

**U.S. Department of Labor** Occupational Safety and Health Administration  
950 22nd. Street North,  
Suite 1050  
Birmingham, AL 35203  
Phone: 205-731-1534 Fax: 205-731-0504



02/05/2018

ABC Polymer Industries, LLC  
PO Box 580  
Helena, AL 35080

Dear Employer,

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000) revised 2015, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

As indicated on page 6 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

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 the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of 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.

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

Sincerely,

A handwritten signature in blue ink that reads "Ramona Morris".

**Ramona Morris**  
Area Director

Enclosures

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
950 22nd. Street North  
Suite 1050  
Birmingham, AL 35203  
Phone: 205-731-1534 Fax: 205-731-0504



## Citation and Notification of Penalty

**To:**  
ABC Polymer Industries, LLC  
and its successors  
PO Box 580  
Helena, AL 35080

**Inspection Number:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018

**Inspection Site:**  
545 Elm Street  
Helena Industrial Park  
Helena, AL 35080

*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](http://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 \$25,000 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](http://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 02/05/2018. The conference will be held by telephone or at the OSHA office located at 950 22nd. Street North, Suite 1050, Birmingham, AL 35203 on \_\_\_\_\_ at

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1256264**

Company Name: ABC Polymer Industries, LLC  
Inspection Site: 545 Elm Street, Helena Industrial Park, Helena, AL 35080  
Issuance Date: 02/05/2018

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, 950 22nd. Street North, Suite 1050, Birmingham, AL 35203**

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

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

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

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

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

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

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Title

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

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

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

**Inspection Number:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.22(d)(1): Walking-working surfaces were not inspected, regularly and as necessary, and maintained in a safe condition:

(a) On or about 8/17/2017 - Extrusion Department at Line 3, the platform for the cutter equipment was missing the front left support leg and the front right support leg was buckled.

**Date By Which Violation Must be Abated:**

**02/20/2018**

**Proposed Penalty:**

**\$5691.00**

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:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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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 2 a** Type of Violation: **Serious**

29 CFR 1910.25(c)(3): The employer did not ensure standard stairs have a minimum tread depth of 9.5 inches (24 cm):

(a) On or about 8/17/2017 - Extrusion Department at Line 3, the tread depth was approximately 4.25 inches on the stairs used to access the platform for the cutter equipment.

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/12/2018  
\$5691.00

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:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.25(c)(4): (4) The employer did not ensure standard stairs have a minimum tread width of 22 inches (56 cm) between vertical barriers (see Figure D-8 of this section):.

(a) On or about 8/17/2017 - Extrusion Department at Line 3, the tread width was approximately 20 inches on the stairs used to access the platform for the cutter equipment.

**Date By Which Violation Must be Abated:**

**02/12/2018**

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:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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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 1910.28(b)(11)(ii): Each flight of stairs having at least 3 treads and at least 4 risers was not equipped with stair rail systems and handrails in accordance with Table D-2, Stairway Handrail Requirements:

- (a) On or about 8/17/2017 - Extrusion Department at Line 3, the stairs used to access the platform for the cutter equipment did not have a stair rail system on each open side.
- (b) On or about 8/17/2017 - Extrusion Department at Line 2, the stairs used to access the platform for the cutter equipment did not have a stair rail system on each open side.

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/12/2018  
\$5691.00



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.29(b)(1): The top edge height of top rails, or equivalent guardrail system members, were not 42 inches (107 cm), plus or minus 3 inches (8 cm), above the walking-working surface; where the top edge height exceeded 45 inches (114 cm), the guardrail system did not meet all other criteria of paragraph (b) of this section (see Figure D-11 of this section):

(a) On or about 8/17/2017 - Extrusion Department at Line 3, the top edge height of the top rail was approximately 49.75 inches and the guardrail system did not have midrails, screens, mesh, intermediate vertical members, solid panels, or equivalent intermediate members installed between the walking-working surface and the top edge of the guardrail system.

Date By Which Violation Must be Abated:

02/12/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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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 4 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) On or about 8/17/2017 - Extrusion Department, procedures were not utilized to control potentially hazardous energy, such as but not limited to, mechanical (kinetic) and thermal, when employees were removing wraps and scrap material from the lines using hand tools, such as utility knives and scissors, exposing employees to the caught-in hazards of the rollers, slitters, cutters, and web and the thermal burn hazards of the ovens and web.

(b) On or about 8/17/2017 - Extrusion Department, procedures were not utilized to control potentially hazardous energy, such as but not limited to, mechanical (kinetic), when employees were removing the cutting wheels to change the knives.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	02/12/2018
Proposed Penalty:	\$9959.00

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:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.147(d)(2): The machine or equipment was not turned off or shut down using the procedures established for the machine or equipment:

(a) On or about 8/16/2017 - Extrusion Department, the lines were not turned off or shut down to stop the rotating godet rollers when employees removed wraps from the rollers exposing employees to the caught-in hazards of the in-running nip points between the web and the rollers and between two rollers.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

**Date By Which Violation Must be Abated:**

**02/12/2018**

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:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.147(c)(4)(ii)(B): The energy control procedures did not clearly and specifically outline the steps for shutting down, isolating, blocking and securing machines or equipment to control hazardous energy:

(a) On or about 8/17/2017 - Extrusion Department, the lockout procedures for Lines, 1, 2, 3, 5 and 6 did not clearly and specifically identify how to shut down the pneumatic devices, such as but not limited to, nip rollers, oven doors, cutters, the Maguire blender, vacuum receivers, and hose drops, nor did the procedures specifically identify how and where to isolate or block the pneumatic energy.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	02/12/2018
Proposed Penalty:	\$9959.00

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:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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**Citation 1 Item 6** 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) On or about 8/17/2017 - at 545 Elm Street, Helena, AL 35080, the employer did not conduct a periodic inspection of energy control procedures at least annually.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/12/2018  
\$9959.00

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:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.147(c)(7)(i)(A): Authorized employee(s) did not receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation:

(a) On or about 8/17/2017 - in the Extrusion Department, employees who remove wraps from the lines had not received training on the hazardous energy sources, such as but not limited to, mechanical (kinetic) and thermal, and the methods and means necessary for energy isolation.

(b) On or about 8/17/2017 - in the Extrusion Department, employees who remove cutting wheels from the cutting equipment had not received training on the hazardous energy sources, such as but not limited to, mechanical (kinetic), and the methods and means necessary for energy isolation.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	02/20/2018
Proposed Penalty:	\$9959.00

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

**Inspection Number:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.178(l)(1)(i): The employer did not ensure that each powered industrial truck operator is competent to operate a powered industrial truck safely, as demonstrated by the successful completion of the training and evaluation specified in this paragraph (l):

(a) On or about 8/17/2017 - at 545 Elm St, Helena, AL 35080, employees operating powered industrial trucks such as the Toyota sit-down type had not completed the required training and evaluation.

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/20/2018  
\$8536.00

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:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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#### Citation 2 Item 1 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 point of operation, ingoing nip points, rotating parts, flying chips and sparks, including but not limited to the following instances:

- (a) On or about 8/16/2017 - Extrusion Department at Line 3, the guard at Godet 1 (3 rolls) was in the up position while the line was operating and it was not adequate. Guarding was not provided at Godet 2 (4 rolls) and Godet 3 (5 rolls).
- (b) On or about 8/17/2017 - Extrusion Department at Line 1, guarding was not provided at Godet 1 (3 rolls) and Godet 2 (5 rolls).
- (c) On or about 8/17/2017 - Extrusion Department at Line 2, guarding was not provided at Godet 1 (3 rolls) and Godets 2 and 3 (5 rolls each).
- (d) On or about 8/17/2017 - Extrusion Department at Line 5, the guard at Godets 2 and 3 (7 rolls each) was in the up position while the line was operating and it was not adequate. Guarding was missing at Godet 1 (4 rolls).
- (e) On or about 8/17/2017 - Extrusion Department at Line 6, guarding was not provided at Godets 1 and 2 (7 rolls).
- (f) On or about 8/17/2017 - Extrusion Department at Line 7, guarding was not provided at Godet 1 (5 rolls) and Godet 2 (7 rolls).
- (g) On or about 8/17/2017 - Extrusions Department at Line 9, guarding was not provided at Godets 1, 2, and 3 (7 rolls each) and the portable product winder spool.
- (h) On or about 8/17/2017 - Pucker Machine Area, a section of the barrier guard along the aisle was missing where the accumulator was rotating and there was no guard at the in-going nips between the moving material and the fixed wheels at the operator's panel.

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:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	02/20/2018
Proposed Penalty:	\$129336.00

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:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.178(l)(4)(iii): An evaluation of each powered industrial truck operator's performance was not being conducted at least once every three years:

(a) On or about 8/17/2017 - at 545 Elm St, Helena, AL 35080, an evaluation of employees who operate forklift trucks had not been conducted at least once every three years.

ABC Polymer Industries, LLC was previously cited for a violation of this occupational safety and health standard which was contained in OSHA inspection number 829881, citation number 2, item number 1 and was affirmed as a final order on 3/5/2013 with respect to a workplace located at 545 Elm Street, Helena, AL 35080.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	02/20/2018
Proposed Penalty:	\$363.00

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

**Inspection Number:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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**Citation 4 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 8/27/2017 - in the Bulk Bag Warehouse, the exit sign was missing over the door on the south wall near the east end.

**Date By Which Violation Must be Abated:**  
**Proposed Penalty:**

02/08/2018  
\$0.00

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

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

**Inspection Number:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.110(f)(2)(ii): Containers when stored inside were located near exits, stairways, or in areas normally used or intended for the safe exit of people:

(a) On or about 8/27/2017 - in the Bulk Bag Warehouse, five liquid propane containers were stored near the exit on the east end.

Date By Which Violation Must be Abated:

02/08/2018

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:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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**Citation 4 Item 3** Type of Violation: **Other-than-Serious**

29 CFR 1910.144(a)(1)(iii): Emergency stop bars, stop buttons or switches which letters or other markings appear, used for emergency stopping of machinery were not red:

- (a) On or about 8/17/2017 - at Line 1, the emergency stop bar at the 3-roller godet was painted off-white.
- (b) On or about 8/17/2017 - at Line 3, the emergency stop bars at the 3-roller and 4-roller godets were painted yellow.
- (c) On or about 8/17/2017 - at Line 5, the emergency stop bars at both 7-roller godets were painted yellow.
- (d) On or about 8/17/2017 - at Line 6, the emergency stop bars at both 7-roller godets were painted yellow.
- (e) On or about 8/17/2017 - at Line 7, the emergency stop bars at the 7-roller godet was painted yellow.

Date By Which Violation Must be Abated:

02/20/2018

Proposed Penalty:

\$0.00



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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

29 CFR 1910.179(j)(3): A complete periodic inspection of crane(s) had not been conducted in the past 12 months:

(a) On or about 8/17/2017 - Packaging Area, the Gorbel 2,000 lb. crane had not been inspected since 2013.

(b) On or about 8/17/2017 - Pucker Machine Area, the Abell-Howe 1/2 ton jib crane had not been inspected.

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/27/2018  
\$0.00

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

Inspection Number: 1256264  
Inspection Date(s): 08/17/2017 - 02/05/2018  
Issuance Date: 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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**Citation 4 Item 5** Type of Violation: **Other-than-Serious**

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

(a) On or about 8/17/2017 - at Line 5, seven unused openings were not closed on the operator control panel.

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/27/2018  
\$0.00

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

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

**Inspection Number:** 1256264  
**Inspection Date(s):** 08/17/2017 - 02/05/2018  
**Issuance Date:** 02/05/2018



**Citation and Notification of Penalty**

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080

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**Citation 4 Item 6 Type of Violation: **Other-than-Serious****

29 CFR 1910.1200(h)(1): Employees were not provided effective information and training on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard that the employees had not been previously trained about was introduced into their work area:

(a) On or about 8/27/2017 - at 545 Elm St., Helena, AL 35080, the employer did not ensure that employees were provided information and training on hazards associated with chemicals, such as but not limited to, Supralube MC-1, General Homopolymer, and Copolymer Polypropylene.

Date By Which Violation Must be Abated:  
Proposed Penalty:

02/20/2018  
\$0.00

A handwritten signature in blue ink that reads "Ramona Morris". The signature is written in a cursive style and is positioned above a horizontal line.

**Ramona Morris**  
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  
950 22nd. Street North  
Suite 1050  
Birmingham, AL 35203  
Phone: 205-731-1534 Fax: 205-731-0504



## INVOICE / DEBT COLLECTION NOTICE

**Company Name:** ABC Polymer Industries, LLC  
**Inspection Site:** 545 Elm Street, Helena Industrial Park, Helena, AL 35080  
**Issuance Date:** 02/05/2018

<b>Summary of Penalties for Inspection Number</b>	<b>1256264</b>
<b>Citation 1, Serious</b>	<b>\$65445.00</b>
<b>Citation 2, Willful</b>	<b>\$129336.00</b>
<b>Citation 3, Repeat</b>	<b>\$363.00</b>
<b>Citation 4, Other-than-Serious</b>	<b>\$0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$195144.00</b>

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](http://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 \$25,000 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.



Ramona Morris  
Area Director



Date