By Which Violation Must be Abated:** **05/26/2012**



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.1200(f)(5)(i): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the identity of the hazardous chemical(s) contained therein:

The employer does not ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with the identity of the hazardous chemicals. This violation occurred on November 17, 2011; where dip tanks in the anodizing department were not labeled, tagged or marked with the identity of the hazardous chemicals.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with the identity of the hazardous chemicals.

<b>Date By Which Violation Must be Abated:</b>	<b>05/26/2012</b>
<b>Proposed Penalty:</b>	<b>\$ 5000.00</b>

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



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

29 CFR 1910.1200(f)(5)(ii): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the appropriate hazard warnings:

The employer does not ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with the appropriate hazard warning for the hazardous chemicals. This violation occurred on November 17, 2011; where dip tanks in the anodizing department were not labeled, tagged or marked with the appropriate hazard warnings.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with the appropriate hazard warnings for the chemicals.

**Date By Which Violation Must be Abated:** 05/26/2012



**Citation and Notification of Penalty**

**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006

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

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:

The employer does not utilize procedures to control potentially hazardous energy when employees are engaged in activities covered by the control of hazardous energy standard. This violation was observed on December 15, 2011 and times thereafter where employees performing maintenance and setup activities did not utilize procedures for the control of potentially hazardous energy.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure procedures are developed, documented and utilized for controlling potentially hazardous energy when employees are engaged in activities covered by the control of hazardous energy standard.

<b>Date By Which Violation Must be Abated:</b>	<b>05/26/2012</b>
<b>Proposed Penalty:</b>	<b>\$ 70000.00</b>

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



**Citation and Notification of Penalty**

Company Name: Western Extrusions Corporation  
Inspection Site: 1715 Sandy Lake Rd., Carrollton, TX 75006

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

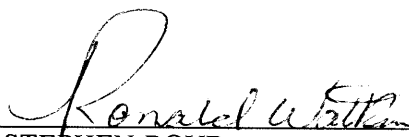
29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

The employer does not guard machinery to prevent employees from having any part of their body in danger zones during operating cycles. This violation was discovered on February 1, 2012 and times thereafter:

- a) In the fabrication department, where multiple employees operated press brake 33 and were exposed to point of operation hazards.
- b) In the fabrication department, where multiple employees operated press brake 76 and were exposed to point of operation hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days of the abatement date, the employer must submit documentation showing that it is in compliance with the standard, including describing the steps that it is taking to ensure employees are protected from point of operation hazards.

Date By Which Violation Must be Abated:	05/26/2012
Proposed Penalty:	\$ 70000.00

  
7. STEPHEN BOYD  
Area Director

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See pages 1 through 5 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  
8344 East R.L. Thornton Frwy.  
Suite 420  
Dallas, TX 75228  
Phone: (214)320-2400 FAX: (214)320-2598



## INVOICE/ DEBT COLLECTION NOTICE

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**Company Name:** Western Extrusions Corporation  
**Inspection Site:** 1715 Sandy Lake Rd., Carrollton, TX 75006  
**Issuance Date:** 05/16/2012

**Summary of Penalties for Inspection Number 316092501**

<b>Citation 1, Serious</b>	= \$	<b>72000.00</b>
<b>Citation 2, Willful</b>	= \$	<b>140000.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	= \$	<b>212000.00</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.

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

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

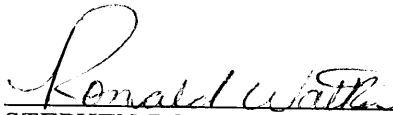
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts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

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

  
7/1 STEPHEN BOYD  
Area Director

05/16/12  
Date