

U.S. Department of Labor

Occupational Safety and Health Administration
1128 State Street
Suite 200
Erie, PA 16501
Phone: 814-874-5150
Fax: 814-874-5151



Citation and Notification of Penalty

To:
Champion Modular, Inc.
451 Southern Ave.
PO Box 269
Strattanville, PA 16258

Inspection Number: 1361450
Inspection Date(s): 11/20/2018 - 05/13/2019
Issuance Date: 05/14/2019

Inspection Site:
451 Southern Ave.
Strattanville, PA 16258

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 814-874-5150. 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.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 05/14/2019. The conference will be held by telephone or at the OSHA office located at 1128 State Street, Suite 200, Erie, PA 16501 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1361450

Company Name: Champion Modular, Inc.

Inspection Site: 451 Southern Ave., Strattanville, PA 16258

Issuance Date: 05/14/2019

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, 1128 State Street, Suite 200, Erie, PA 16501**

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: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer did not furnish employees a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that, employees were exposed to the hazard of being struck by the load should the overhead hoist, and/or a portion of the monorail track system or underhung monorail crane fail:

- a.) Champion Modular, Inc., Framing department area, on or about January 10th, 2019 and times prior thereto: Employees were exposed to potential struck-by and crush-by hazards in that, the rated load capacity of the homemade underhung monorail crane system had not been tested and approved in order to determine the capacity of the underhung monorail crane system.
- b.) Champion Modular, Inc., Decking department area, on or about January 10th, 2019 and times prior thereto: Employees were exposed to potential struck-by and struck-by hazards in that, the rated load capacity of the homemade underhung monorail crane system had not been tested and approved in order to determine the capacity of the underhung monorail crane system.

Feasible Means of Abatement

Among other methods, feasible, and acceptable means to correct the condition include:

- 1) Establishing the load capacity of the underhung monorail crane system in accordance to ASME B30.11 and marking the load capacity on the crane system.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:

06/10/2019

Proposed Penalty:

\$9472.00



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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)(1): A written respiratory protection program that included the provisions in 29 CFR 1910.134(c)(1)(i) - (ix) with worksite specific procedures was not established and implemented for required respirator use:

a) Champion Modular, Inc., Sanding/painting Area, on or about December 12th, 2018 and times prior thereto: Employees were required to wear filtering face piece respirators (3M brand #8511 N95) during work tasks including, but not limited to, drywall sanding and the sweeping of drywall dust. The employer did not develop and implement a written respiratory protection program.

ABATEMENT NOTE

The employer shall include in the program the following provisions of this section, as applicable:

- 1) Procedures for selecting respirators for use in the workplace;
- 2) Medical evaluations of employees required to use respirators;
- 3) Fit testing procedures for tight-fitting respirators;
- 4) Procedures for proper use of respirators in routine and reasonably foreseeable emergency situations;
- 5) Procedures and schedules for cleaning, disinfecting, storing, inspecting, repairing, discarding, and otherwise maintaining respirators;
- 6) Procedures to ensure adequate air quality, quantity, and flow of breathing air for atmosphere-supplying respirators;
- 7) Training of employees in the respiratory hazards to which they are potentially exposed during routine and emergency situations;
- 8) Training of employees in the proper use of respirators, including putting on and removing them, any limitations on their use, and their maintenance; and
- 9) Procedures for regularly evaluating the effectiveness of the program.

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

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

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Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/01/2019
\$11366.00

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



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee's ability to use a respirator, before the employee was fit tested or required to use the respirator in the workplace:

a) Champion Modular, Inc., Sanding Area, on or about December 12th, 2018 and times prior thereto: Employees were required to wear filtering face piece respirators (3M brand #8511 N95) during work tasks including, but not limited to, drywall sanding and the sweeping of drywall dust. Employees were not provided with a medical evaluation to determine their ability to use a respirator prior to the required use of the 3M brand filtering facepiece respirators.

Note: The employer may discontinue an employee's medical evaluations when the employee is no longer required to use a respirator.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:

07/01/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

29 CFR 1910.134(f)(2): Employee(s) using tight-fitting facepiece respirators were not fit tested prior to initial use of the respirator:

a) Champion Modular, Inc., Sanding/painting Area, on or about December 12th, 2018 and times prior thereto: Employees were required to wear filtering face piece respirators (3M brand #8511 N95) during work tasks including, but not limited to, drywall sanding and the sweeping of drywall dust. Employees were not provided with a fit test prior to the required use of the 3M brand filtering face piece respirators.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:

07/01/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

29 CFR 1910.134(k)(3): Training was not provided prior to requiring employees to use a respirator in the workplace:

a) Champion Modular, Inc., Sanding/painting Area, on or about December 12th, 2018 and times prior thereto: Employees were required to wear filtering face piece respirators (3M brand #8511 N95) during work tasks including, but not limited to, drywall sanding and the sweeping of drywall dust. The company had not provided employees with respiratory protection training prior to the required use of the filtering face piece respirators.

ABATEMENT NOTE

The employer shall ensure that each employee can demonstrate knowledge of at least the following:

- 1) Why the respirator is necessary and how improper fit, usage, or maintenance can compromise the protective effect of the respirator;
- 2) What the limitations and capabilities of the respirator are;
- 3) How to use the respirator effectively in emergency situations, including situations in which the respirator malfunctions;
- 4) How to inspect, put on and remove, use, and check the seals of the respirator;
- 5) What the procedures are for maintenance and storage of the respirator;
- 6) How to recognize medical signs and symptoms that may limit or prevent the effective use of respirators; and
- 7) The general requirements of this section;
- 8) The training shall be conducted in a manner that is understandable to the employee.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

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Company Name: Champion Modular, Inc.
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07/01/2019

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Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

Citation 1 Item 3 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:

a) Champion Modular, Inc., Framing department area, On or about January 10th, 2019, and time prior thereto: An alloy steel chain (no identifiable marks) was utilized by employees as a sling in order to hoist material including, but not limited to, wooden frames of housing units. The alloy steel chain did not have a permanently affixed identification to identify the size, grade, rate capacity, or reach.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/10/2019
\$7577.00

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



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

29 CFR 1910.1030(f)(1)(i): The employer did not make available the hepatitis B vaccine and vaccination series to all employees who have occupational exposure:

a) Champion Modular, Inc., on or about November 20th, 2018 and times prior thereto: Employees had potential exposure to bloodborne pathogens intermittently throughout work operations including, but not limited to, responding to incidents involving blood, and/or cleaning up of blood and OPIM (other potentially infectious material). The hepatitis B vaccine and vaccination series was not made available to some employees with occupational exposure to blood or OPIM (other potentially infectious material).

ABATEMENT NOTE:

The employer shall ensure that all medical evaluations and procedures including the hepatitis B vaccine and vaccination series and post-exposure evaluation and follow-up, including prophylaxis, are:

- 1) Made available at no cost to the employee;
- 2) Made available to the employee at a reasonable time and place;
- 3) Performed by or under the supervision of a licensed physician or by or under the supervision of another licensed healthcare professional; and provided according to recommendations of the U.S. Public Health Service current at the time these evaluations and procedures take place;
- 4) The employer shall ensure that all laboratory tests are conducted by an accredited laboratory at no cost to the employee;
- 5) Hepatitis B vaccination shall be made available after the employee has received the training required in paragraph (g)(2)(vii)(I) and within 10 working days of initial assignment to all employees who have occupational exposure unless the employee has previously received the complete hepatitis B vaccination series, antibody testing has revealed that the employee is immune, or the vaccine is contraindicated for medical reasons;
- 6) The employer shall not make participation in a prescreening program a prerequisite for receiving hepatitis B vaccination;
- 7) If the employee initially declines hepatitis B vaccination but at a later date while still covered under the standard decides to accept the vaccination, the employer shall make available hepatitis B

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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Company Name: Champion Modular, Inc.
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vaccination at that time;

8) The employer shall assure that employees who decline to accept hepatitis B vaccination offered by the employer sign the statement in appendix A;

9) If a routine booster dose(s) of hepatitis B vaccine is recommended by the U.S. Public Health Service at a future date, such booster dose(s) shall be made available in accordance with section CFR 1910.1030 (f)(1)(ii).

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/01/2019
\$9472.00

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



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

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

29 CFR 1910.1030(g)(2)(i): The employer did not ensure that each employee with occupational exposure participated in a training program:

a) Champion Modular, Inc., on or about November 20th, 2018 and times prior thereto: Employees had potential exposure to bloodborne pathogens intermittently throughout work operations including, but not limited to, responding to incidents involving blood, and/or cleaning up of blood and OPIM (other potentially infectious material). Some employee had not received training on what bloodborne pathogens were and how to properly protect themselves from exposure to blood or OPIM.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/01/2019
\$9472.00



Citation and Notification of Penalty

Company Name: Champion Modular, Inc:
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

29 CFR 1910.1030(g)(2)(ii)(B): The employer did not ensure that the training was provided to employees with occupational exposure at least annually:

a) Champion Modular, Inc., on or about November 20th, 2018 and times prior thereto: Employees had potential exposure to bloodborne pathogens intermittently throughout work operations including, but not limited to, responding to incidents involving blood, and/or cleaning up of blood and OPIM (other potentially infectious material). Annual bloodborne pathogen training had not been provided to all affected employees.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:

07/01/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

29 CFR 1910.95(g)(6): At least annually after obtaining the baseline audiogram, the employer did not obtain a new audiogram for each employee exposed at or above an 8-hour time-weighted average of 85 decibels :

a) Champion Modular, Inc., Sheeting areas, on or about December 12th, 2018 and times prior thereto: An employee in the sheeting area was provided with a baseline audiogram on July 22nd, 2016, the employee was not provided with annual audiograms on or around July 2017, and July 2018. The employee performing operations including, but not limited to pneumatic nail gun operations, and various sawing operations in the sheeting department area was exposed to noise levels of 68.73 % of the allowable limit during a 442 minute sampling period on December 12th, 2018. Exposure calculations included a zero exposure increment for the 38 minutes not sampled. This exposure is equivalent to a sound level of 87.3 dBA for the dose and time of employee exposure.

b) Champion Modular, Inc., Deck Shop area, on or about December 12th, 2018 and times prior thereto: An employee in the deck shop area was provided with a baseline audiogram on August 3rd, 2010, the employee was not provided with annual audiograms on or around August 2011, August 2012, August 2014, August 2015, August 2016, August 2017, and August 2018. The employee performing operations including, but not limited to pneumatic nail gun operations, and various sawing operations in the deck shop department area was exposed to noise levels of 104.5 % of the allowable limit during a 425 minute sampling period on December 12th, 2018. Exposure calculations included a zero exposure increment for the 55 minutes not sampled. This exposure is equivalent to a sound level of 90.3 dBA for the dose and time of employee exposure.

c) Champion Modular, Inc., Deck Shop area, on or about January 10th, 2019 and times prior thereto: An employee in the deck shop area was provided with a baseline audiogram on August 2nd, 2016, the employee was not provided with annual audiograms on or around August 2017, and August 2018. The employee performing operations including, but not limited to pneumatic nail gun operations, and various sawing operations in the deck shop department area was exposed to noise levels of 76.7 % of

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: Champion Modular, Inc.
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the allowable limit during a 449 minute sampling period on January 10th, 2019. Exposure calculations included a zero exposure increment for the 31 minutes not sampled. This exposure is equivalent to a sound level of 88.1 dBA for the dose and time of employee exposure.

d) Champion Modular, Inc., Framing department area, on or about January 24th, 2019 and times prior thereto: An employee in the framing department area was provided with a baseline audiogram on August 5th, 2008, the employee was not provided with annual audiograms on or around August 2009, August 2010, August 2011, August 2013, August 2014, August 2015, August 2016, August 2017, and August 2018. The employee performing operations including, but not limited to pneumatic nail gun operations in the framing department area was exposed to noise levels of 74.4 % of the allowable limit during a 478 minute sampling period on January 24th, 2019. Exposure calculations included a zero exposure increment for the 2 minutes not sampled. This exposure is equivalent to a sound level of 87.9 dBA for the dose and time of employee exposure.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

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Proposed Penalty:

07/01/2019
\$113652.00



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Company Name: Champion Modular, Inc.
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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1910.95(k)(1): The employer did not train each employee who is exposed to noise at or above an 8-hour time-weighted average of 85 decibels in accordance with the requirements of 29 CFR 1910.95(k). The employer did not institute a training program and ensure employee participation in the program:

a.) Champion Modular, Inc., Sheeting areas, on or about December 12th, 2018 and times prior thereto: The employer did not institute, and ensure employee participation in an initial hearing conservation training program for all newly hired employees who were exposed to noise that exceeded an 8 hour time weighted average sound level of 85 dBA. An employee performing operations including, but not limited to pneumatic nail gun operations, and various sawing operations in the sheeting department area was exposed to noise levels of 68.73 % of the allowable limit during a 442 minute sampling period on December 12th, 2018. Exposure calculations included a zero exposure increment for the 38 minutes not sampled. This exposure is equivalent to a sound level of 87.3 dBA for the dose and time of employee exposure.

b.) Champion Modular, Inc., Deck Shop area, on or about December 12th, 2018 and times prior thereto: The employer did not institute, and ensure employee participation in an initial hearing conservation training program for all newly hired employees who were exposed to noise that exceeded an 8 hour time weighted average sound level of 85 dBA. An employee performing operations including, but not limited to pneumatic nail gun operations, and various sawing operations in the deck shop department area was exposed to noise levels of 104.5 % of the allowable limit during a 425 minute sampling period on December 12th, 2018. Exposure calculations included a zero exposure increment for the 55 minutes not sampled. This exposure is equivalent to a sound level of 90.3 dBA for the dose and time of employee exposure.

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c.)Champion Modular, Inc., Deck Shop area, on or about January 10th, 2019 and times prior thereto: The employer did not institute, and ensure employee participation in an initial hearing conservation training program for all newly hired employees who were exposed to noise that exceeded an 8 hour time weighted average sound level of 85 dBA. An employee performing operations including, but not limited to pneumatic nail gun operations, and various sawing operations in the deck shop department area was exposed to noise levels of 76.7 % of the allowable limit during a 449 minute sampling period on January 10th, 2019. Exposure calculations included a zero exposure increment for the 31 minutes not sampled. This exposure is equivalent to a sound level of 88.1 dBA for the dose and time of employee exposure.

ABATEMENT NOTE:

The employer shall ensure that each employee is informed of the following:

- 1) The effects of noise on hearing;
- 2) The purpose of hearing protectors, the advantages, disadvantages, and attenuation of various types, and instructions on selection, fitting, use, and care; and
- 3) The purpose of audiometric testing, and an explanation of the test procedures.

Additionally, the training program shall be repeated annually for each employee included in the hearing conservation program.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as 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:

07/01/2019

Proposed Penalty:

\$113652.00



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
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Citation 2 Item 2 b Type of Violation: **Willful**

29 CFR 1910.95(k)(2): The training program was not repeated annually for each employee included in the hearing conservation program. Information in the training program was not updated to be consistent with changes in protective equipment and work processes:

a.) Champion Modular, Inc., Framing department area, on or about January 24th, 2019 and times prior thereto: The employer did not institute, and ensure employee participation in an annual hearing conservation training program for all employees who were exposed to noise that exceeded an 8 hour time weighted average sound level of 85 dBA. An employee performing operations including, but not limited to pneumatic nail gun operations in the framing department area was exposed to noise levels of 74.4 % of the allowable limit during a 478 minute sampling period on January 24th, 2019. Exposure calculations included a zero exposure increment for the 2 minutes not sampled. This exposure is equivalent to a sound level of 87.9 dBA for the dose and time of employee exposure.

ABATEMENT NOTE:

The employer shall ensure that each employee is informed of the following:

- 1) The effects of noise on hearing;
- 2) The purpose of hearing protectors, the advantages, disadvantages, and attenuation of various types, and instructions on selection, fitting, use, and care; and
- 3) The purpose of audiometric testing, and an explanation of the test procedures.

Additionally, the training program shall be repeated annually for each employee included in the hearing conservation program.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

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: 1361450
Inspection Date(s): 11/20/2018 - 05/13/2019
Issuance Date: 05/14/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

Date By Which Violation Must be Abated:

07/01/2019

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: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

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

a.) Champion Modular, Inc., Various production areas, on or about November 20th, 2018 and times prior thereto: The employer did not provide effective hazard communication training for all employees working with and around hazardous substances including, but not limited to, Miracle Foam Seal F2100A (Isocyanates), Foamseal Miracle Big Bond (Isocyanates), Proform FasTrack 20 & 45 (respirable dust), combustible/explosive dust, liquid nails, kerosene, carbon monoxide, and wood dust.

ABATEMENT NOTE:

Information and training may be designed to cover categories of hazards (e.g., flammability, carcinogenicity) or specific chemicals. Chemical-specific information must always be available through labels and safety data sheets.

INFORMATION: Employees shall be informed of:

- 1.) The requirements of this section;
- 2.) Any operations in their work area where hazardous chemicals are present; and,

TRAINING: Employee training shall include at least:

- 1.) Methods and observations that may be used to detect the presence or release of a hazardous chemical in the work area (such as monitoring conducted by the employer, continuous monitoring devices, visual appearance or odor of hazardous chemicals when being released, etc.);
- 2.) The physical and health hazards of the chemicals in the work area;
- 3.) The measures employees can take to protect themselves from these hazards, including specific procedures the employer has implemented to protect employees from exposure to hazardous chemicals, such as appropriate work practices, emergency procedures, and personal protective equipment to be used; and,
- 4.) The details of the hazard communication program developed by the employer, including an

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

Inspection Number: 1361450
Inspection Date(s): 11/20/2018 - 05/13/2019
Issuance Date: 05/14/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

explanation of the labeling system and the safety data sheets, and how employees can obtain and use the appropriate hazard information.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as 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:
Proposed Penalty:

07/01/2019
\$94753.00

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: 1361450
Inspection Date(s): 11/20/2018 - 05/13/2019
Issuance Date: 05/14/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

Citation 3 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.1053(d)(3)(i): The employer did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area:

a) Champion Modular, Inc., Sanding areas of the facility, on or about December 11th, 2018 and times prior thereto: Employees were potentially exposed to crystalline silica generated during sanding operation onsite. The Safety Data Sheet for the Proform brand FasTrack Plus 20 and 45 warned of potential exposure to crystalline silica. The employer did not evaluate employees potential exposure to crystalline silica.

NO ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$0.00

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

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

Inspection Number: 1361450
Inspection Date(s): 11/20/2018 - 05/13/2019
Issuance Date: 05/14/2019



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

Citation 3 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.1200(f)(6)(i): 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 information required by 29 CFR 1910.1200(f)(1)(i) through 29 CFR 1910.1200(f)(1)(v):

a.) Champion Modular, Inc., Saw area of the facility, on or about November 20th, 2018 and times prior thereto: A spray bottle labeled as "Blaster" did not contain the appropriate label and hazard warnings associated with the product in that, the container contained bleach.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

06/10/2019
\$0.00

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



Citation and Notification of Penalty

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258

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

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

a) Champion Modular, Inc., Saw area of the facility, on or about November 20th, 2018 and times prior thereto: Employees worked with and around corrosive chemicals including, but not limited to bleach (DG Home Easy Pour bleach) during the spraying of wood products onsite and during the clean-up of blood or other potentially infectious materials onsite. The employer did not make available a Safety Data Sheet for the bleach used onsite.

NO ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$0.00

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

Brendan Claybaugh
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1128 State Street
Suite 200
Erie, PA 16501



INVOICE / DEBT COLLECTION NOTICE

Company Name: Champion Modular, Inc.
Inspection Site: 451 Southern Ave., Strattanville, PA 16258
Issuance Date: 05/14/2019

Summary of Penalties for Inspection Number	1361450
Citation 1, Serious	\$47359.00
Citation 2, Willful	\$322057.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$369416.00

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

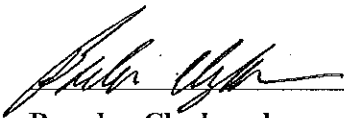
original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

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.



Brendan Claybaugh

Area Director

5/14/19
Date