

U.S. Department of Labor
Occupational Safety and Health Administration
1851 Executive Center Drive
Suite 227
Jacksonville, FL 32207
Phone: 904-232-2895 Fax: 904-232-1294



Citation and Notification of Penalty

To:
Wire Mesh Sales, LLC
4034 Faye Road
Jacksonville, FL 32226

Inspection Number: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014

Inspection Site:
4034 Faye Road
Jacksonville, FL 32226

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 02/12/2014. The conference will be held by telephone or at the OSHA office located at 1851 Executive Center Drive, Suite 227, Jacksonville, FL 32207 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 930829

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226
Issuance Date: 02/12/2014

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, 1851 Executive Center Drive, Suite 227, Jacksonville, FL 32207**

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.22(a)(1): All places of employment, passageways, storerooms or service rooms were not kept clean and orderly or in a sanitary condition.

a. On or about August 16, 2013, near the MEP-3 wire mesh machine, the floor was cluttered with dunage, broken pallets, and scrap wire mesh, exposing employees to a trip hazard.

ABATEMENT DOCUMENTATION AND CERTIFICATION ARE NOT REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4400.00

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

Inspection Number: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
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Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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):

a. On or about September 3, 2013, in the west wire bay, employees standing on stacks of finished wire mesh product were not protected from a 10-foot fall hazard by the use of a fall protection system.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$7000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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 3 a Type of Violation: **Serious**

29 CFR 1910.141(d)(1): Washing facilities were not maintained in a sanitary condition:

- a. On or about August 16, 2013, in the west wire bay, the washing facility was not maintained in a sanitary condition.
- b. On or about August 16, 2013 in the east wire bay, the washing facility was not maintained in a sanitary condition.
- c. On or about August 16, 2013 in the break room, the washing facility was not maintained in a sanitary condition.
- d. On or about August 16, 2013 in the maintenance shop, the washing facility was not maintained in a sanitary condition.

ABATEMENT DOCUMENTATION AND CERTIFICATION ARE REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$7000.00

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Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.141(d)(2)(ii): Lavatories were not provided with hot and cold, or tepid running water:

- a. On or about August 16, 2013, in the east wire bay, the washing facility did not have hot water or tepid water.
- b. On or about August 16, 2013, in the west wire bay, the washing facility did not have hot water or tepid water.
- c. On or about August 16, 2013, in the break room, the washing facility did not have hot water or tepid water.
- d. On or about August 16, 2013, in the maintenance shop, the washing facility did not have hot water or tepid water.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

03/11/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.141(d)(2)(iii): Lavatories were not provided with hand soap or similar cleansing agent:

- a. On or about August 16, 2013, in the east wire bay, the washing facility did not have hand soap or similar cleansing agent.
- b. On or about August 16, 2013, in the west wire bay, the washing facility did not have hand soap or similar cleansing agent.
- c. On or about August 16, 2013, in the break room, the washing facility did not have hand soap or similar cleansing agent.
- d. On or about August 16, 2013, in the maintenance shop, the washing facility did not have hand soap or similar cleansing agent.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/11/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.141(d)(2)(iv): Lavatories were not provided with individual hand towels or sections thereof, of cloth or paper, warm air blowers or clean individual sections of continuous cloth toweling:

- a. On or about August 16, 2013, in the east wire bay, the washing facility did not have individual hand towels or sections thereof, of cloth or paper, warm air blowers or clean individual section of continuous cloth toweling.
- b. On or about August 16, 2013, in the west wire bay, the washing facility did not have individual hand towels or sections thereof, of cloth or paper, warm air blowers or clean individual section of continuous toweling.
- c. On or about August 16, 2013, in the break room, the washing facility did not have individual hand towels or sections thereof, of cloth or paper, warm air blowers or clean individual section of continuous cloth toweling.
- d. On or about August 16, 2013, in the maintenance shop, the washing facility did not have individual hand towels or sections thereof, of cloth or paper, warm air blowers or clean individual section of continuous cloth toweling.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

03/11/2014

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Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct an annual or more frequent inspection of the energy control procedure to ensure that the procedure and requirements of this standard were followed:

- a. On August 16, 2013, the employer did not conduct an annual inspection of the energy control procedures to ensure that the procedures and requirements of this standard were followed for the machinery used in the wire mesh manufacturing facility, exposing employees to the hazard of getting caught in equipment.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$7000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.179(l)(3)(iii): Repairs or replacements were not provided promptly as needed for safe operation of crane(s)

- a. On or about August 16, 2013, in the east wire bay, repairs or replacements recommended by the periodic inspection of overhead gantry crane number 0002 were not provided as needed for safe operation of the crane, exposing the employees to being struck by suspended loads.
- b. On or about August 16, 2013, in the east wire bay, repairs or replacements recommended by the periodic inspection of overhead gantry crane number 001 were not provided as needed for safe operation of the crane, exposing the employees to being struck by suspended loads.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$7000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.179(l)(3)(iii)(d): Pendant control stations were not kept clean, and/or their function labels were not kept legible:

a. On or about August 16, 2013, in the west wire bay, on the pendant control for kone crane 0002, the control function buttons were not kept clean and legible, exposing employees to being struck by suspended loads.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4400.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.184(c)(6): Slings were not securely attached to their loads:

- a. On or about August 16, 2013, on the 5-ton overhead gantry crane 0001, slings were not securely attached to their loads in that the hooks attached to the wire rope slings had the safety latches removed, exposing employees to being struck by suspended loads
- b. On or about August 16, 2013, on the 5-ton overhead gantry crane 0002, the wire rope slings were not securely attached to their loads in that the hooks attached to the wire rope slings had the safety latches removed, exposing employees to being struck by suspended loads
- c. On or about August 16, 2013, on the 6.3-ton overhead gantry crane 0003, wire rope slings were not securely attached to their loads in that the hooks attached to the wire rope slings had the safety latches removed, exposing employees to being struck by suspended loads
- d. On or about August 16, 2013, on the 5-ton overhead gantry crane 0004, wire rope slings were not securely attached to their loads in that the hooks attached to the wire rope slings had the safety latches removed, exposing employees to being struck by suspended loads

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$7000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.184(f)(1): Wire-rope slings did not have permanently affixed and legible identification markings as prescribed by the manufacturer that indicated the recommended safe working load for the type(s) of hitch(es) used, the angle upon which it is based, and the number of legs if more than one:

- a. On or about August 16, 2013, in the QC-7 product staging area, wire rope slings used to lift finished product did not have permanently affixed and legible identification marking, exposing employees to being struck by suspended loads.
- b. On or about August 16, 2013, in the MEP-3 product staging area, wire rope slings used to lift finished product did not have permanently affixed and legible identification marking, exposing employees to being struck by suspended loads.
- c. On or about August 16, 2013, in the Promostar product staging area, wire rope slings used to lift finished product did not have permanently affixed and legible identification marking, exposing employees to being struck by suspended loads.

ABATEMENT DOCUMENTATION AND CERTIFICATION ARE REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/11/2014
Proposed Penalty: \$5500.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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 1910.184(i)(9): Synthetic web sling was not immediately removed from service for having snags, cuts and tears.

- a. On or about August 16, 2013, in the QC-7 manufacturing area, a 4-inch x 6-foot nylon sling used to pick up bundles of rebar and wire mesh product had punctures, snags, tears, and cuts, exposing employees to being struck by suspended loads.
- b. On or about August 16, 2013, in the MEP-3 final product area, a 6-inch x 4-foot nylon sling used to pick up finished wire mesh product bundles had punctures, snags, tears, and cuts, exposing employees to being struck by suspended loads.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.184(i)(1): Synthetic web sling(s) were not marked or coded to show rated capacities for each type of hitch and type of synthetic web material:

- a. On or about August 16, 2013, in the MEP-3 product staging area, 3 nylon slings used to lift finished wire mesh product were not marked or coded to show the rated capacity.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

03/11/2014

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

Inspection Number: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 10 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):

a. On or about August 16, 2013, the Chicago press brake used to make bends on wire mesh products was not guarded to prevent the entry of hands or fingers into the point of operation, exposing employees to an amputation hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.219(i)(2): Revolving surfaces of shaft coupling(s) were not covered by a safety sleeve:

a. On or about August 16, 2013, in the west wire bay, the MEP-3 motorized roller way drive motor shaft coupling was not covered by a safety sleeve, exposing employees to being caught in the rotation of the coupling.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.252(b)(2)(iii): Workers and other persons adjacent to the welding area were not protected from the rays by noncombustible or flameproof screens or shields:

a. On or about August 16, 2013, in the west wire bay, employees performing welding operations did not use welding curtains, exposing other employees to the arc flash.

ABATEMENT DOCUMENTATION AND CERTIFICATION ARE NOT REQUIRED FOR THIS ITEM

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.

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

Inspection Number: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

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

a. On or about August 16, 2013, in the west wire bay, employees using the Hobart arc welder to weld barrier fence product in place were using welding leads that were damaged with exposed copper conductor, exposing themselves to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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 14 a Type of Violation: **Serious**

29 CFR 1910.303(b)(1): Electrical equipment was not free from recognized hazards that were likely to cause death or serious physical harm to employees, in that the employer did not ensure the safety of the equipment pursuant to the considerations in sections (i) through (viii) of 29 CR 1910.303(b)(1):

a. On or about August 16, in the west wire bay, the MEP-1 electrical disconnect switch was not approved for its purpose, exposing employees to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/11/2014
Proposed Penalty: \$5500.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 14 b 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 of other forms of approved enclosures, or other means listed under this provision:

a. On or about August 16, 2013, in the west wire bay, employees were exposed to live parts when utilizing disconnect switch on the MEP-1 wire mesh machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/11/2014

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

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

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Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 15 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. On or about August 16, 2013, in the west wire bay, an standard UL 596 wall outlet was not used or installed in accordance with the instructions for installation, exposing employees to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$5500.00

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Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 16 Type of Violation: **Serious**

29 CFR 1910.303(b)(7)(iv): There were damaged parts that adversely affected safe operation or mechanical strength of the equipment, such as parts that were broken, bent, cut, or deteriorated by corrosion, chemical action, or overheating:

- a. On or about August 16, 2013, on the Chicago mechanical power press, the cover to the 110-volt power supply was damaged exposing the copper conductor inside, exposing employees to an electrical hazard.
- b. On or about August 16, 2013, on the MEP-3 wire mesh machine, the 110-volt remote power supply cable was damaged exposing the copper conductor inside, exposing employees to an electrical hazard.
- c. On or about August 16, 2013, on jib crane number 002, the cover to the 110-volt power supply conduit was damaged exposing the copper conductor inside, exposing employees to an electrical hazard.
- d. On or about August 16, 2013, on number 2 jib crane, the 110-volt cable armor or flexible conduit for the remote control operation of the crane was damaged, exposing employees to electrical shock hazards.
- e. On or about August 16, 2013, on the feed side of the Promostar rebar machine, the 110-volt power supply cable armor or flexible conduit was damaged, exposing employees to electrical shock hazards.
- f. On or about August 16, 2013, on the top of the strecker rod bender, the 110-volt cable armor or flexible conduit was damaged, exposing employees to electrical shock hazards.
- g. On or about August 16, 2013, line draw coolant motor, the 440-volt the 110-volt cable armor or flexible conduit was damaged, exposing employees to electrical shock hazards.
- h. On or about August 16, 2013, MEP-3 light curtain, the 110-volt the 110-volt cable armor or flexible conduit was damaged,, exposing employees to electrical shock hazards.

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

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

Inspection Number: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 17 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. On or about August 16, 2013, in the MEP-3 control room, breaker panel L-3's breaker bank was not legibly marked to indicate its purpose.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 18 Type of Violation: **Serious**

29 CFR 1910.303(g)(2)(iii): Entrances to rooms and other guarded locations containing exposed live parts were not marked with conspicuous warning signs forbidding unqualified persons to enter:

a. On or about August 16, 2013, in the west wire bay, the entrance door to the high voltage control room for MEP-3 and Promostar wire mesh manufacturing machinery did not have conspicuous warning signs forbidding unqualified persons to enter, exposing employees to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 19 Type of Violation: **Serious**

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

- a. On or about August 16, 2013, in the MEP-3 control room, 110-volt lighting breaker panel H-3 had openings that were not filled with breakers or blanks, exposing employees to an electrical hazard.
- b. On or about August 16, 2013, in the MEP-3 control room, 110-volt lighting breaker panel L-3 had openings that were not filled with breakers or blanks, exposing employees to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 20 Type of Violation: **Serious**

29 CFR 1910.305(b)(2): Pull boxes, junction boxes, and fittings were not provided with covers approved for the purpose:

- a. On or about August 16, 2013, in the west wire bay, on the mechanical power press, a 220-volt junction box was not guarded to prevent accidental contact, exposing employees to an electrical hazard.
- b. On or about August 16, 2013, in the west wire bay, on jib crane 002, a 110-volt junction box was not guarded to prevent accidental contact, exposing employees to an electrical hazard.
- c. On or about August 16, 2013, in the machine shop, a 110-volt junction box was not guarded to prevent accidental contact, exposing employees to an electrical hazard.
- d. On or about August 16, 2013, in the west wire bay, on the wall of the west end designated walk way, the fan circuit 110-volt junction box was not guarded to prevent accidental contact, exposing employees to an electrical hazard.
- e. On or about August 16, 2013, in the west wire bay, on the wall of the west center designated walk way, a fan circuit 110-volt junction box was not guarded to prevent accidental contact, exposing employees to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/11/2014
Proposed Penalty: \$7000.00

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: 930829
Inspection Date(s): 08/16/2013 - 08/19/2013
Issuance Date: 02/12/2014



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 21 Type of Violation: **Serious**

29 CFR 1910.305(d)(2): Panelboards were not mounted in cabinets, cutout boxes, or enclosures designed for the purpose and/or were not dead front:

a. On or about August 16, 2013, in the east wire bay, general lighting panel H-4 did not have the dead front panel installed exposing employees to electrical hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 1 Item 22 Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(ii): Flexible cords were not used in continuous lengths without splice or tap:

a. On or about August 16, 2013, in the west wire bay, between the mechanical power press and the straight line power bender, a 220-volt power flexible cord was spliced to accept an additional piece of equipment, exposing employees to an electrical hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/11/2014
Proposed Penalty: \$5500.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

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

- a. On or about August 15, 2013, in the west wire bay, energy control procedures for the MEP-3 feed cart were not utilized, exposing employees to being struck-by the feed cart.
- b. On or about August 15, 2013, in the west wire bay, energy control procedures for the MEP-3 weld head were not utilized, exposing employees to being crushed-by or caught in the weld head.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

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

- a. On or about August 16, and September 10, 2013, in the west wire bay, energy control procedures for the Promostar rebar machine were not utilized, exposing employees to being struck-by or caught-in the moving parts of the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

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

- a. On or about August 16, 2013, in the west wire bay, energy control procedures for the MEP-1 wire mesh machine were not utilized, exposing employees to being struck-by or caught-in the moving parts of the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

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

- a. On or about August 16, 2013, in the east wire bay, energy control procedures were not utilized for the MEP-2, exposing employees to being struck-by or caught-in the moving parts of the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 2 Item 5 Type of Violation: **Willful**

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) and other employees from hazard(s) created by the point of operation and moving parts:

- a. On or about August 15, 2013, in the west wire bay, the helpers station of the MEP-3 was not guarded, exposing employees to being struck-by the feed cart.
- b. On or about August 14, 2013, in the west wire bay, the weld-head of the MEP-3 was not guarded, exposing employees to being struck-by the feed cart.
- c. On or about August 15, 2013, in the west wire bay, the evacuation side of the MEP-3 was not guarded, exposing employees to being struck-by the evacuation cart.
- d. On or about August 15, 2013, in the west wire bay, the MEP-3 was not guarded by a parameter fence barrier guard around the moving parts of the helpers station, the cart table, the weld head, and the evacuation area of the machine, exposing employees to being caught-in or struck-by the moving parts of the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 2 Item 6 Type of Violation: **Willful**

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) and other employees from hazard(s) created by flying chips:

a. On or about August 16, 2013, in the quality control lab, the United Tensile Test device was not guarded, exposing employees to being struck by chips from metal wire fragments.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 2 Item 7 Type of Violation: **Willful**

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 the point of operation and moving parts:

- a. On or about August 16, 2013, in the east wire bay, the left side of the wire accumulator roller assembly was not guarded, exposing employees to being struck-by or caught-in the accumulator roller.
- b. On or about August 16, 2013, in the east wire bay, the right side of the wire accumulator roller assembly was not guarded, exposing employees to being struck-by or caught-in the accumulator roller.
- c. On or about August 16, 2013, in the east wire bay, the front of the wire accumulator roller assembly was not guarded, exposing employees to being struck-by or caught-in the accumulator roller.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 2 Item 8 Type of Violation: **Willful**

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 the point of operation and moving parts:

- a. On or about August 16, 2013, in the east wire bay, the turn table of Tuerema wire draw machine was not guarded, exposing employees to the being struck-by or caught-in the moving parts of the machine.
- b. On or about August 16, 2013, in the east wire bay, the spooler of the Tuerema wire draw machine was not guarded, exposing employees to the being struck-by or caught-in the moving parts of the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$70000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

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

a. On or about August 16, 2013, in the rear entrance of building, the lighted exit sign above the door was damaged.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	03/11/2014
Proposed Penalty:	\$0.00

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



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.179(k)(2): Rated load test reports were not placed on file where they were readily available to appointed personnel:

- a. On or about August 16, 2013, in the east wire bay, the overhead gantry crane 5220907 did not have a rated load test.
- b. On or about August 16, 2013, in the west wire bay, the overhead gantry crane 5220908 did not have a rated load test.

ABATEMENT DOCUMENTATION AND CERTIFICATION ARE NOT REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$0.00

A handwritten signature in black ink, appearing to read "Brian J. Sturtecky", written over a horizontal line.

Brian J. Sturtecky
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1851 Executive Center Drive
Suite 227
Jacksonville, FL 32207
Phone: 904-232-2895 Fax: 904-232-1294



INVOICE / DEBT COLLECTION NOTICE

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226
Issuance Date: 02/12/2014

Summary of Penalties for Inspection Number	930829
Citation 1, Serious	\$126700.00
Citation 2, Willful	\$560000.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$686700.00

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.



Brian J. Sturtecky
Area Director

02-12-14.

Date

U.S. Department of Labor
Occupational Safety and Health Administration
1851 Executive Center Drive
Suite 227
Jacksonville, FL 32207
Phone: 904-232-2895 Fax: 904-232-1294



Citation and Notification of Penalty

To:
Wire Mesh Sales, LLC
4034 Faye Road
Jacksonville, FL 32226

Inspection Number: 935663
Inspection Date(s): 08/27/2013 - 08/27/2013
Issuance Date: 02/12/2014

Inspection Site:
4034 Faye Road
Jacksonville, FL 32226

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 02/12/2014. The conference will be held by telephone or at the OSHA office located at 1851 Executive Center Drive, Suite 227, Jacksonville, FL 32207 on _____ at _____ . Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 935663

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226
Issuance Date: 02/12/2014

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, 1851 Executive Center Drive, Suite 227, Jacksonville, FL 32207**

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

The Wire Mesh Corp. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.95(c)(1), which was contained in OSHA inspection number 422283, citation number 1, item number 1 and was affirmed as a final order on September 4, 2012, with respect to a workplace located at 42 Marquette Avenue, Oglesby, IL 61348.

29 CFR 1910.95(c)(1): The employer did not administer a continuing, effective hearing conservation program as described in 29 CFR 1910.95(c) through (o) whenever employee noise exposures equal or exceed an 8-hour time-weighted average sound level of 85 decibels measured on the A scale, or equivalently a dose of fifty percent:

- a. An employee, operating the wire draw machine, was exposed to a noise dose of 91.3%, or an equivalent dBA of 89.3 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 429 minutes during the first 12 hour shift on September 3, 2013.
- b. An employee, operating the wire draw machine, was exposed to a noise dose of 79.2%, or an equivalent dBA of 88.3 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 348 minutes during the second 12 hour shift on October 30, 2013.
- c. An employee, operating the MEP #1 machine, was exposed to a noise dose of 113.6%, or an equivalent dBA of 90.8 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 483 minutes during the first 12 hour shift on September 3, 2013.
- d. An employee, operating the MEP #1 machine, was exposed to a noise dose of 99.2%, or an equivalent dBA of 89.9 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 455 minutes during the first 12 hour shift on September 3, 2013.
- e. An employee, operating the Promostar machine, was exposed to a noise dose of 88.4%, or an equivalent dBA of 89.1 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 475 minutes during the first 12 hour shift on September 3, 2013.
- f. An employee, operating the QC #7 machine, was exposed to a noise dose of 159.7%, or an equivalent

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

dBa of 93.3 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 519 minutes during the first 12 hour shift on September 3, 2013.

g. An employee, operating the MEP #2 machine, was exposed to a noise dose of 67.8%, or an equivalent dBA of 87.2 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 512 minutes during the first 12 hour shift on September 3, 2013.

h. An employee, operating the MEP #2 machine, was exposed to a noise dose of 70.8%, or an equivalent dBA of 87.5 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 511 minutes during the first 12 hour shift on September 3, 2013.

i. An employee, operating the MEP #2 machine, was exposed to a noise dose of 81.4%, or an equivalent dBA of 88.5 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 403 minutes during the second 12 hour shift on October 30, 2013.

j. An employee, operating the MEP #1 machine, was exposed to a noise dose of 86.1%, or an equivalent dBA of 88.9 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 358 minutes during the second 12 hour shift on October 30, 2013.

k. An employee, operating the MEP #2 machine, was exposed to a noise dose of 71.7%, or an equivalent dBA of 87.5 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 399 minutes during the second 12 hour shift on October 30, 2013.

l. An employee, operating the wire draw machine, was exposed to a noise dose of 69.9%, or an equivalent dBA of 87.4 dBA, which was capable of causing permanent hearing loss. The sampling was performed for 363 minutes during the second 12 hour shift on October 30, 2013.

The employer did not administer an effective hearing conservation program in that they did not implement and administer:

- 1) A monitoring program of employee noise exposure in accordance with 29 CFR 1910.95(d);
- 2) The employer did not establish and maintain an audiometric testing program as provided in this

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

paragraph by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels in accordance with 29 CFR 1910.95(g)(1);

- 3) The employer did not give the employees the opportunity to select their hearing protectors from a variety of suitable hearing protectors provided by the employer in accordance with 29 CFR 1910.95(i)(3);
- 4) The employer did not ensure proper initial fitting and supervise the correct use of all hearing protectors in accordance with 29 CFR 1910.95(i)(5);
- 5) The employer did not evaluate hearing protector attenuation for the specific noise environments in which the protector will be used in accordance with 29 CFR 1910.95(j)(i);
- 6) The employer shall ensure that each employee is informed of the following in accordance with 29 CFR 1910.95(k)(3);
- 7) The employer did not make available to affected employees or their representatives copies of this standard and shall also post a copy in the workplace in accordance with 29 CFR 1910.95(k)(3);

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/01/2014
Proposed Penalty:	\$11000.00

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: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 2 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.134(c)(3): The employer did not designate a program administrator who was qualified by appropriate training or experience to administer or oversee the respiratory protection program and to conduct the required evaluations of program effectiveness:

a. On or about September 3, 2013, employees were required to wear a N95 respirator while vacuuming metal dust from the floor in the wire draw area of the plant. The employer did not designate a program administrator to oversee the respiratory protection program effectiveness.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/01/2014
Proposed Penalty:	\$0.00

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



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employees ability to use a respirator, before the employee was fit tested or required to use the respirator in the workplace:

a. On or about September 3, 2013, employees were required to wear a N95 respirator while vacuuming metal dust from the floor in the wire draw area of the plant. The employer did not provide a medical evaluation to employees before use of a N95 respirator.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/01/2014
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

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

29 CFR 1910.134(f)(2): Employee(s) using tight-fitting facepiece respirators were not fit tested prior to initial use of the respirator:

a. On or about September 3, 2013, employees were required to wear a N95 respirator while vacuuming metal dust from the floor in the wire draw area of the plant. The employer did not provide a fit test to employees before use of a N95 respirator.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/01/2014
Proposed Penalty:	\$0.00

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



Citation and Notification of Penalty

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226

Citation 2 Item 4 Type of Violation: **Other-than-Serious**

29 CFR 1910.134(k)(3): Training was not provided prior to requiring employees to use a respirator in the workplace:

a. On or about September 3, 2013, employees were required to wear a N95 respirator while vacuuming metal dust from the floor in the wire draw area of the plant. The employer did not provide training to employees before use of a N95 respirator.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/01/2014
\$0.00

A handwritten signature in black ink, appearing to read "Brian J. Sturtecky", written over a horizontal line.

Brian J. Sturtecky
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1851 Executive Center Drive
Suite 227
Jacksonville, FL 32207
Phone: 904-232-2895 Fax: 904-232-1294



INVOICE / DEBT COLLECTION NOTICE

Company Name: Wire Mesh Sales, LLC
Inspection Site: 4034 Faye Road, Jacksonville, FL 32226
Issuance Date: 02/12/2014

Summary of Penalties for Inspection Number	935663
Citation 1, Repeat	\$11000.00
Citation 2, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$11000.00

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.



Brian J. Sturtecky

Area Director



Date