**U.S. Department of Labor** Occupational Safety and Health Administration 500 Route 17 South 2nd Floor Hasbrouck Heights, NJ 07604



06/02/2020

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo 200 B Commercial Ave Palisades Park, NJ 07650

#### 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 a Federal OSHA Inspection", (OSHA 3000-04R) revised 2018, 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. Please contact me at 201-288-1700.

You will note on page 2 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 3 of the booklet, you may request an informal conference with me during the 15-workingday 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 <a href="www.osha.gov">www.osha.gov</a>. If you have any dispute with the accuracy of the information displayed, please contact this office.

Sincerely,

Lisa Levy Area Director

Lia Levy

Enclosures

Occupational Safety and Health Administration 500 Route 17 South 2nd Floor Hasbrouck Heights, NJ 07604



# Citation and Notification of Penalty

To:

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo 200 B Commercial Ave Palisades Park, NJ 07650

**Inspection Site:** 

700 Palisades Ave Cliffside Park, NJ 07010 **Inspection Number:** 1450621

**Inspection Date(s)**: 12/05/2019 - 12/10/2019

**Issuance Date**: 06/02/2020

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 by calling 201-288-1700. 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. <u>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.</u>

**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 <a href="www.pay.gov">www.pay.gov</a>. 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. If you have any dispute with the accuracy of the information displayed, please contact this office.



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

informal conference.	
Employees and/or representatives of employees have a right	to attend an
Route 17 South, 2nd Floor, Hasbrouck Heights, NJ 07604 on	at
06/02/2020. The conference will be held by telephone or at the OSHA office located	d at 500
An informal conference has been scheduled with OSHA to discuss the citation(s) is	sued on

#### CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

**Inspection Number: 1450621** 

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo

Inspection Site: 700 Palisades Ave, Cliffside Park, NJ 07010

Issuance Date: 06/02/2020

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, 500 Route 17 South, 2nd Floor, Hasbrouck Heights, NJ 07604

Citation Number By (Method of Abate	ement):	_ was corrected on		
Citation Number By (Method of Abate	ement):	_ was corrected on		
Citation Number By (Method of Abate	ement):	_ was corrected on		
Citation Number By (Method of Abate	ement):	_ was corrected on		
Citation Number By (Method of Abate	and Item Number ement):	_ was corrected on		
Citation Number By (Method of Abate	and Item Number ement):	_ was corrected on		
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	<u> </u>	Title	<del></del>	

**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

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

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

29 CFR 1926.25(a): During the course of construction, alteration, or repairs, debris was not kept cleared from work areas, passageways, and stairs, in and around buildings or other structures:

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo does not ensure that debris and are regularly removed from the construction site. This violation was most recently observed at 700 Palisades Ave., Cliffside Park, NJ, at instance (a): Exterior Framing- where combustibles products such as wood and debris were accumulated in piles at the jobsite, on or about 12/5/2019 and 12/6/19. To abate this violation the employer must ensure that proper removal of debris occurs compiling with with 29 C.F.R. 1926 Subpart C.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$8482.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

Citation 1 Item 2 Type of Violation: Serious

29 CFR 1926.150(a)(1): The employer did not develop and maintain a fire protection program to be followed throughout all phases of construction and demolition work, and/or did not provide for the firefighting equiment as specified in this subpart:

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo does not ensure that employees have available firefighting equipment at the jobsite. This violation was most recently observed at 700 Palisades Ave., Cliffside Park, NJ, at instance (a): Exterior Framing- where employers did not provide any firefighting equipment at the jobsite. Combustible products such as wood was stored, cut and used on site to frame a residential structure. Gasoline fueled generators and compressors powered electric tools such as circular saws and nail guns to perform framing activities. Extra gasoline was stored in gas cans on the site, on or about 12/5/2019 and 12/6/19. To abate this violation the employer must ensure that firefighting equipment is available at the site and complies with 29 C.F.R. 1926 Subpart F.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$8482.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

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

29 CFR 1926.602(c)(1)(vi): Industrial truck(s) in use did not meet the applicable requirements of design, construction, stability, inspection, testing, maintenance, and operation, as defined in American National Standards Institute B56.1-1969, Safety Standards for Powered Industrial Trucks.

- a) Front of the Building: A caterpillar All Terrain Forklift was left unattended with the hoisting boom fully extended up to the third floor with a load of studs, on or about 12/5/19.
- b) Front of the Building: A caterpillar All Terrain Forklift was left unattended with the hoisting boom fully extended up to the third floor with a load of rafters, on or about 12/6/19.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$13494.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

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

29 CFR 1926.1052(c)(1)(i): Stairways having four or more risers or rising more than 30 inches (76 cm), whichever is less, were not equipped with at least one handrail:

a) Front Interior Stairway to 1st Floor - Employees were exposed to fall hazards of approximately 9 feet while accessing the 1st floor framing deck utilizing a wooden stairway without any handrail, on or about 12/5/19.

### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$10603.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

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

29 CFR 1926.102(a)(1): The employer does not ensure that each affected employee used appropriate eye or face protection when exposed to eye or face hazards from flying particles.

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo does not ensure that employees use appropriate eye protection when exposed to eye injury hazards, including but not limited to when using tools such as a circular electric saw, a pneumatic nail gun and a hammer. This violation was most recently observed at 700 Palisades Ave., Cliffside Park, NJ, at instance (a): Exterior Framing- where employees were not wearing any eye protection while engaged in framing activities using a circular electric saw, and pneumatic guns, on or about 12/5/19 and 12/6/19. To abate this violation the employer must ensure that its employees performing framing work are protected from eye injury and that no employee is allowed to be exposed to eye injuries without wearing proper eye protection.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$127223.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621





#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

Citation 2 Item 2 Type of Violation: Willful

29 CFR 1926.501(b)(13): Each employee engaged in residential construction activities 6 feet (1.8 m) or more above lower levels is not protected by guardrail systems, safety net system, or personal fall arrest system, nor were employees provided with an alternative fall protection measure under another provision of paragraph 1926.501(b):

BB Frame LLC dba Frame O LLC, as successor to Frame O LLC, and Juan Ouevedo does not ensure that employees use appropriate fall protection while engaged in residential construction activities 6 feet (1.8 m) or more above lower levels. This violation was most recently observed, on or about 12/5/19, at 700 Palisades Ave., Cliffside Park, NJ, at instance (a): Exterior Framing- where employees were engaged in wood framing activities and were exposed to fall hazards of approximately 27 feet while standing on top of the framing next to the exterior edge without any method of fall protection and on or about 12/6/19, at same address at instance (b): Exterior Framing-where employee was engaged in wood framing activities as was exposed to fall hazards of approximately 27 fee while standing on top or the framing next to the exterior edge without being connected to a lifeline. To abate this violation the employer must ensure that its employees performing framing work are protected from falls and that no employee is allowed to be exposed to a fall hazard of 6 foot or more without adequate fall protection.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$134937.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Quevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

Citation 2 Item 3 Type of Violation: Willful

29 CFR 1926.1053(b)(13): The top or top step of a stepladder is used as a step:

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo does not ensure that employees do not step on the top step and or top of the stepladder. This violation was most recently observed at 700 Palisades Ave, Cliffside Park, NJ, at instance (a): Exterior Structure 3rd Floor-where an employee was exposed to fall hazards of approximately six feet while engaged in framing work and standing on top of an "A" frame ladder, on or about 12/6/19. To abate this violation the employer must ensure that its employees who work on step ladders are trained on their use and not allowed to stand on the top step and or top of the stepladder.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$134937.00

**Inspection Number:** 1450621



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

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

29 CFR 1926.451(b)(2): Scaffold platforms and walkways were not at least 18 inches wide:

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo does not ensure that employees working from platforms and walkways have at least 18" wide surface to stand on. This violation was most recently observed at 700 Palisades Ave, Cliffside Park, NJ, at instance (a): Exterior Structure 3rd Floor- where an employee was exposed to fall hazards of approximately nine feet while walking back and forth on a scaffold platform composed of a single 2"x12" plank unloading an All Terrain Forklift, on or about 12/6/19. To abate this violation the employer must ensure that its employees who work from scaffold platforms, have at least 18" wide surface to stand.

Frame Q LLC was previously cited SERIOUS for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1926.451(b)(2), which was contained in OSHA inspection number 979064, citation number 01, item number 02 and was affirmed as a final order on 10/25/2017, with respect to a workplace located at 18 Skyline Dr, Englewood Cliffs, NJ 07632.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

06/08/2020 Date By Which Violation Must be Abated: Proposed Penalty: \$29687.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621





#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Ouevedo

**Inspection Site:** 700 Palisades Ave, Cliffside Park, NJ 07010

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

29 CFR 1926.1052(c)(1)(ii): Stairways having four or more risers or rising more than 30 inches (76 cm), whichever is less, were not equipped with a stairrail system along each unprotected side or edge:

BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan Quevedo does not ensure that employees utilizing stairways with 4 risers or rising more than 30 inches has stairrail systems along each unprotected edge. This violation was most recently observed at 700 Palisades Ave, Cliffside Park, NJ, at instance (a): Front Interior Stairway to 3rd Floor - Employees were exposed to fall hazards of approximately 9 feet while accessing the 3rd floor framing deck utilizing wooden stairway with an unprotected side without any handrail, on or about 12/5/19.

Frame Q LLC was previously cited SERIOUS for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1926.1052(c)(1)(ii), which was contained in OSHA inspection number 1329463, citation number 01, item number 01 and was affirmed as a final order on 2/6/2019, with respect to a workplace located at 417 3rd St. Palisades Park, NJ 07650.

Frame Q LLC was previously cited SERIOUS for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1926.1052(c)(1)(ii), which was contained in OSHA inspection number 1264265, citation number 01, item number 02 and was affirmed as a final order on 12/20/2017, with respect to a workplace located at 2475 6th St, Fort Lee, NJ 07024

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 06/08/2020 Proposed Penalty: \$53015.00

Occupational Safety and Health Administration Inspection Date(s): 12/05/2019 - 12/10/2019

**Inspection Number:** 1450621

**Issuance Date:** 06/02/2020



#### **Citation and Notification of Penalty**

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Quevedo

Inspection Site: 700 Palisades Ave, Cliffside Park, NJ 07010

Lisa Levy Area Director

Occupational Safety and Health Administration 500 Route 17 South 2nd Floor Hasbrouck Heights, NJ 07604



# INVOICE / DEBT COLLECTION NOTICE

Company Name: BB Frame LLC dba Frame Q LLC, as successor to Frame Q LLC, and Juan

Quevedo

Inspection Site: 700 Palisades Ave, Cliffside Park, NJ 07010

**Issuance Date:** 06/02/2020

Summary of Penalties for Inspection Number 1450621
Citation 1, Serious \$41061.00
Citation 2, Willful \$397097.00
Citation 3, Repeat \$82702.00
TOTAL PROPOSED PENALTIES \$520860.00

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 <a href="www.pay.gov">www.pay.gov</a>. 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 <a href="OSHA Penalty Payment Form">OSHA Penalty Payment Form</a>. The direct link is <a href="https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334">https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334</a>. 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.

<u>Interest</u>: 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.

<u>Delinquent Charges</u>: 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.

<u>Administrative Costs</u>: 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.

Lica Levy	06/02/2020
Lisa Levy	Date
Area Director	