

U.S. Department of Labor

Occupational Safety and Health Administration
3300 Vickery Road
North Syracuse, NY 13212
Phone: 315-451-0808 Fax: 315-451-1351



Citation and Notification of Penalty

To:
World Kitchen, LLC
and its successors
Dale Ruben, Plant Director
1 Steuben Street
Corning, NY 14830

Inspection Number: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015

Inspection Site:
1 STEUBEN STREET
Corning, NY 14830

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 03/03/2015. The conference will be held by telephone or at the OSHA office located at 3300 Vickery Road, North Syracuse, NY 13212 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 993351

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830
Issuance Date: 03/03/2015

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 3300 Vickery Road, North Syracuse, NY 13212**

Citation Number 01 and Item Number 001 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 002 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 003b was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 004 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 005a was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 005b was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 006 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 007 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 008 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 009 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 010 was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 011a was corrected on _____
By (Method of Abatement): _____

Citation Number 01 and Item Number 011b was corrected on _____
By (Method of Abatement): _____

Citation Number 02 and Item Number 001 was corrected on _____
By (Method of Abatement): _____

Citation Number and Item Number was corrected on _____
By (Method of Abatement): _____

Citation Number and Item Number was corrected on _____
By (Method of Abatement): _____

Citation Number and Item Number was corrected on _____
By (Method of Abatement): _____

Citation Number and Item Number was corrected on _____
By (Method of Abatement): _____

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

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review

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

Inspection Number: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.23(a)(8): Every floor hole into which persons can accidentally walk was not guarded:

- a) 521 Hub Deck, near 52 Tank, on or about 9/19/14: Floor hole measuring 8-3/4 inches x 11 inches was not guarded.
- b) 521 Hub Deck, near 52 Tank, on or about 9/19/14: Floor hole measuring 8-1/4 inches x 8-3/4 inches was not guarded.
- c) 521 Hub Deck, near 52 Tank, on or about 9/19/14: Floor hole measuring 8-1/4 inches x 9-1/2 was not guarded.
- d) 522 Hub Deck, on or about 9/19/14: Floor hold measuring 2 inches x 6-1/2 inches was not guarded.
- e) Below 47 Tank, on or about 10/2/14: Floor hole measuring 11-inches x 15-inches was not adequately guarded in that the cover door provided was left open.
- f) Walkway behind 53 Tank, on or about 11/4/14: Floor hole measuring 3-1/2 inches was not guarded.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:

03/21/2015

Proposed Penalty:

\$3000.00

* 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: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.23(c)(1): Open-sided floors and/or platforms four feet or more above adjacent floor or ground level were not guarded with standard railings (or equivalent) and toeboards: Note: Toeboards are only required when persons can pass, there is moving equipment or there is equipment with which falling materials could create a hazard.

- a) **Forming, on or about 9/19/14: 521 Hub had an open sided floor that was not guarded to prevent employees from falling 4 feet 3 inches.**
- b) **Forming, on or about 9/19/14: 522 Hub had an open sided floor that was not guarded to prevent employees from fall 4 feet 3 inches.**
- c) **Forming, on or about 9/19/14: 531 Hub had an open sided floor that was not guarded to prevent employees from falling approximately 4 feet 3 inches.**
- d) **Forming, on or about 9/19/14: 533 Hub had an open sided floor that was not guarded to prevent employees from fall 4 feet 5 inches.**
- e) **Roof, on or about 9/15/14: 52 Fan platform, 4 feet 2 inches above the roof was not provided with a standard railing along the open sides.**
- f) **Roof, on or about 9/15/14: #68 Core Block Cooling, platform 4 feet 7-1/2 inches above the roof was not provided with standard railings along the open sides.**
- g) **Under Tank 52, on or about 10/2/14: Open sided floor near the drain shoot was not provided with a standard railing. Employees exposed to a fall hazard of 9 feet 6 inches.**
- h) **Below 47 Tank, on or about 10/2/14: Open sided platform was not provided with a standard railing. Employees exposed to a fall hazard of 6 feet 8 inches.**

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Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

i) Decorator Room, Robot Area, on or about 10/3/14: Work platform 4 feet 5 inches above the floor was not provided with a standard railing along the open side.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/05/2015
\$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

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Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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 1910.23(d)(1)(iii): Stairway(s) less than 44 inches wide having both sides open, did not have one stair railing on each side:

- a) Roof, 52 Fan Platform, on or about 9/25/14: Stair having 5 risers and 24 inches wide was not provided with a standard railing on one open side.**

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6000.00

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: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

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

a) Melting Department, on or about 9/22/14: Standard railings consisting of a top and intermediate rail were provided on the portable catwalk used over tank 47. The vertical height of the top rails measured 27-3/4 inches and thereby exposed employees to falling into the tank of molten glass.

b) Under Tank 52, on or about 9/22/14: 52 connector riser platform was not provided with a standard railing along the open side in that it was missing a top rail. Employees exposed to a fall hazard of approximately 9-feet 6-inches.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:

03/21/2015

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

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

Inspection Number: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.27(b)(1)(ii): The distance between steps exceeded 12 inches and were not uniform throughout the ladder:

- a) **52 Man Cooling Platform, on or about 10/2/14: Ladder with 5 steps that were not uniform and were greater than 12 inches apart. The first step from the floor measured 14-3/8 inches, the second step 12-5/8 and remaining steps to the platform were 13-inches.**

Date By Which Violation Must be Abated:

Corrected During Inspection

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: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

Citation 1 Item 4 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:

a) Lagoon, on or about 9/29/14: The employer did not provide or require employees to wear floatation devices when working around the lagoons.

Abatement certification must be submitted for this item .

Date By Which Violation Must be Abated:
Proposed Penalty:

03/21/2015
\$5000.00

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: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

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

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

- a) Finishing Department, on or about 9/4/14: Lockout procedures were not developed for the control of potentially hazardous energy when performing work such as but not limited to: clearing broken or jammed ware from the in-feed side of Bander #4.**
- b) Forming Department, Production Hubs, on or about 9/4/14: Lockout procedures were not developed for the control of potentially hazardous energy when performing work such as but not limited to: changing take out heads.**

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 03/21/2015
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: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed:

- a) **World Kitchen, LLC, on or about 10/9/14: The employer did not conduct a periodic inspection of their energy control procedures at least annually. Employees perform servicing and/or maintenance activities on machinery and equipment such as but not limited to: Production Hubs, Fire Polishers, Banders, Cooling Fans, Compressors and Kilns.**

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

04/05/2015

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: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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:

- a) **Finishing Department, on or about 9/4/14: Banders were not provided with guards to prevent contact with rotating parts such as but not limited to the ink rollers and table.**
- b) **Machine Shop, on or about 9/17/14: Six milling machines were not provided with guards to prevent contact with the rotating serrated chucks and tooling.**
- c) **Machine Shop, on or about 9/17/14: Three drill presses were not provided with guards to prevent contact with the rotating serrated chucks and tooling.**
- d) **Machine Shop, on or about 9/17/14: Bostomatic CNC machine was not provided with a guard to prevent contact with the rotating serrated chuck and tool.**
- e) **Machine Shop near E15 Area, on or about 9/17/14: DoAll Lathe was being operated without the use of the attached chuck guard.**
- f) **Machine Shop near E15 Area, on or about 9/17/14: Clausing drill press was not provided with a guard to prevent contact with the rotating serrated chuck and tool.**
- g) **473 Line, PLI Conveyor, on or about 9/19/14: Conveyor belt had unguarded in-running nip points.**
- h) **471 Line, PLI Conveyor, on or about 9/19/14: Conveyor belt had unguarded in-running nip points.**
- i) **Facilities Maintenance Melt, on or about 10/2/14: Jet horizontal bandsaw was not provided with guarding over the unused portion of the blade.**

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: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

- j) Transfer Casting Room, on or about 10/2/14: Duracraft drill press was not provided with a guard to prevent contact with the serrated chuck and tool.**
- k) Media Lab, on or about 10/2/14: Thermal plastic mixers were not provided with guards over the rotating mixing shafts.**
- l) Elastomer Shop, on or about 10/2/14: Craftsman drill press was not provided with a guard over the rotating serrated chuck and tool.**
- m) R & D Room, on or about 10/2/14: Kettle #4 mixer was not provided with a guard over the rotating paddles.**
- n) R & D Room, on or about 10/2/14: Dispersator was not provided with a guard to prevent contact with the rotating mixing shaft.**
- o) Decorator Room, on or about 10/3/14: Conveyor RS7 was not provided with guarding at the in-running nip points of the belt and roller.**
- p) 473 Hub, on or about 11/4/14: The A-Frame return cylinder was not provided with a guard to protect operators from pinch point hazards.**

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/05/2015
Proposed Penalty:	\$7000.00

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

Inspection Number: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.212(a)(5): Fan blade guards, where the periphery of the blades was less than seven feet above the floor or working level, had openings larger than one half inch:

- a) **Ceramic Carrier Room, on or about 9/17/14: Industrial pedestal fan approximately 4 feet above the floor was in use with blade guard openings measuring 1-1/8 inches.**
- b) **Bottom #52 Tank, on or about 10/2/14: Industrial fan approximately 4 feet above the work platform was in use with blade guard openings measuring 4-inches x 6-inches.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:
Proposed Penalty:

03/21/2015
\$5000.00

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: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.213(b)(3): Provisions were not made to prevent woodworking machine(s) from automatically restarting upon restoration of power after power failure

- a) **Facility Maintenance, Melting Shop, on or about 10/2/14: 10-inch table saw was used without an anti-restart device installed to prevent the machine from restarting upon restoration of power after a power failure.**

Date By Which Violation Must be Abated:
Proposed Penalty:

03/21/2015
\$4000.00

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: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

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

- a) **Machine Shop, on or about 9/17/14: Baldor grinder had the tongue guard on the left side adjusted 3/4-inch from the abrasive wheel.**
- b) **Machine Shop, on or about 9/17/14: Miller Falls grinder had the tongue guard on the left side adjusted 1-inch from the abrasive wheel.**
- c) **Machine Shop, on or about 9/17/14: Miller Falls grinder had the tongue guard on the right side adjusted 7/8-inch from the abrasive wheel.**
- d) **Facility Maintenance, Melt, on or about 10/2/14: Hisey-Wolt grinder had the tongue guard on the left side adjusted 7/8-inch from the abrasive wheel.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:
Proposed Penalty:

03/11/2015
\$3000.00

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

Inspection Number: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

29 CFR 1910.219(c)(2)(i): All exposed part(s) of horizontal shafting seven (7) feet or less from floor or working platform were not protected by stationary casing(s) enclosing shafting completely or by trough(s) enclosing sides and top or sides and bottom of shafting :

- a) **Finishing Fan Room, on or about 9/4/14: Kiln cooling fans had unguarded horizontal shafting.**
- b) **D Kiln, on or about 9/4/14: Primary fan had an unguarded horizontal shaft.**
- c) **D Kiln, on or about 9/4/14: Chiller fan had an unguarded horizontal shaft.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/05/2015
\$5000.00

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: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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 11 a Type of Violation: **Serious**

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

- a) **Roof, on or about 9/4/14: 471 Glaze Block cooling fan, in-running nip points of the belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.**
- b) **Roof, on or about 9/4/14: 472 Glaze Block cooling fan, in-running nip points of the belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.**
- c) **Roof, on or about 9/4/14: D Kiln primary fan belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.**
- d) **Roof, on or about 9/4/14: D Kiln chiller fan, belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.**
- e) **52 Hub Pre-Heat Area, on or about 10/3/14: Portable fan belt and pulley drive 18 inches above the floor was not guarded at the in-running nip points of the belt and pulley.**

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/05/2015
\$5000.00



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

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

- a) Roof, on or about 9/4/14: 471 Glaze Block cooling fan, in-running nip points of the belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.
- b) Roof, on or about 9/4/14: 472 Glaze Block cooling fan, in-running nip points of the belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.
- c) Roof, on or about 9/4/14: D Kiln primary fan belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.
- d) Roof, on or about 9/4/14: D Kiln chiller fan, belt and pulley drive approximately 3 feet above the work surface was not guarded on the shaft side where employees perform maintenance.
- e) 52 Hub Pre-Heat Area, on or about 12/10/14: Portable floor fan, belt and pulley drive 18 inches above the floor was not guarded at the in-running nip points of the belt and pulley.

Abatement certification must be submitted for this item.

Date By Which Violation Must be Abated:

04/05/2015

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

Inspection Number: 993351
Inspection Date(s): 09/04/2014 - 03/02/2015
Issuance Date: 03/03/2015



Citation and Notification of Penalty

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830

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

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

- a) 473 Hub Pit Area, on or about 11/4/14: Flexible cord was used as a substitute for the fixed wiring of a 440 volt blower unit.
- b) Elastomer Shop, on or about 10/2/14: A Relocatable Power Tap was used as an extension cord to provide power to a drill press and an industrial scale.
- c) Decorating Room - Column K18, on or about 10/3/14: A Relocatable Power Tap was used as an extension cord to provide power to a wall fan and an industrial microwave.
- d) Screen Cleaning Room, on or about 10/21/14: A Relocatable Power Tap was used as an extension cord to provide power to a sand blaster machine.

Abatement certification is required for this item.

Date By Which Violation Must be Abated:
Proposed Penalty:

03/21/2015
\$0.00

A handwritten signature in black ink, appearing to read "Christopher Adams", written over a horizontal line.

Christopher Adams, CIH, CSP
Area Director

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

U.S. Department of Labor
Occupational Safety and Health Administration
3300 Vickery Road
North Syracuse, NY 13212
Phone: 315-451-0808 Fax: 315-451-1351



INVOICE / DEBT COLLECTION NOTICE

Company Name: World Kitchen, LLC
Inspection Site: 1 STEUBEN STREET, Corning, NY 14830
Issuance Date: 03/03/2015

Summary of Penalties for Inspection Number	993351
Citation 1, Serious	\$57000.00
Citation 2, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$57000.00

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.



Christopher Adams, CIH, CSP

Area Director

3-3-15

Date