

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
2183 Northlake Parkway  
Building 7, Suite 110  
Tucker, GA 30084  
Phone: 770-493-6644 Fax: 770-493-7725



## Citation and Notification of Penalty

**To:**  
EROSION TECH, LLC  
and its successors  
105 Plant Camelia Rd.  
Juliette, GA 31046

**Inspection Number:** 1002367  
**Inspection Date(s):** 10/21/2014 - 10/21/2014  
**Issuance Date:** 04/07/2015

**Inspection Site:**  
105 Camelia Plant Rd.  
Juliette, GA 31046

*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 04/07/2015. The conference will be held by telephone or at the OSHA office located at 2183 Northlake Parkway, Building 7, Suite 110, Tucker, GA 30084 on \_\_\_\_\_ at \_\_\_\_\_.

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1002367**

Company Name: EROSION TECH, LLC  
Inspection Site: 105 Camelia Plant Rd., Juliette, GA 31046  
Issuance Date: 04/07/2015

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, 2183 Northlake Parkway, Building 7, Suite 110, Tucker, GA 30084**

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:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

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

On or about October 21, 2014 the employer did not develop and implement housekeeping practices to maintain the cleanliness of the facility to the extent possible resulting in the exposure of employees to fire and explosion hazards from the accumulations of combustible dusts on elevated surfaces throughout the facility.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	04/24/2015
Proposed Penalty:	\$4900.00



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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 1910.134(c)(2)(i): The employer provided respirators at the request of employees and did not determine that such respirator use would not in itself create a hazard.

On or about October 21, 2014 the employer provided 3M model 6200 and model 6300 elastomeric half face respirators for voluntary use by employees and did not also provide medical evaluations to ensure that the respirator use would not create a hazard for the affected employees.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**Date By Which Violation Must be Abated:** 04/17/2015  
**Proposed Penalty:** \$3500.00



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.134(c)(2)(ii): The employer did not establish and implement those elements of a written respiratory protection program necessary to ensure that any employee using a respirator voluntarily is medically able to use that respirator, and that the respirator is cleaned, stored, and maintained so that its use does not present a health hazard to the user.

On or about October 21, 2014 the employer provided 3M model 6200 and model 6300 elastomeric half face respirators for voluntary use by employees and did not also develop a written respiratory protection program.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:

04/17/2015



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.178(c)(2)(vii): Unapproved power-operated industrial trucks not designated as DY, EE, or EX were used in atmospheres in which combustible dust will not normally be in suspension in the air or will not be likely to be thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures but where deposits or accumulations of such dust may be ignited by arcs or sparks originating in the truck.

On or about October 21, 2014 the employer provided electric and LP forklifts not rated as DY, EE, or EX for employee use in Class II, Division II areas where accumulations of combustible dust may be ignited by arcs or sparks originating in the truck.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	04/24/2015
Proposed Penalty:	\$4900.00



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.242(b): Compressed air was used for cleaning purposes without being reduced to less than 30 p.s.i.

On or about October 21, 2014, the employer provided compressed air exceeding 30 p.s.i. to employees to blow combustible dust from surfaces in the production area at the end of each shift. The air was provided from three compressors indicating 130 p.s.i., 145 p.s.i., and 152 p.s.i. October 21, 2014.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	04/17/2015
Proposed Penalty:	\$4900.00



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel-gas cylinders a minimum distance of 20 feet (6.1 m) or by a noncombustible barrier at least 5 feet (1.5 m) high having a fire-resistance rating of at least one-half hour.

On or about October 21, 2014 an acetylene cylinder was stored with compressed oxygen cylinders in the maintenance shop.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$2100.00



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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 6 a Type of Violation: **Serious****

29 CFR 1910.303(b)(2): Listed or labeled equipment was not installed and used in accordance with any instructions included in the listing or labeling.

On or about October 21, 2014 a "UL" listed relocatable power tap (RPT) attached by cable ties to the 8 foot machine and connected to a flexible power cord was not installed and used in accordance with listing or labeling instructions which read that RPTs are to be connected to a receptacle and not permanently attached to building surfaces.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**Date By Which Violation Must be Abated:** 04/17/2015  
**Proposed Penalty:** \$3500.00

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

**Inspection Number:** 1002367  
**Inspection Date(s):** 10/21/2014 - 10/21/2014  
**Issuance Date:** 04/07/2015



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings were not protected from abrasion, and openings through which conductors enter were not effectively closed.

On or about October 21, 2014, at the wattle machine adjacent to the 16-1 and 16-2 mat machines, flexible cords entering a metal electrical box attached to the back of the wattle control panel box were not protected from abrasion, and openings through which conductors entered were not effectively closed.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

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

**04/17/2015**

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:** 1002367  
**Inspection Date(s):** 10/21/2014 - 10/21/2014  
**Issuance Date:** 04/07/2015



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

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

On or about October 21, 2014 at the wattle machine adjacent to the 16-1 and 16-2 mat machines, unused openings in a metal electrical box attached to the back of the wattle control panel box were not effectively closed where conductors entering the box were energized to 120 volts.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

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

**04/17/2015**

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:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

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

- a. On or about October 21, 2014 at the wattle machine adjacent to the 16-1 and 16-2 mat machines, flexible cords were used as a substitute for fixed wiring supplying electrical power to the wattle machine and related equipment.
- b. On or about October 21, 2014, at the 8 foot mat machine in the production area, flexible cords were used as a substitute for fixed wiring to supply electricity to an overhead light fixture.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:

04/17/2015

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

**Inspection Number:** 1002367  
**Inspection Date(s):** 10/21/2014 - 10/21/2014  
**Issuance Date:** 04/07/2015



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.305(g)(2)(ii): Flexible cords were used with splice.

On or about October 21, 2014 at the 8 foot mat machine in the production area the employer provided an overhead light fixture which was supplied power from flexible cords spliced together using a wire nut and electrical tape.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

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

**04/17/2015**

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:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.307(c): Equipment, wiring methods, and installations of equipment in hazardous (classified) locations were not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location.

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On or about October 21, 2014 employees in the production area were exposed to fire hazards where the employer did not prevent the accumulation of combustible straw dust and coconut dust on elevated horizontal surfaces and did not ensure that electrical equipment, wiring methods, and installations were safe for the hazardous location.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

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

**04/17/2015**



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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 7 a** Type of Violation: **Serious**

29 CFR 1910.1200(e)(1): The employer did not develop, implement, and maintain at each workplace, a written hazard communication program which at least describes how the criteria specified in paragraphs (f), (g), and (h) of this section for labels and other forms of warning, safety data sheets, and employee information and training will be met.

On or about October 21, 2014 the employer did not develop a written hazard communication program where employees were exposed to chemicals including, but not limited to, compressed oxygen, compressed acetylene, welding wire, compressed mixed gas (argon/carbon dioxide), hydraulic oil, drive train oil, compressor oil, battery acid, LP gas, and combustible dusts.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: 04/17/2015  
Proposed Penalty: \$4900.00

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

**Inspection Number:** 1002367  
**Inspection Date(s):** 10/21/2014 - 10/21/2014  
**Issuance Date:** 04/07/2015



**Citation and Notification of Penalty**

**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.1200(g)(1): The employer did not have a safety data sheet in the workplace for each hazardous chemical which they use.

On or about October 21, 2014 the employer did not maintain safety data sheets for compressed oxygen, compressed acetylene, LP gas and combustible dusts.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

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

**04/17/2015**

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:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046

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

29 CFR 1910.1200(h)(1): The employer did not provide employees with effective information and training on hazardous chemicals in their work area at the time of their initial assignment, and whenever a new chemical hazard the employees have not previously been trained about is introduced into their work area.

On or about October 21, 2014 the employer did not provide hazard communication training to employees exposed to hazards associated with compressed oxygen, compressed acetylene, battery acid, motor oils, LP gas, and combustible dusts.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

04/24/2015

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**William C. Fulcher**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
2183 Northlake Parkway  
Building 7, Suite 110  
Tucker, GA 30084  
Phone: 770-493-6644 Fax: 770-493-7725



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** EROSION TECH, LLC  
**Inspection Site:** 105 Camelia Plant Rd., Juliette, GA 31046  
**Issuance Date:** 04/07/2015

<b>Summary of Penalties for Inspection Number</b>	<b>1002367</b>
<b>Citation 1, Serious</b>	<b>\$28700.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$28700.00</b>

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To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. 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.

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**William C. Fulcher**  
Area Director

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Date