

U.S. Department of Labor
Occupational Safety and Health Administration
5104 N Francis, Suite 200
Oklahoma City, OK 73118
Phone: 405-278-9560 Fax: 405-278-9572



Citation and Notification of Penalty

To:
BigTex Trailers, dba CM Truck Beds
and its successors
103 Titan Road
Kingston, OK 73439

Inspection Number: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017

Inspection Site:
103 Titan Road
Kingston, OK 73439

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty you either call to schedule an informal conference (see paragraph below) or you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type “OSHA” and click Go. From the results, click on OSHA Penalty Payment Form. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$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.

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 01/11/2017. The conference will be held by telephone or at the OSHA office located at 5104 N Francis, Suite 200, Oklahoma City, OK 73118 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1162442

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439
Issuance Date: 01/11/2017

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, 5104 N Francis, Suite 200, Oklahoma City, OK 73118**

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

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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.22(c): Covers and/or guardrails were not provided to protect personnel from the hazards of open pits, tanks, vats, ditches, etc.

The employer does not ensure floor hole covers or standing railing are used when employees are working around open pits:

- a) This violation was observed on or about July 13, 2016 in the powder coating booth, employees were exposed to a fall of approximately 38 inches into an uncovered /unguarded pit.
- b) This violation was observed on or about July 13, 2016 in the paint booth, employees were exposed to a fall of approximately 38 inches into an uncovered /unguarded pit.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure employees are protected from fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$11758.00

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

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.101(b): The in-plant handling, storage, and utilization of all compressed gases in cylinders, portable tanks, rail tankcars, or motor vehicle cargo tanks were not in accordance with Compressed Gas Association Pamphlet P-1-1965, which is incorporated by reference as specified in 29CFR 1910.6:

The employer does not ensure that stored, compressed gas cylinders are stored in accordance with Compressed Gas Association Pamphlet P-1-1965. This violation was observed on or about July 13, 2016 when compressed gas cylinders were not secured or provided with protective caps in the caulk and deck department. Employees were exposed to fire, explosion and struck by hazards.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure compressed gas cylinders are stored in accordance with Compressed Gas Association Pamphlet P-1-1965

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$9799.00

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.106(e)(6)(i): Adequate precautions were not taken to prevent the ignition of flammable vapors:

The employer does not ensure an above ground storage tank containing diesel fuel is protected from ignition of flammable vapors. This violation was observed on or about September 30, 2016, behind the facility in the employee parking area, exposing employees to fire and explosion hazards.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure vapors from the diesel are protected from potential ignition sources.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$12471.00

U.S. Department of Labor
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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.147(c)(1): The employer did not establish a program consisting of energy control procedures, employee training and periodic inspections to ensure that before any employee performs any servicing or maintenance on a machine or equipment where the unexpected energizing, startup or release of stored energy could occur and cause injury:

The employer does not have an energy control program that outlines energy control procedures to follow when conducting lockout/tagout, employee training, and periodic inspections for equipment at the facility. This violation was revealed through employee/employer interviews conducted on or about July 19, 2016, at the facility, employees were exposed to the hazards of electric unexpected start-up, release of stored energy, and contact with moving parts.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to develop an energy control program.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$12471.00

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

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.178(m)(2): Employee(s) stood under or passed under the elevated portion of a powered industrial truck(s):

The employer does not ensure employees do not conduct work under the elevated forks of forklifts. This violation was observed on or about July 13, 2016 and other times thereafter at the facility. Employees were exposed to the hazard of being crushed by falling loads and struck-by the forklift.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure employees working at the facility do not work or pass under elevated forks of forklifts.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$12471.00

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

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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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 1910.178(q)(1): Any power-operated industrial truck not in safe operating condition shall be removed from service. All repairs shall be made by authorized personnel.

The employer does not ensure forklifts not in safe operating condition are removed from service. This violation was observed on or about September 30, 2016 at the facility. An employee was exposed to the hazard of being struck by falling loads.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure forklifts not in safe operating condition are removed from service.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$9799.00

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

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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.178(q)(7): Industrial trucks were not examined daily before being placed in service:

The employer does not ensure daily inspections are conducted on forklifts used at the facility. This violation was observed on or about September 30, 2016 at the facility. An employee was exposed to the hazard of being struck by falling loads.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure daily inspections are conducted on all forklifts used at the facility.

Date By Which Violation Must be Abated:

01/27/2017

U.S. Department of Labor
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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.184(d): Each day before being used, slings and all fastenings and attachments were not inspected for damage or defects by a competent person designated by the employer:

The employer does not ensure alloy steel chain slings are inspected. This violation was observed on or about July 13, 2016, in the trim shop along the monorail system, exposing employees to the hazard of falling loads.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps that is taking to ensuring slings are inspected prior to each use.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$11758.00

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
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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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 8 a Type of Violation: **Serious**

29 CFR 1910.184(e)(1): Alloy steel sling(s) did not have permanently affixed durable identification stating size, grade, rated capacity, and reach:

The employer does not ensure alloy steel slings have permanently affixed durable identification tags. This violation was observed on or about July 19, 2016, at the facility, exposing employees to struck-by and crushing hazards.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps that is taking to identification tags stating size, grade, rated capacity, and reach are affixed to all slings.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 01/27/2017
Proposed Penalty: \$9799.00

U.S. Department of Labor
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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.184(e)(2)(i): Hooks, rings, oblong links, pear shaped links, welds, or mechanical coupling links or other attachments did not have a rated capacity at least equal to that of the alloy steel chain with which they are used:

The employer does not ensure hooks used to lift and move various sized truck beds have a capacity rated for their use. This violation was observed on or about July 13, 2016, in the trim shop along the monorails system, exposing employees to struck-by and crush-by hazards.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps that is taking to ensure hooks are rated for safe lifting capacity.

Hooks, rings, oblong links, pear shaped links, welds, or mechanical coupling links or other attachments did not have a rated capacity at least equal to that of the alloy steel chain with which they are used:

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

01/27/2017

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

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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.184(e)(2)(ii): Makeshift links or fasteners formed from bolts or rods, or other such attachments were used:

The employer does not ensure makeshift links or fasteners formed from bolts or rods, or other such attachments are not used. This violation was observed on or about July 13, 2016, in the trim shop along the monorails system, exposing employees to the hazard of falling loads

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps that is taking to ensure makeshift links or fasteners formed from bolts or rods, or other such attachments are not used.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

01/27/2017

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

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.219(f)(1): Gear(s) were not guarded by a complete enclosure or by one of the methods specified in 29 CFR 1910.219(f)(1)(ii) and (f)(1)(iii):

The employer does not ensure gears on the back of a Hydrashear shear are properly guarded. This violation was observed on or about July 19, 2016 at the facility. Employees were exposed to the hazard of caught-in or contact with the moving gears.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure the gears on the Hydrashear shear are properly guarded.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$12471.00

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

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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.243(c)(1): Abrasive wheel are not used machines provided with safety guards.

The employer does not ensure portable hand grinders were provided with safety guards. This violation was observed on or about July 19, 2016, at the facility, exposing employees to the hazard of lacerations and amputations.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps that is taking to ensure all portable power tools are properly guarded.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$12471.00

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

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Occupational Safety and Health Administration

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

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

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

The employer does not ensure that unused openings in electrical disconnect panels are effectively closed. This violation was observed on or about July 13, 2016 and at times prior to, in the welding department, exposing employees to electrical hazards.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure that unused openings in cabinets, boxes, and fittings are effectively closed

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$9799.00

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

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Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.305(b)(3)(ii): Boxes were not closed by suitable covers securely fastened in place:

The employer does not ensure that an electrical panel is closed with a cover that was securely fastened in place. This violation was observed on or about July 13, 2016 in the trim department at the facility, exposing employees to electrical hazards.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure that electrical panels are closed with covers securely fastened in place.

Date By Which Violation Must be Abated:

Corrected During Inspection

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

U.S. Department of Labor
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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.334(a)(2)(ii): There was a defect or evidence of damage that could have exposed employees to injury and the defective or damaged item was not removed from service:

The employer does not ensure that electrical were maintained free from cuts and freys. This violation was observed on or about July 19, 2016 in the trim department at the facility, exposing employees to electrical hazards.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure that all flexible cords and/or cables are maintained in safe operating condition.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$9799.00

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.1200(f)(6)(ii): Except as provided in 29 CFR 1910.1200(f)(7) and 29 CFR 1910.1200(f)(8), the employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program, would provide employees with the specific information regarding the physical and health hazards of the hazardous chemical:

The employer does not ensure that a above ground storage tank containing diesel fuel used at the facility is properly labeled or marked to indicate the tanks contents and hazards. This violation was observed on or about July 19, 2016 at the facility, exposing employees to fire and explosion hazards.

Contract Manufacturer dba CM Trailers was previously cited for a violation of this occupational safety and health standard or its equivalent standard, 29 CFR 1910.1200(f)(5)(ii), which was contained in OSHA inspection number 316238658, citation number 1, item number 8, and was affirmed as a final order on October 17, 2012, with a final abatement date of September 28, 2012, with respect to a workplace hazard at 1102 N. Industrial Road Madill, OK 73446.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure the fuel tank is properly marked and labeled.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$12471.00

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Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) 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:

The employer does not ensure all equipment used at the facility is provided with proper machine guarding, exposing employees to the hazard of amputation hazards.

- a) This violation was observed on or about July 19, 2016, where a Standard 200 ton hydraulic press brake was equipped with light curtains but were folded back/away from the point of operation and was inoperable.
- b) This violation was observed on or about July 19, 2016, where a Cincinnati hydraulic press brake was equipped with light curtains but was inoperable.

Contract Manufacturer dba CM Trailers was previously cited for a violation of this occupational safety and health standard or its equivalent standard, 29 CFR 1910.212(a)(1), which was contained in OSHA inspection number 316238658, citation number 1, item number 6, and was affirmed as a final order on October 17, 2012, with a final abatement date of September 28, 2012, with respect to a workplace hazard at 1102 N. Industrial Road Madill, OK 73446.

Contract Manufacturer dba CM Truck Beds was previously cited for a violation of this occupational safety and health standard or its equivalent standard, 29 CFR 1910.212(a)(1), which was contained in OSHA inspection number 316238732, citation number 1, item number 2, and was affirmed as a final order on October 17, 2012, with a final abatement date of September 28, 2012, with respect to a workplace hazard at 1102 N. Industrial Road Madill, OK 73446.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure machine guarding is provided to protect operator(s) and other employees from hazard(s) created by point of operation, ingoing nip points, rotating parts, flying chips and sparks.

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$124709.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.184(e)(4): Certificate(s) of proof test were not available for new, repaired or reconditioned alloy steel chain slings:

The employer does not proof test alloy steel chains before use at the facility. This violation occurred on or about July 19, 2016, and time prior to at the facility, exposing employees to the hazard of being struck/crushed by falling loads.

Contract Manufacturer dba CM Trailers was previously cited for a violation of this occupational safety and health standard or its equivalent standard, 29 CFR 1910.184(e)(4), which was contained in OSHA inspection number 316238658, citation number 1, item number 5, and was affirmed as a final order on October 17, 2012, with a final abatement date of September 28, 2012, with respect to a workplace hazard at 1102 N. Industrial Road Madill, OK 73446.

Contract Manufacturer dba CM Truck Beds was previously cited for a violation of this occupational safety and health standard or its equivalent standard, 29 CFR 1910.184(e)(4), which was contained in OSHA inspection number 316238732, citation number 1, item number 1, and was affirmed as a final order on October 17, 2012, with a final abatement date of September 28, 2012, with respect to a workplace hazard at 1102 N. Industrial Road Madill, OK 73446.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure that all alloy steel chains are proof tested.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$58790.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

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

The employer does not ensure workers and other persons adjacent to the welding area were protected from ultraviolet rays. This violation was observed on or about July 13, 2016 and times prior to in the welding department at the facility, exposing adjacent employees to the hazard of welding rays.

Contract Manufacturer dba CM Trailers was previously cited for a violation of this occupational safety and health standard or its equivalent standard, 29 CFR 1910.252(b)(2)(iii), which was contained in OSHA inspection number 316238658, citation number 1, item number 7, and was affirmed as a final order on October 17, 2012, with a final abatement date of September 28, 2012, with respect to a workplace hazard at 1102 N. Industrial Road Madill, OK 73446.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps that is taking to ensure workers and other persons adjacent welding areas are protected from the rays.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$58790.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

Citation 4 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.36(g)(2): Exit access(es) were not at least 28 inches (71.1 cm) wide at all points:

The employer does not ensure each exit route is at least 28 inches wide at all points. This violation was observed on or about July 13, 2016, behind the powder coating booth, exposing employees to the hazard of smoke inhalation and burns.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure each exit route is at least 28 inches wide at all points.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$1000.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.37(b)(2): Each exit was not clearly visible or marked by a sign reading, EXIT.

The employer does not ensure each exit was marked with a sign reading EXIT to identify location of egress in the event of an emergency. This violation was observed on or about July, 13, 2016, behind the powder coating booth, exposing employees to the hazard of smoke inhalation and burns.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure each exit is clearly visible and marked by a sign reading, EXIT.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$1000.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK. 73439

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

1910.106(b)(2)(vii)(a): The area surrounding a tank or a group of tanks were not diked as provided in subdivision (c) of this subdivision, to prevent accidental discharge of liquid from endangering adjoining property or reaching waterways:

The employer does not ensure an above ground storage tank containing diesel fuel is provided with diking to protect adjoining structures in the event of an accidental discharge. This violation was observed on or about July 13, 2016, behind the facility, in the employee parking area, exposing employees to fire and explosion hazards.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure above ground storage tanks are diked.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	01/27/2017
Proposed Penalty:	\$1000.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.242(b): Compressed air was used for cleaning at pressures greater than 30 psig:

The employer does not ensure compressed air used for cleaning is regulated below 30 psi. This violation was observed on or about July 13, 2016 in the powder coating booth at the facility, exposing employees to the hazard of being struck-by debris, earing loss, objects in eyes, blood poisoning hazards.

Pursuant to 29 CFR 1903.19, within (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure compressed air used for cleaning is regulated below 30 psi.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$1000.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

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

The employer does not ensure pendant boxes at the end of flexible cords were not used at the facility. This violation was observed on or about July 13, 2016 in welding department, exposing employees to the electrical hazards.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure electrical equipment is being used in accordance with their intended use.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$1000.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439

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

29 CFR 1910.303(e)(1)(ii): Markings giving voltage, current, wattage, or other ratings was not on electrical equipment:

The employer does not ensure electrical panels have marking to identify the voltage or other ratings of the panels. This violation was observed was on or about July 13, 2016 in welding department, exposing employees to the electrical hazards.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure electrical panels are properly marked.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$1000.00

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: 1162442
Inspection Date(s): 07/13/2016 - 07/13/2016
Issuance Date: 01/11/2017



Citation and Notification of Penalty

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK. 73439

Citation 4 Item 7 Type of Violation: **Other-than-Serious**

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

The employer does not ensure that extension cords (flex wiring) are not used as a substitute for fixed wiring. This violation was observed on or about July 13, 2016 in the trim department at the facility, exposing employees to electrical hazards.

Pursuant to 29 CFR 1903.19, within ten (10) calendar days of the date of this citation, the employer must submit documentation describing the steps taken to ensure that all flexible cords and/or cables are not used as a substitute for fixed wiring.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

01/27/2017
\$1000.00

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

David A. Bates
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
5104 N Francis, Suite 200
Oklahoma City, OK 73118
Phone: 405-278-9560 Fax: 405-278-9572



INVOICE / DEBT COLLECTION NOTICE

Company Name: BigTex Trailers, dba CM Truck Beds
Inspection Site: 103 Titan Road, Kingston, OK 73439
Issuance Date: 01/11/2017

Summary of Penalties for Inspection Number	1162442
Citation 1, Serious	\$147337.00
Citation 2, Willful	\$124709.00
Citation 3, Repeat	\$117580.00
Citation 4, Other-than-Serious	\$7000.00
TOTAL PROPOSED PENALTIES	\$396626.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$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

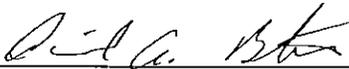
your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

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.

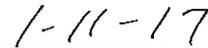
Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per 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.



David A. Bates

Area Director



Date